



**COMMISSIONERS COURT
COMMUNICATION**

COURT ORDER NUMBER _____

PAGE 1 OF 4

DATE: 12/3/2024

**SUBJECT: CONSIDERATION OF REVISED DRUG PRICING AND PAYMENT
ARRANGEMENT SCHEDULE A FOR RFP NO. 2021-110 - PHARMACY
SERVICES FOR PRESCRIPTION DRUG DISPENSING - PUBLIC HEALTH
- FOUNDER PROJECT RX, INC.**

***** CONSENT AGENDA *****

COMMISSIONERS COURT ACTION REQUESTED

It is requested that the Commissioners Court consider a Revised Drug Pricing and Payment Arrangement Schedule A for RFP No. 2021-110, Pharmacy Services for Prescription Drug Dispensing, with Founder Project Rx., formerly ReCept Pharmacy.

BACKGROUND

On August 10, 2021, the Commissioners Court, through Court Order #136046, awarded RFP No. 2021-110, Pharmacy Services for Prescription Drug Dispensing, to ReCept Pharmacy.

On November 9, 2021, the Commissioners Court, through Court Order #136815, approved an Assignment and Consent Agreement, assigning all contractual obligations to Founder Project Rx, Inc.

Included in the original contract was a Drug Pricing and Payment Arrangement Schedule A for RFP No. 2021-110 which outlined third-party administrator (TPA) fees for prescription dispensing. The schedule terms have been revised to combined administrative and dispensing fees.

The term of the contract is effective through August 14, 2025.

The revised Drug Pricing and Payment Arrangement Schedule A for RFP No. 2021-110 is attached for approval and signature. The Criminal District Attorney's Office reviewed this contract as to form.

FISCAL IMPACT

There is no fiscal impact associated with this item.

SUBMITTED BY	Purchasing	PREPARED BY:	Elaine Johnson, CPPO, CPPB
		APPROVED BY:	Christopher Lax, CPSM, CPSD, CPCP

**340B CONTRACT PHARMACY SERVICES AGREEMENT
Revised Schedule A**

Drug Pricing and Payment Arrangements

1. For purposes of this Schedule, the following terms apply:

a. "Pharmacy Fee" shall be:

Capture Rates	
Brand & Generic	10% of Commercial Cost plus \$4.00
Uninsured/Self Pay Claims	10% of Commercial Cost plus \$4.00

2. "**Commercial Cost**" is the total amount of Third Party Payments and Co-Payments collected by Pharmacy for each dispensing of a prescription.
3. If a claim results in a negative expense to the Covered Entity, the claim will be excluded as an Eligible Patient, will not be reconciled as a 340B claim and will remain billed through Pharmacy's normal course of business.
4. Pharmacy shall withhold all Pharmacy Fees from insurance receipts for claims filed for eligible patients and shall remit the balance to Covered Entity.
5. The Inventory Replenishment Rate shall be the following: Current Wholesale Acquisition Cost (WAC) price as determined by MediSpan.
6. For patients of Covered Entity who are not Eligible Patients under 340B, pharmacy shall dispense such medications in its normal course of business.

Effective Date: _____


Tarrant County

By: _____

Name:

Title:

Founder Project Rx, Inc.

By:  _____

Name: *NICKY DOTS*

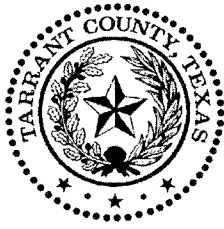
Title: *PRES*

11082024

APPROVED AS TO FORM:

Kimberly Colliet Wesley
Criminal District Attorney's Office*

*By law, the Criminal District Attorney's Office may only approve contracts for its clients. We reviewed this document as to form from our client's legal perspective. Other parties may not rely on this approval. Instead those parties should seek contract review from independent counsel.



TAKINGS IMPACT ASSESSMENT CHECKLIST

Complete this form for any county action that involves the adoption of a regulation, policy, guideline, court resolution, or order.

Project/Regulation Name: Consideration of Revised Drug Pricing and Payment Arrangement Schedule A RFP No. 2021-110 - Pharmacy Services for Prescription Drug Dispensing - Public Health - Founder Project Rx, Inc.

County Department: PURCHASING

Contact Person: Melissa Lee, C.P.M., A.P.P.

Phone Number for Contact Person: (817) 884-3245

Type of TIA Performed: SHORT TIA or FULL TIA. Circle one after answering the questions in Sections II and III below.

I. Stated Purpose

Attach to this checklist an explanation of the purpose of the regulation, policy, guideline, court resolution, or order.

Note: The remainder of this Takings Impact Assessment Checklist should be completed in consultation with the Criminal District Attorney's Office.

II. Potential Effect on Private Real Property

1. Does the county action require a physical invasion, occupation, or dedication of real property?

Yes _____ No √

2. Does the county action limit or restrict a real property right, even partially, or temporarily?

Yes _____ No √

If you answered yes to either question, go to Section III. If you answered no to both, STOP HERE and circle SHORT TIA at the top of the form.

CO# 144420



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- FOUNDER PROJECT RX, INC.**

***** CONSENT AGENDA *****

COMMISSIONERS COURT ACTION REQUESTED

It is requested that the Commissioners Court consider a Revised Drug Pricing and Payment Arrangement Schedule A for RFP No. 2021-110, Pharmacy Services for Prescription Drug Dispensing, with Founder Project Rx., formerly ReCept Pharmacy.

BACKGROUND

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Included in the original contract was a Drug Pricing and Payment Arrangement Schedule A for RFP No. 2021-110 which outlined third-party administrator (TPA) fees for prescription dispensing. The schedule terms have been revised to combined administrative and dispensing fees.

The term of the contract is effective through August 14, 2025.

The revised Drug Pricing and Payment Arrangement Schedule A for RFP No. 2021-110 is attached for approval and signature. The Criminal District Attorney's Office reviewed this contract as to form.

FISCAL IMPACT

There is no fiscal impact associated with this item.

SUBMITTED BY	Purchasing	PREPARED BY:	Elaine Johnson, CPPO, CPPB
		APPROVED BY:	Christopher Lax, CPSM, CPSD, CPCP

**340B CONTRACT PHARMACY SERVICES AGREEMENT
Revised Schedule A**

Drug Pricing and Payment Arrangements

1. For purposes of this Schedule, the following terms apply:

a. "Pharmacy Fee" shall be:

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4. Pharmacy shall withhold all Pharmacy Fees from insurance receipts for claims filed for eligible patients and shall remit the balance to Covered Entity.
5. The Inventory Replenishment Rate shall be the following: Current Wholesale Acquisition Cost (WAC) price as determined by MediSpan.
6. For patients of Covered Entity who are not Eligible Patients under 340B, pharmacy shall dispense such medications in its normal course of business.

Effective Date: _____

Tarrant County

By: _____

Name: Tim O'Hare

Title: Tarrant County Judge

Founder Project Rx, Inc.

By: _____

Name: Nicky Dotts

Title: Pres

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Name: NICKY DOTS

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11082024

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Kimberly Colliet Wesley
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