

SIGNATURE DOCUMENT
HEALTH AND HUMAN SERVICES COMMISSION
HHSC CONTRACT NO. HHS001197500001

The Health and Human Services Commission (“HHSC” or “System Agency”), an administrative agency within the executive branch of the state of Texas, and Pathology Associates of North Texas PA (“Contractor”), having his principal office at 1209 Brook Ave, Wichita Falls, TX 76301 (each a “Party” and collectively the “Parties”), enter into the following agreement (“Contract”) for Pathology services.

I. LEGAL AUTHORITY

This Contract is entered into pursuant to Texas Government Code, Chapter 2254, Subchapter A related to the Professional Services Procurement Act.

II. DURATION

The Contract is effective on the date of the last signature below and terminates on August 31, 2026 unless sooner terminated or renewed or extended. Notwithstanding the limitation in the preceding sentence, HHSC, at its sole discretion, also may extend the Contract beyond five (5) years as necessary to ensure continuity of service, for purposes of transition, or as otherwise determined by HHSC to serve the best interest of the State.

At the sole discretion of HHSC, any amendment issued hereunder may survive the expiration or termination of this Contract.

III. STATEMENT OF WORK

The Statement of Work to which Contractor is bound is incorporated into and made a part of this Contract for all purposes and included as Attachment A.

IV. BUDGET

The total amount of this Contract will not exceed **\$50,000.00**. By executing this Contract, Contractor agrees to the contracted rates and budget for the Contract term, including the initial term, and all renewals and extensions exercised. However, at HHSC’s sole discretion or by mutual agreement of the Parties as authorized under the Contract, the budget or contract amounts may be amended. All expenditures under the Contract shall be in accordance with **ATTACHMENT E – BUDGET**.

V. CONTRACT REPRESENTATIVES

The following persons will act as the representative authorized to administer activities under this Contract on behalf of its respective Party.

HHSC

Drew Hardy
Texas Health and Human Services Commission
HHS Health and Specialty Care System
North Texas State Hospital
4730 College Drive
Vernon, TX 76384
E-mail: drew.hardy2@hhs.texas.gov

Contractor

Liz Koulovatos
Pathology Associates
1209 Brook Ave
Wichita Falls, TX 76301
E-mail:
lizk.pathology@sbcglobal.net

VI. NOTICE REQUIREMENTS

- A. All notices given by Contractor shall be in writing, include the Contract number, comply with all terms and conditions of the Contract, and be delivered to the HHSC's Contract Representative identified above.
- B. Contractor shall send legal notices to HHSC at the address below and provide a copy to the HHSC's Contract Representative:

Health and Human Services Commission
Attention: Office of Chief Counsel
4405 N. Lamar Blvd. Mail Code 1100
Austin, TX 78751
Austin, TX 78751

- C. Notices given by HHSC to Contractor may be emailed, mailed or sent by common carrier. Email notices shall be deemed delivered when sent by HHSC. Notices sent by mail shall be deemed delivered when deposited by HHSC in the United States mail, postage paid, certified, return receipt requested. Notices sent by common carrier shall be deemed delivered when deposited by HHSC with a common carrier, overnight, signature required.
- D. Notices given by Contractor to HHSC shall be deemed delivered when received by HHSC.
- E. Either Party may change its Contract Representative or Legal Notice contact by providing written notice to the other Party.

VII. CONTRACT DOCUMENTS

Unless expressly stated otherwise in this Contract, in the event of conflict, ambiguity or inconsistency between or among any documents, all HHSC documents take precedence over Contractor's documents, and the Data Use Agreement takes precedence over all other contract documents.

VIII. SIGNATURE AUTHORITY

Each Party represents and warrants that the person executing this Contract on its behalf has full power and authority to enter into this Contract. Any Services or Work performed by Contractor before this Contract is effective or after it ceases to be effective are performed at the sole risk of Contractor.

SIGNATURE PAGE FOLLOWS

SIGNATURE PAGE

HHSC CONTRACT NO. HHS001197500001

HEALTH AND HUMAN SERVICES COMMISSION


PATHOLOGY ASSOCIATES OF NORTH TEXAS
PA

By:

James E.
Smith

Digitally signed by James E.
Smith
Date: 2022.04.07 14:58:56
-05'00'

By:



Name: James E. Smith
Title: Superintendent

Name: David A. Flack, MD
Title: CEO

Date

Date

4-6-2022

The following documents are incorporated by reference and made a part of this Contract for all purposes.

- ATTACHMENT A Statement of Work
- ATTACHMENT B Health and Human Services Contract
Affirmations, Version 2.1 (October 2021)
- ATTACHMENT C Health and Human Services (HHS) Uniform
Terms and Conditions (Vendor), Version 3.2
(April 2021)
- ATTACHMENT D Privacy Security and Breach Notification
(Revised December 2, 2021)
- ATTACHMENT E Budget