

Amendment Number 6 (7)
Contract #30-2022-007-DHB-#
Medicaid Direct Prepaid Inpatient Health Plan Contract

This Amendment (“Amendment”) to Contract #30-2022-007-DHB-#, as amended (“Contract”), is between the North Carolina Department of Health and Human Services, Division of Health Benefits (“Division”), and **ENTITY NAME** (“Contractor”), each a Party and collectively, the Parties.

Purpose:

The purpose of this Amendment is to incorporate requirements regarding a one-time Contract Year 1 Supplemental Tailored Care Management Capacity Building Performance Incentive Payment.

The Parties agree as follows:

I. Modifications to Section III. Contract Term, General Terms and Conditions, Protections, and Attachments

a. *Section III. B. General Terms and Conditions, 34. PAYMENT AND REIMBURSEMENT, i. Tailored Care Management Capacity Building Performance Incentive Program Payments* is revised to add the following:

- ii. Contract Year 1 Supplemental TCM Capacity Building Performance Incentive Payment
 - 1. In accordance with 42 C.F.R. 438.6(b)(2), the PIHP will be eligible to receive a Contract Year 1 Supplemental TCM Capacity Building Performance Incentive Payment (CY1 Supplemental Performance Incentive Payment) for achieving a satisfactory submission of an updated Distribution Plan set forth under *Section IV.K.5.f.* of the Contract.
 - 2. A CY1 Supplemental Performance Incentive Payment shall be separate from and in addition to the capitation payments and non-risk payments made to the PIHP under this Contract.
 - 3. The CY1 Supplemental Performance Incentive Payment is not premium revenue and shall not be considered as such for purposes of calculating the Contractor’s Medical Loss Ratio.
 - 4. In no event shall incentive payments exceed five percent (5%) of total capitation revenue that the PIHP receives during the Contract Year.

II. Modifications to Section IV. Scope of Services

a. *Section IV. Scope of Services, K. Financial Requirements, 5. Tailored Care Management Capacity Building Performance Incentive Program* is revised to add the following:

- f. Contract Year 1 Supplemental TCM Capacity Building Performance Incentive Payment
 - i. To qualify to receive a Contract Year 1 Supplemental TCM Capacity Building Performance Incentive Payment (CY1 Supplemental Performance Incentive Payment), the PIHP shall submit to the Department for review and approval an updated Capacity Building Distribution Plan no later than May 24, 2024 and finalized Capacity Building Distribution Plan no later than June 5, 2024 to be approved by the Department accounting for any changes in the PIHP’s networks as the milestone for the PIHP to receive the CY1 Supplemental Performance Incentive Payment.

- ii. PIHP shall receive the CY1 Supplemental Performance Incentive Payment during Contract Year 1 following the Department’s approval of the finalized Capacity Building Distribution Plan.

III. Effective Date

This Amendment is effective June 10, 2024, unless otherwise explicitly stated herein, subject to approval by CMS.

IV. Other Requirements

Unless expressly amended herein, all other terms and conditions of the Contract, as previously amended, shall remain in full force and effect.

Execution:

By signing below, the Parties execute this Amendment in their official capacities and agree to the amended terms and conditions outlined herein as of the Effective Date.

Department of Health and Human Services

Jay Ludlam, Deputy Secretary

Date: _____

ENTITY NAME

NAME, TITLE

Date: _____