



George Latimer
County Executive

Department of Finance

Ann Marie Berg
Commissioner

72011

DATE: October 8, 2019

TO: Board of Acquisition and Contract

FROM: Ann Marie Berg
Commissioner, Department of Finance

SUBJECT: Amending a resolution that authorized the County to enter into an agreement with CaremarkPCS Health, LLC, which does business as CVS Health, pursuant to which it will provide pharmacy benefit management services, for the period from January 1, 2020 through December 31, 2022, with the County having the sole option to extend the term of the agreement for up to two (2) periods of two (2) years thereafter.

By a resolution approved on August 22, 2019 (the “Original Resolution”), your Honorable Board authorized the County of Westchester (the “County”) to enter into an agreement (the “Agreement”) with CaremarkPCS Health, LLC, which does business as CVS Health, (“CVS”) pursuant to which CVS will provide the County with pharmacy benefit management services for the County’s self-insured prescription drug program for employees and retirees, consisting of both commercial coverage and ‘EGWP Plus Wrap’ coverage, (the “PBM Services”) on the various terms detailed in the Original Resolution.

CVS informed the County that it intends for SilverScript Insurance Company (“SSIC”), a wholly owned subsidiary that CVS explained has the same ultimate parent company—CVS Health Corporation—as CVS, to be the entity that provides the ‘EGWP Plus Wrap’ portion of the PBM Services. CVS informed the County that it cannot merely subcontract with SSIC for those services, but, rather, must assign that portion of the Agreement to SSIC. CVS informed the County that this is necessary because SSIC is the entity, within CVS’s corporate relations, that is authorized by the Federal government’s Centers for Medicare and Medicaid Services to offer an ‘EGWP’ (an ‘Employer Group Waiver Plan’).

Therefore, the County respectfully requests that your Honorable Board amend the Original Resolution by adding a ‘RESOLVED’ clause that will authorize the County to consent

to CVS's assignment to SSIC of the provision of the 'EGWP Plus Wrap' portion of the PBM Services under the Agreement.

I respectfully recommend the adoption of the attached resolution.

AMB/AO/bdm/nn

APPROVED BOARD OF ACQUISITION & CONTRACT - 10/17/2019 - LISA MRIJAJ, SECRETARY

RESOLUTION

Upon a communication from the Commissioner of Finance, be it hereby

RESOLVED, that the resolution approved on August 22, 2019 (the “Original Resolution”), which authorized the County of Westchester (the “County”) to enter into an agreement (the “Agreement”) with CaremarkPCS Health, LLC, which does business as CVS Health, (“CVS”) pursuant to which CVS will provide the County with pharmacy benefit management services for the County’s self-insured prescription drug program for employees and retirees, consisting of both commercial coverage and ‘EGWP Plus Wrap’ coverage, (the “PBM Services”) on the various terms detailed in the Original Resolution, is hereby amended by adding a new ‘RESOLVED’ clause between the existing fifth and sixth ‘RESOLVED’ clauses of the Original Resolution, which new ‘RESOLVED’ clause shall read as follows:

“RESOLVED, that the County is hereby authorized to consent to the assignment by CVS, to SilverScript Insurance Company, of the provision of the ‘EGWP Plus Wrap’ portion of the PBM Services under the Agreement, and be it further”

; and be it further

RESOLVED, that except as expressly provided herein, all other terms and conditions of the Original Resolution shall remain in full force and effect; and be it further

RESOLVED, that the County Executive or his duly authorized designee is hereby authorized to execute any documents and take any actions reasonably necessary and appropriate to effectuate the purposes of this Resolution.

Account to be Charged/Credited

Fund	Dept	Major Program, Program & Phase Or Unit	Object/ Sub-Object	Trust Account	Dollars
					N/A

Budget Funding Year(s): _____ Start Date: 01/01/20 End Date: 12/31/22
(must match resolution)

Funding Source _____ Tax Dollars: _____
N/A _____ State Aid: _____
(must match resolution) Federal Aid: _____
Other: _____