

MEMORANDUM

TO: Robert Hoffman, Secretary - AHS

FROM: Susan Besio, Director

DATE: April 29, 2009

SUBJECT: Justification for No-Bid, Sole-Source Contract with Covington & Burling
Duration: 07/01/2009 – 06/30/2010
Value: \$15,000.00

The contract with Covington & Burling of Washington DC is for legal and legislative assistance/representation regarding potential adverse affects of federal proposals or actions on Vermont's 1115 Medicaid Waivers and other Vermont health programs.

The firm has a national reputation as a Medicaid consultant for these purposes. They provide thorough topical analysis on a variety of subjects pertaining to social welfare and issue numerous memoranda summarizing proposed/new federal regulations and compliance mechanisms. Memoranda address recent US Supreme Court, federal circuit court, and state Supreme Court arguments and decisions. In that many other states also contract with Covington & Burling, familiarity with the advice disseminated to other states assists Vermont in planning for or participation in multi-state initiatives.

Contractor's work will be performed for the Secretary of the Agency or the Director of OVHA.

The funding for this contract will be covered by the Global Commitment to Health Appropriations for the term of the contract. This contract complies with all mandatory provisions of AOA Bulletin 3.5.

OVHA looks forward to approval of this contract.