National Family Planning & Reproductive Health Association

# Best Practices in Contracts Management

NFPRHA Fall Meeting

October 5, 2015

### Today's objectives

Contract management processes Importance of monitoring contracts

Contract review and negotiation

Contract management processes

The process of systematically and efficiently managing contract creation, execution, and analysis for the purpose of maximizing financial and operational performance and minimizing risk.

*Source: Contract management." Definitions.net.* STANDS4 LLC, 2015. Web. 25 Aug. 2015. <<u>http://www.definitions.net/definition/Contract management</u>>

Importance of monitoring contracts

# So What?

## Activity

Contract management processes

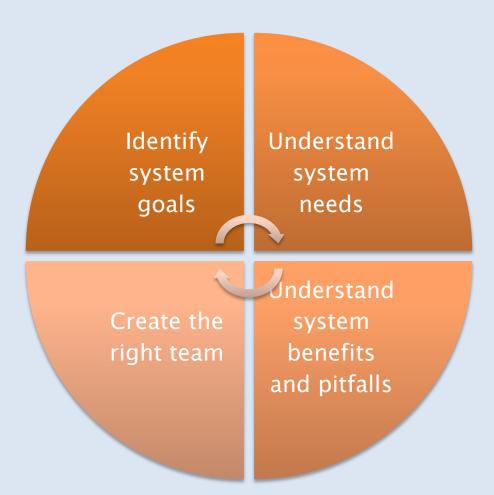


### Using a Contract Management Product

Mike Falkstrom, General Counsel Planned Parenthood of the Heartland

# **Getting Started**

Contract management processes



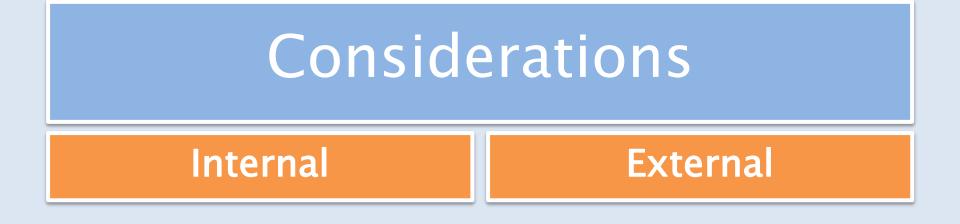
*Source: http://apttus.com/acc-conference-contract-management-systems-session/* 



Source: http://www.selectica.com/resources/guide/contract-management-process#.VgLYHLTFJOd

Contract Management Products

Is one the right fit for you?



- Contract types
- Contract volume
- Staffing
- IT

- Price
  - Monthly fees
  - Add-ons
- Licenses
- Additional considerations

## Keep in mind...

- Tip #1: Make Sure Your Vendor Will be Around Next Year
- Tip #2: Be Wary of the Market Behemoths
- Tip #3: Define Your Business Process in Detail
- Tip #4: Send a Mini-RFP Before Asking for More Detailed Information

- Tip #5: Request a Custom Demonstration of Your Specific Process
- Tip #6: Contact the Vendor's References and Speak to them One on One
- Tip #7: Get the Best Product for Your Specific Needs at a Reasonable Price

# By Total Customers

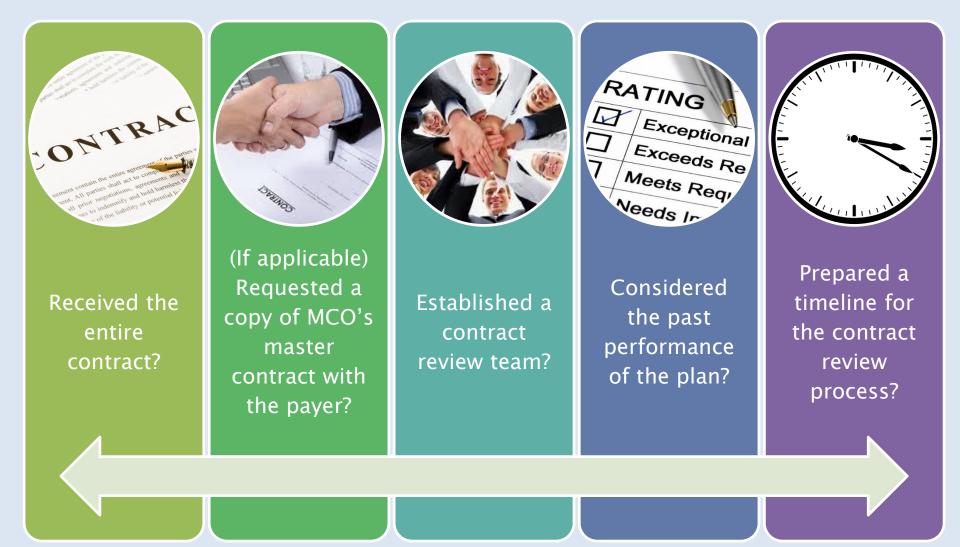
# By Total Users



Source: http://www.capterra.com/contract-management-software/#infographic

Contract review and negotiation

#### **Preparing for Contract Review**

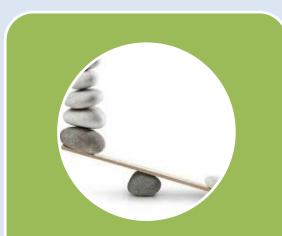


Adapted from "Technical Assistance: Negotiating Contracts with Managed Care Organizations," presented by Adam J. Falcone, Feldesman Tucker Leifer Fidell LLP.

#### **Conducting the Negotiation Process**

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Assess marketplace presence to determine leverage. Negotiation strategy that leverages strengths and takes into account weaknesses.



Establish a "bottom line" and the point at which to walk away from negotiations.

Adapted from "Technical Assistance: Negotiating Contracts with Managed Care Organizations," presented by Adam J. Falcone, Feldesman Tucker Leifer Fidell LLP.

#### What to negotiate?



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#### Questions?

