

STATE OF TEXAS
COUNTY OF TRAVIS

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Agreement
Between
Texas Board of Nursing
And
Recovery Trek, LLC

I.

The Texas Board of Nursing, hereinafter referred to as the “Board,” and Recovery Trek, LLC., hereinafter referred to as the Contractor, hereby make and enter into this agreement for the mutual consideration set forth below.

II.

Authority for Agreement: This agreement is entered into by the parties pursuant to Request for Proposal No. 507-17-027 (RFP), posted on October 27, 2016, in accordance with Texas Government Code §§ 2156.121 – 2156.125, and 34 Texas Administrative Code §20.208. On January 19th, 2017, the Board awarded the Board’s contract for licensee drug screening to Contractor.

III.

Contract Documents: This agreement formally incorporates all of the requirements, affirmations, specifications, responsibilities, and the terms and conditions found in the attached RFP, its attachments, addendum, and Contractor’s response/proposal, as follows:

- A. Request for Proposal No. 507-17-027 (RFP)
 - 1. Part A: Special Instructions
 - 2. Part B: General Instructions and Contract Terms and Conditions
 - 3. Attachment A: Execution of Offer
 - 4. Attachment B: Drug Testing Panels and Pricing
 - 5. Attachment C: Respondent’s Information and Best Value Questionnaire
 - 6. Attachment D: Drug Testing Locations
 - 7. Contractor’s Response/Proposal

IV.

Responsibilities of the Parties: Except as otherwise provided in this Contract, the parties agree to abide by the specifications, scope of services, requirements, and all other responsibilities and

terms and conditions outlined the attached RFP, its attachments, addendum, and Contractor's response/proposal.

V.

Term of the Contract: The term of this Contract will be from date the Contract is signed and executed by the Board's Executive Director, with an end date of 8/31/17. In accordance with RFP Section A.3, this includes the option for renewal for two (2), one (1) year renewals upon mutual agreement of the parties to be evidence in writing prior to the expiration date of the initial term or current renewal period.

The Texas Board of Nursing may extend the Contract for six months following the last period of renewal or for such additional time as the Texas Comptroller deems necessary to secure and transition to a new contract.

VI.

Designation of Board Contract Manager: Keith LaSalle, Purchaser.

VII.

Notice of Award: Receipt of this fully executed Contract will serve as the Notice of Award, as applicable, to RFP Sections A.10.2 and B.4.3.2.

VIII.

Amendments to Request for Proposal No. 507-17-027:

- A. Regarding RFP Section A.6.5, the parties hereby agree the execution of this Contract will serve to award the Contract and bind the parties, and that a Purchase Order will not be issued.
- B. Regarding RFP Part B, and specifically Section B.4.2, Controlled Correspondence, the parties hereby agree that controlled correspondence will **not** be used throughout the term of this Contract. Any and all references to Controlled Correspondence in the RFP, its attachments, and Contractor's response/proposal are hereby no longer applicable. Instead, the parties hereby agree that any and all changes and communications with respect to the terms of the Contract shall be made in writing and in a manner otherwise consistent with the terms and conditions of the RFP, its attachments, and Contractor's response/proposal.

This contract is full and complete on its face, has been read by all parties, and no terms or conditions exist outside those acknowledged and accepted herein by the parties whose signatures appear below. Contractor may not assign any of its rights or delegate any of its obligations under this contract. Any assignment or delegation attempted by Contractor in violation of this clause will be void and ineffective for all purposes.

For the faithful performance of the terms of this contract, the parties hereto execute this contract in their respective capabilities on the dates indicated.

TEXAS BOARD OF NURSING

CONTRACTOR

By: 

Katherine A. Thomas, MN, RN, FAAN
Executive Director for the
Texas Board of Nursing
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Austin, TX 78701
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By: 

~~Kirk Cox, CEO~~ F. J. Cizerle, President
Recovery Trek LLC.
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Date: March 16, 2017

Date: 10 March 2017