

AMENDMENT

It is hereby agreed by and between the State of Vermont, Agency of Human Services, Office of Vermont Health Access (formerly known as Department of Prevention, Assistance, Transition, and Health Access) (hereafter referred to as the "State" or the "Department") and Electronic Data Systems, LLC (EDS), a Delaware limited liability company (hereafter referred to as the "Contractor") that the Title XIX Medicaid Contract for operation of the Vermont Medicaid Management Information System (MMIS), entered into January 01, 2004 (hereafter referred to as the "Contract"), is hereby amended effective upon execution by the Department's Director, as follows:

On contract page 1 of the base contract, replace section 5 in its entirety with the following Section 5:

"5. Maximum Amount: The State agrees to pay the Contractor pursuant to the payment provisions specified in Attachment B, a sum not to exceed \$96,911,472.

In Attachment A, Section 12 – Enhancement Activity Dates page 9, add Part IV for HIPAA Transaction Set, Version 5010 Activity Dates :

HIPAA Transaction Modifications	Estimated Project Dates **	
	Start	Finish
Assessment	5/1/2009	5/31/2009
Design Specification Document	6/1/2009	6/30/2009
Development	7/1/2009	7/1/2010
Testing	11/1/2009	10/31/2010
Operational Readiness Plan	11/1/2010	11/15/2010
Training	11/1/2010	11/31/2010
Implementation	12/01/2010	12/01/2010
Warranty	12/01/2010	02/28/2011

** The start date of the implementation is subject to change based on timing of CMS approval. The end date will correspond to the final date of the HIPAA regulation.

Attachment B, Part 2: Enhancement Invoice Schedule page 15, add the following:

HIPAA Transaction Modifications - Estimated Costs **	Hours	Costs
Assessment	384	\$40,000.00
Design Specification Documents	142	\$15,000.00
Development	2802	\$295,000.00
Testing	1187	\$125,000.00
Operational Readiness Plan	95	\$10,000.00
User Acceptance Testing	142	\$15,000.00
Implementation	0	
Warranty	0	
Total Costs	4752	\$500,000.00

** The hours provided are estimates only. EDS will produce a monthly bill for the actual hours used each month minus a 10% retainage. The bill will include the hours used for each activity listed above. EDS will be reimbursed at the modification hourly rate for additional CSR Hours as described in Section 11 of Amendment # 5 of this contract. The monthly retainage will be billable upon approval of the project.

In Attachment B, Part 3: Invoice/Payment Clarifications replace # 2 with the following:

“2. Subject to any excused delays of Force Majeure events as described in the contract’s terms and conditions, the Contractor will meet the start and finish dates as established in Attachment A, Paragraph 12 of this Contract. Enhancement payments for Part I and Part II of Attachment F shall be rendered based on acceptance of each milestone/deliverable set forth in Part 2 of this Attachment, by the State official cited in Part 3, Paragraph 3 of this attachment, or a duly designated representative of the State.

Enhancement payments for Part III and Part VII of Attachment F shall be rendered based on a monthly invoice to include a detailed accounting of hours used for each designated activity minus 10% retainage set forth in Part 2 of this Attachment, by the State official cited in Part 3, Paragraph 3 of this Attachment, or a duly designated representative of the State. A user acceptance test (UAT) will be conducted at the conclusion of software customization. Once the system has been operated in all material respects in accordance with the contractual specifications for a period of ten business days, the State will accept the system. In the event that the system fails to operate in all material respects in accordance with the contractual specifications during the thirty calendar days following system acceptance the State shall provide written notification of the specific contract specifications not being met and EDS will use all reasonable efforts to repair the system at no additional cost to the state.

It is understood that the 10% retainer of each invoice amount will be paid upon submission of a final invoice after completion of the 30 day warranty period.

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Contract # 8430
Change # 7
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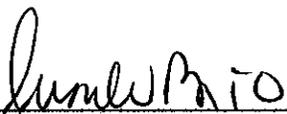
The total maximum amount payable under this Contract for design, development and implementation of enhancements shall not exceed \$11,328,565. The State shall not be responsible for expenses of the Contractor not already accounted for in the amounts set forth in Part VII of this attachment.

By adding Attachment F Part VII EDS Narrative and Price Proposal Submitted on November 3, 2008 for HIPAA 5010 Transaction Set Implementation services, which is an attachment of this amendment on page 4.

This amendment consists of 6 pages. Except as modified by this amendment and any previous Amendments, all provisions of this contract (#8430), dated January 1, 2004, shall remain unchanged and in full force and effect.

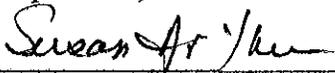
STATE OF VERMONT

Office of Vermont Health Access

By: 
Susan Besio, Director

CONTRACTOR:

Electronic Data Systems, LLC
(Formerly known as Electronic Data Systems Corporation)

By: 
Susan Arthur, General Manager
US Government, State and Local
NE Region

Date: 5/27/09

Date: 5/21/09

Attachment F, Part VII

EDS Narrative Proposal and Price Proposal Submitted for the HIPAA 5010 Transaction Set Implementation November 3, 2008.

On January 15, 2009, the Department of Health and Human Services (DHHS) published the Final Rule that adopts the modifications to the HIPAA electronic standards by 12/31/2011. The purpose of this project is to identify where the MMIS is impacted by those known changes and to remediate those impacted areas of the MMIS to comply with the new transaction standards.

The assessment and requirements analysis will be done by a Project Team consisting of subject matter experts and technical staff for each MMIS component and subsystem. The teams will determine the impact of the HIPAA transaction modifications to MMIS business rules and system functions. Design documents will then be created, system development will occur, the changes will be tested and implementation will be scheduled and carried out.

The first step in this process will be to complete a detailed work plan. To complete the Plan, EDS will have to compare the requirements of the proposed rule to existing MMIS functionality. From a business perspective, this will involve examining incoming and outgoing HIPAA transactions and comparing the existing standard to the new standard.

Particular attention will be paid to identifying:

- Differences between the existing transaction formats and the new standards.
- Where the MMIS currently stores existing data elements and where new data elements will be stored.
- Functional processes associated with current transactions and data elements, and how those will need to change with the new transaction standard to accommodate any addition, changes, and or deletions of data elements.
- New functional processes associated with the modified standards and required data.

Preliminary assessments indicate that the portion of the system operated by EDS is likely to need the most remediation. Areas already identified in the MMIS that will be impacted include:

- Translator Maps for incoming 837 Claims, including 827D-Dental, 837I-Institutional, 837P-Professional, and their related interface files to the MMIS system,
- Incoming 270-Eligibility requests and incoming 276-Claim Status requests,

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- Front-end claims load and claims adjudication systems,
- Claims Eligibility and Claim Status transaction processing, and
- Back-end 271 Eligibility Response transactions and 277-Claim Status Responses.

Also affected are:

- 835-Electronic claims remittance,
- 820-Premium remittance,
- 271-Enrollment Rosters, and
- The corresponding interface files and transaction mappings.

A comprehensive Testing Phase will take place to be certain that the MMIS and its subsystems, will be able to accept and send the modified transactions. An Operational Readiness Plan will be developed, and the last milestone before implementation will be User Acceptance Testing.

Project Timeline

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Warranty	12/01/2010	02/28/2011

***** Dates are estimates only and are subject to change based on results of the Assessment phase. The end date will be on or before the final date of the HIPAA regulation..***

Project Costs

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