

Question:

With respect to the contract with Maximus for Special Education Medicaid Initiative Services, as the performance bond is only for \$439,500, what recourse does the State have against Maximus in the event that the State has to reimburse the federal government upwards of \$50 million:

Answer:

As we have previously informed the Committee, because the State is still in discussions with the federal government, the extent of any federal reimbursement is currently not known. Maximus has supplied the State with additional supporting documentation, which is being reviewed.

Inasmuch as the scope of the problem has not yet been defined, it would be imprudent to discuss which of our available remedies, pursuant to contract, law or equity will form the basis of our ultimate recoupment strategy.