

HHSC CONTRACT NO. HHS000050200002
AMENDMENT NO. 2
(TEXAS PREGNANCY CARE NETWORK)

The Health and Human Services Commission ("HHSC") and the Texas Pregnancy Care Network ("Contractor"), collectively referred to as the "Parties" to that certain Alternatives to Abortion ("A2A") contract, effective June 1, 2018, and denominated HHSC Contract No. HHS000050200002 (the "Contract"), as amended, now want to further amend the Contract.

Whereas, HHSC wants to amend certain service levels relating to A2A program services provided to Unduplicated Clients from September 1, 2019 through August 31, 2020 (the "First Renewal Term");

Whereas, the Parties want to increase the Contract budget by \$9,276,009.00 to pay for A2A program services provided to an increased number of Unduplicated Clients;

Whereas, HHSC wants to provide for the allowance of unexpended balance authority within the period September 1, 2019 through August 31, 2021; and

Whereas, HHSC wants to change the identification of its Contract Representative.

The Parties therefore agree as follows:

1. Amendment to Section 4(D)

Section 4(D) of the Contract, Statement of Services to be Provided, is hereby amended to read in its entirety as follows:

(D) Contractor shall provide A2A program services to the following number of Unduplicated Clients in the periods indicated:

- (1) 14,450 from June 1, 2018 through August 31, 2018;
- (2) 46,480 from September 1, 2018 through August 31, 2019; and
- (3) 71,216 from September 1, 2019 through August 31, 2020.

2. Amendments to Article VI

Article VI of the Contract, Not-To-Exceed and Cost Reimbursement Process, is hereby amended by (1) revising section 6(A)(1) to include increased funding for the First Renewal Term, and (2) adding new section 6(A)(2) to provide unexpended balance authority, as follows:

A(1) The not-to-exceed amount of the First Renewal Term is hereby increased from \$17,429,825.00 to \$26,705,834.00. All expenditures must be in accordance with Attachment C-1, **Amended Budget Form for A2A for Fiscal Year 2020**. The total value of the Contract is therefore increased from

\$40,639,090.00 to \$49,915,099.00. All expenditures are subject to HHSC's review and written approval.

This Contract is contingent upon the continued availability of funding. If funds for this Contract become unavailable for any reason, HHSC may terminate this Contract without penalty.

A(2) Any unobligated and unexpended balances for the period September 1, 2019 through August 31, 2020 are hereby appropriated for the same purpose for the state fiscal year beginning September 1, 2020.

3. Amendment to Article VIII

Article VIII of the Contract, Contract Representatives, is hereby amended by replacing James Gicheru with Meg Kee as the new HHSC Contract Representative. Ms. Kee's contact information is as follows:

HHSC

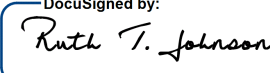
Health and Human Services Commission
Alternatives to Abortion Program
Address: 909 W. 45th Street, Building 555
Mail Code 2010
Austin, TX 78751
Attention: Meg Kee
Tel: (512) 206-5683
Email: Meg.Kee@hhsc.state.tx.us

4. Except as modified by this Amendment, all terms and conditions of the Contract shall remain in effect.
5. Any further revisions to the Contract shall be by written agreement of the Parties.
6. The Parties have executed this Amendment in their capacities as stated below with authority to bind their organizations on the dates set forth by their signatures.
7. This Amendment shall be effective on the date of the last signature below.

SIGNATURE PAGE FOLLOWS

**SIGNATURE PAGE FOR AMENDMENT No. 2
HHSC CONTRACT No. HHS000050200002**

**HEALTH AND HUMAN SERVICES
COMMISSION**

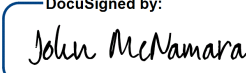
By:  DocuSigned by:
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Name: Ruth T. Johnson

Title: Chief Operating Officer

Date of Signature: January 30, 2020

TEXAS PREGNANCY CARE NETWORK

By:  DocuSigned by:
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Name: John McNamara

Title: Executive Director

Date of Signature: January 20, 2020

**THE FOLLOWING DOCUMENT IS ATTACHED TO THIS AMENDMENT AND ITS TERMS ARE HEREBY
INCORPORATED BY REFERENCE INTO THE CONTRACT:**

ATTACHMENT C-1 - AMENDED BUDGET FORM FOR A2A FOR FISCAL YEAR 2020

ATTACHMENT FOLLOWS