ATTACHMENT 2: BOYCOTT OF ISRAEL ATTESTATION

YH23-0093

Boycott of Israel Attestation

1. Pursuant to A.R.S. §35-393.01, **a public entity may not enter into a contract with a value of $100,000 or more with a company to acquire or dispose of services, supplies, information technology or construction unless the contract includes a written certification that the company is not currently engaged in, and agrees for the duration of the contract to not engage in, a boycott of goods or services from Israel.**

A. ***Please note that the following are exempt: Contracts estimated to be below $100,000, sole proprietorships, contractors with less than ten employees and non-profit organizations and shall select the "Exempt Solicitation, Contract or Contractor" option below.***

As defined by A.R.S. §35-393:

1. "Boycott" means engaging in a refusal to deal, terminating business activities or performing other actions that are intended to limit commercial relations with Israel or with persons or entities doing business in Israel or in territories controlled by Israel, if those actions are taken either:
   - (a) In compliance with or adherence to calls for a boycott of Israel other than those boycotts to which 50 United States Code section 4607(c) applies.
   - (b) In a manner that discriminates on the basis of nationality, national origin or religion and that is not based on a valid business reason.
2. "Company" means a sole proprietorship, organization, association, corporation, partnership, joint venture, limited partnership, limited liability partnership, limited liability company or other entity or business association, and includes a wholly owned subsidiary, majority-owned subsidiary, parent company or affiliate.
3. "Direct holdings" means all publicly traded securities of a company that are held directly by the state treasurer or a retirement system in an actively managed account or fund in which the retirement system owns all shares or interests.
4. "Indirect holdings" means all securities of a company that are held in an account or fund, including a mutual fund, that is managed by one or more persons who are not employed by the state treasurer or a retirement system, if the state treasurer or retirement system owns shares or interests either:
   - (a) together with other investors that are not subject to this section.
   - (b) that are held in an index fund.
5. "Public entity" means this State, a political subdivision of this STATE or an agency, board, commission or department of this state or a political subdivision of this state.
6. "Public fund" means the state treasurer or a retirement system.
7. "Restricted companies" means companies that boycott Israel.
8. "Retirement system" means a retirement plan or system that is established by or pursuant to title 38.

The certification below does <u>not</u> include boycotts prohibited by 50 United States Code Section 4842 or a regulation issued pursuant to that section.

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See A.R.S. §35-393.03.

2. All Offerors must select one of the following:

__X__ The Company submitting this Offer **does not** participate in, and agrees not to participate in during the term of the contract a boycott of Israel in accordance with A.R.S. §35-393 et seq. I understand that my entire response will become public record in accordance with A.A.C. R2-7-C317.

_____ The Company submitting this Offer **does** participate in a boycott of Israel as defined by A.R.S. §35-393 etseq.

_____ Exempt Solicitation, contract or Contractor. Indicate which of the following statements applies:

☐ ***Solicitation or Contract has an estimated value of less than $100,000;***

☐ Contractor is a sole proprietorship;

☐ ***Contractor has fewer than ten (10) employees; and/or***

☐ Contractor is a non-profit organization.

Caremark, L.L.C. ("CVS Health") CVS Health	
Company Name	**Signature of Person Authorized to Sign**
2100 E. Lake Cook Road, 5th Floor	Cheryl Bailey
Address	**Printed Name**
Buffalo Grove Illinois 60089	Vice President, Strategic Proposal Management
City State Zip	**Title**