

ARLINGTON COUNTY, VIRGINIA

**AGREEMENT NO. 19-054-R
AMENDMENT NUMBER 2**

This Amendment Number **2** is made on 12/13/2022 by the County and amends Agreement Number **19-054-R** ("Main Agreement") dated **April 1, 2018**, between **Diamond Drugs, Inc** ("Contractor") and the County Board of Arlington County, Virginia ("County").

The County and the Contractor agree to amend the main contract called for under the Main Agreement as follows:

- 1. CONTRACT TERM:** Pursuant to Section 2. The Period of Performance shall be extended to **December 31, 2022**.

All other terms and conditions of the Main Agreement remain in effect.

WITNESS these signatures:

THE COUNTY BOARD OF ARLINGTON
COUNTY, VIRGINIA

DIAMOND DRUGS, INC.

AUTHORIZED: DocuSigned by:
SIGNATURE: Dr. SHARON T. LEWIS
89B86B1AD301462...

AUTHORIZED: DocuSigned by:
SIGNATURE: Mark J. Zilner
630162CA5D8F4B4...

NAME: DR. SHARON T. LEWIS

NAME: Mark J. Zilner

TITLE: PURCHASING AGENT

TITLE: President & CEO, Owner

DATE: 12/13/2022

DATE: 12/13/2022

Appendix 2 – Pricing Sheet for Department of Corrections (DOC) Facilities**Each prescription and stock piece will be billed as follows:****Actual Acquisition Cost (AAC) plus a not-to-exceed (ceiling) dispensing fee:**

If ADP is between:	Each prescription and stock piece will have a not-to-exceed dispensing fee of:
1 and 2,500	\$3.30
2,501 and 5,000	\$3.20
5,001 and 14,000	\$3.10
14,001 and 25,000	\$3.00
25,001 and higher	\$2.90

- ◆ Actual Acquisition Cost (AAC) is defined as Diamond's direct upfront wholesaler medication cost at the time of dispensing.
- ◆ The average daily population (ADP) is defined as the aggregate number of individuals housed by an MMCAP Member DOC at any given time. ADP is calculated by calculating the sum of each day's actual inmate census over a calendar month, and then dividing the sum by the number of calendar days in the respective calendar month. For the purpose of this agreement, ADP will be calculated on a monthly, per DOC, basis.
- ◆ The dispensing fees quoted are the not-to-exceed dispensing fee per prescription and stock piece. As all Member DOC requirements are specific to their unique needs, Diamond reserves the right and may be willing to negotiate rates below those presented in the table above to offer MMCAP DOC Members the best rate available based on the needed services and program management.
- ◆ The dispensing fee includes:
 - A pharmacist for up to quarterly onsite inspections where required by law or accreditation, at Member DOCs, if requested. Inspections that are required more often than quarterly or inspections for Member DOCs located in Alaska or Hawaii will be billed as a pass-through cost at \$75.00 per hour plus travel expenses.
 - Pharmacist participation in P&T and other committee meetings via teleconference or webinar unless coordinated with an on-site scheduled inspection. Committee meetings required on site that are not coordinated with a scheduled inspection visit or for Member DOCs in Alaska or Hawaii will be billed as a pass-through cost at \$75.00 per hour plus travel expenses.
 - No additional software charges for electronic ordering and electronic medication administration records (eMARs) if you choose Diamond's Sapphire computerized physician order entry (CPOE) and eMAR solution when Diamond is the sole prescription filling service provider and all orders are transmitted via Sapphire.
- ◆ Shipping costs are included as part of the dispensing fee for Member DOCs in the contiguous United States. If medications need to be shipped to an outside facility address, such as a farm-out location or county jails housing DOC inmates, the shipping cost will be billed as a pass-through. For Member DOCs in Alaska or Hawaii, shipping costs will be a pass-through charge.
- ◆ Durable medical equipment (DME) and medical supplies are billed at Diamond's correctional pricing, and prices will be quoted on a case-by-case basis, when requested.
- ◆ Startup in-service training, orientation, and ongoing training for Facilities in the contiguous United States is included in the quoted rates. Any on-site training for Facilities in Alaska or Hawaii are billed as a pass-through cost to Facility.