

COOPERATIVE AGREEMENT MODIFICATION

Agreement/Appendix Title and Number: **W912PQ-17-2-1010**

Project Name/Description and Location: **ARNG Antiterrorism Program Coordinator (ATPC) Activities**

Modification Number: **P0001**

ISSUED BY: NATIONAL GUARD BUREAU

ISSUED TO: THE STATE OF NEW YORK

This modification is issued pursuant to the Authorities, 31 U.S.C. Chapter 63; MCA and Appendices Article VII, Sect 703; MCCA Article XII, Sect 1201 of the basic cooperative agreements. *Mark purpose and obtain signatures as appropriate IAW NGR 5-1, Chapter 3.*

a. FUNDING

b. TERMS AND CONDITIONS

c. TERMINATION

d. OTHER ADMINISTRATIVE: OPEN FY 17 APP 1010

Action	Funding Source	From	Change	To
FED	Allotment		\$ -	
FED	AFP		\$ 177,140.00	\$ 177,140.00
FED	In-Kind Assistance	\$ -	\$ -	\$ -

DESCRIPTION OF MODIFICATION:

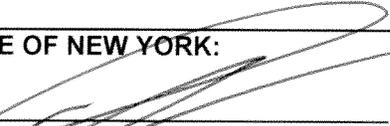
1. JUSTIFICATION: OPEN W912PQ-17-2-1010, Appendix 1010, ARNG Antiterrorism Program Coordinator (ATPC) Activities for Fiscal Year 2017.
2. SUMMARY: Appendix, W912PQ-16-2-1010 is hereby extended for Fiscal Year 2017. The effective date is 01October 2016 and the termination date is 30September 2017. Appendix W912PQ-16-2-1010 is changed to read W912PQ-17-2-1010 for FY2017.
3. ACTION: TAG signature and review of the ARNG ATPC Activities Appendix 1010 MOD 1. Return signed modification to MNPF-EA, Room 207, Cooperative Agreements, x4775/4709.
4. This Appendix is subject to the availability of funds.
5. Replace page 6 of Appendix 1010, FY 17 with updated attachment.
6. As FY2017 budgets are approved by NGB, program managers will add funding to the Appendix by separate modification.

EXECUTION

Except as provided herein, all terms and conditions of the Cooperative Agreement and/or Appendix remain unchanged in full force and effect.

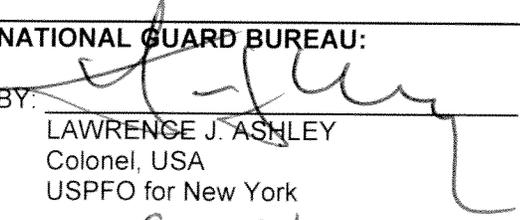
IN WITNESS WHEREOF, the parties by their authorized representatives execute this Cooperative Agreement Modification.

THE STATE OF NEW YORK:

BY: 
ANTHONY P. GERMAN
Major General, NYANG
The Adjutant General

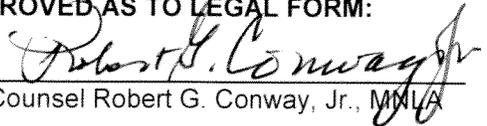
Date: 9/29/16

NATIONAL GUARD BUREAU:

BY: 
LAWRENCE J. ASHLEY
Colonel, USA
USPFO for New York

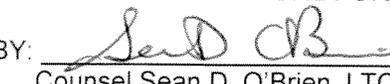
Date: 29 Sep 16

APPROVED AS TO LEGAL FORM:

BY: 
Counsel Robert G. Conway, Jr., MN/A

Date: 23 Sep 2016

APPROVED AS TO LEGAL FORM:

BY: 
Counsel Sean D. O'Brien, LTC, JA, NYARNG

Date: 26 Sep 2016

APPENDIX 10 ARNG ANTITERRORISM PROGRAM COORDINATOR (ATPC) ACTIVITIES

Section 1001. General.

a. This Appendix to the Master Cooperative Agreement (MCA) prescribes the terms, conditions and administrative procedures related to the National Guard Bureau's (NGB's) federal contribution for the Army National Guard (ARNG) Army Operations Division, Force Protection Branch (NGB-ARO-FP) Antiterrorism Program Coordinator (ATPC) Activities Cooperative Agreement program within the State.

b. Statement of Facts.

(1) The authorities and provisions set forth in NGR 5-1 are incorporated into this Appendix by reference.

(2) NGB-ARO-FP shall provide 100 percent federal support within funding limitations for authorized ATPC personnel. ATPC support is authorized for facilities described as joint use of the state and the federal government, and coded for federal support in the Facilities Inventory and Support Plan (FISP). ATPC services rendered beyond the scope of services authorized in this Appendix will not be supported by federal funds.

Section 1002. Additional Definitions.

- a. AT – Antiterrorism.
- b. ATO – Antiterrorism Officer.
- c. ATPC – Antiterrorism Program Coordinator.
- d. MDEP – Management Decision Package.
- e. AMSCO – Army Management Structure Codes.

Section 1003. Office of Primary Responsibility.

a. The Office of Primary Responsibility for this Appendix is the Army National Guard Army Operations Division, Force Protection Branch (NGB-ARO-FP), National Guard Bureau, Army National Guard Readiness Center, 111 S. George Mason Drive, Arlington, Virginia 22204-1382.

b. Chief, Force Protection Branch, for the purposes of this Appendix, is the designee of the Chief, National Guard Bureau, and is the individual authorized to make final approval of all ATPC program budgets and modifications to them and to the language of this Appendix, to authorize distribution of ATPC funds to the USPFO, to receive specified accounting reconciliation reports, and to take any other action on behalf of NGB, as specifically reserved under this Appendix for NGB-ARO-FP. The ATPC Program Manager, NGB-ARO-FP, acts on behalf of the Chief, Force Protection Branch in the daily administration of this Appendix.

Section 1004. Scope of Agreement.

a. Scope of Services.

(1) The Grantee shall provide Antiterrorism Program Coordinator (ATPC) Activities assistance services for the Antiterrorism operations in the state by state employee or contract hire.

b. Performance Specifications. The Grantee shall furnish services incidental to the Antiterrorism operations in the state to include the following:

- (1) Assistance in the development and dissemination of AT plans, guidance, and mandatory standards for protecting ARNG personnel, information, critical resources, key assets, and critical infrastructure from acts of terrorism.
- (2) Assistance in the development and dissemination of AT specific Risk Assessments for special events, mobilizations, assets, facilities and installations.
- (3) Assistance in the development of required annual and emergent Threat Assessments for special events, mobilizations, assets, facilities and installations.
- (4) Assistance in the development and dissemination of a Random Antiterrorism Measures Program (RAMP) to all subordinate units within the State and tracking RAMP measures implemented throughout the State.
- (5) Assistance in the preparation and maintenance of contingency plans for the mitigation, alert, response, recovery, and reporting of terrorist events or actions.
- (6) Assistance in the coordination with Federal, State, Local and Military law enforcement to develop, update, and support the State AT program and share critical resources.
- (7) Assistance in the coordination with Federal, State, Local and Military law enforcement in the conducting, publishing and dissemination of annual State specific threat assessments and assist subordinate elements in conducting localized threat assessments.
- (8) Ensuring Level I-IV AT Training and Security Engineering is conducted and tracked for all ARNG personnel within the State and ensuring AT training is incorporated into unit training plans and pre-mobilization training.
- (9) Assistance in the development and planning of annual State level AT exercises.
- (10) Assist in conducting annual vulnerability assessments for subordinate installations, facilities and sites and pre-deployment vulnerability assessments for deploying units.
- (11) Assist in conducting annual AT program reviews and evaluation of subordinate AT programs.
- (12) Assistance in the organization of command and staff relationships in regards to AT and assistance in the establishment of a functional AT Committee and Threat Working Group.
- (13) Assisting in AT resource management and ensuring AT funding requirements are identified during the Program Objective Memorandum (POM) and prioritized based on threat, vulnerability and criticality.
- (14) Manage State Core Vulnerability Assessment Management Program (CVAMP) entries.
- (15) Assist in conducting AT review of military construction (MILCON) projects.
- (16) Assist in the maintenance of State AT program products on both the ARNG community within the Antiterrorism Enterprise Portal, (ATEP), and the Force Protection page on Guard Knowledge Online, (GKO).
- (17) Assisting the ATO in the designation of High Risk Personnel within the State and ensuring individuals so designated receive appropriate resources and additional training per AR 190-58.

Section 1005. Authorized Activities/Charges.

a. Personnel.

(1) Payments for state employee salaries, to include approved overtime, and allowable benefits in accordance with state personnel policy for the payment of salary and benefits of like state government positions within the same geographic area. If a state has a pay raise, pay freeze, or pay cap, a hiring freeze or employee furloughs for like positions throughout the state, then state employees under this appendix will have corresponding limitations. When there is no like state government position available, salaries and benefits will be equivalent to a comparable grade and series Federal Civil Service position in the geographic area.

b. Grantee contracts for services IAW Section 1004.

Section 1006. Unauthorized Activities/Charges.

All activities/charges not authorized in Section 1005 or expressly approved in writing by NGB-ARO-FP as an exception are unauthorized.

Section 1007. Budget Requirements.

a. The CA PM shall submit a budget to NGB-ARO-FP for approval by May 01 for each succeeding fiscal year. Upon such approval, the Budget shall be incorporated into the Appendix. The budget shall list by line item all AT assessments, equipment, training, exercises, and program operating costs to be funded under this Appendix and the amount of that line item for which it expects to receive resources from NGB-ARO.

b. The Budget should be approved before the execution of this Appendix.

c. The CA PM shall reconcile budget amounts with NGB-ARO quarterly, as of 31 December, 31 March, 30 June, and 30 September of each year. NGB-ARO-FP will forward a Quarterly Reconciliation Report form to all CA PMs with guidance on completion.

d. The Grantee will submit any other requested AT program, financial or budget reports that NGB-ARO may require.

e. NGB-ARO, at its discretion, may unilaterally increase or decrease the Budget total, the total for any facility, or the total for any line item.

f. AMSCOs: The Grantee shall use the AMSCOs, as provided to the state by the CA PM, in accounting for charges to this Appendix. AMSCOs in the NGB-ARO-FP approved budget are the only authorized AMSCOs for use.

g. The CA PM is granted flexibility to move funding within the MDEP to adjust actual expenditures where they differ from the Budget.

h. Budget Changes. The state CA PM must submit a written request through the Grants Officer/USPFO, to decrease or increase funds in its Budget. The request shall include an updated budget reconciliation report as an enclosure. The request shall not be binding unless it is so approved by NGB-ARO-FP. The request and approval shall not be binding unless a CA modification to this appendix has been executed.

Section 1008. Appendix Administration.

Changes to the terms and condition of this Appendix shall be IAW NGR 5-1, Chapter 3.

Section 1009. Funding Limitations.

a. Approved Budget/Annual Funding Program (AFP): The total dollar amount that NGB anticipates subject to the availability of funds, being available for reimbursement to the Grantee for its costs in fulfilling its responsibilities under this Appendix. This amount may be increased or decreased by NGB during the fiscal year.

b. Total Dollars Obligated: The total amount of funds obligated for NGB's share under this Appendix. Only funds obligated through an executed CA modification to this Appendix are available for reimbursement to the Grantee. Funds shall be obligated as received by the CA PM.

1. Fiscal Year 2017 :	Approved Budget (AFP) \$177,140.00	Total Dollars Obligated \$177,140.00
2. Fiscal Year _____:	Approved Budget (AFP) \$ _____	Total Dollars Obligated \$ _____
3. Fiscal Year _____:	Approved Budget (AFP) \$ _____	Total Dollars Obligated \$ _____
4. Fiscal Year _____:	Approved Budget (AFP) \$ _____	Total Dollars Obligated \$ _____
5. Fiscal Year _____:	Approved Budget (AFP) \$ _____	Total Dollars Obligated \$ _____

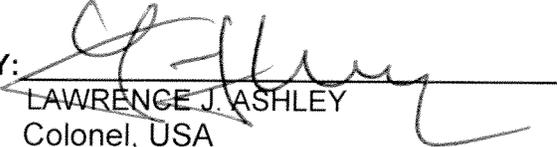
Section 1010. Agreement Particulars.

The information below shall be recorded by the Grants Officer's Representative (GOR) for compliance with the reporting requirements of the DoD Assistance Award Action Report System (DAADS) and the Federal Funding Accountability and Transparency Act of 2006.

a. Grantee/Recipient Category:	Government
b. Grantee/Recipient Type:	State Government
c. Grantee/Recipient DUNS:	044776024
d. Primary Place of Performance (if different from 'Issued To' on CA Modification Form): (To include Zip + 4)	New York, 12110-3514
e. Grantee/Recipient County (Primary Place of Performance):	Albany
f. Grantee/Recipient Congressional District (Primary Place of Performance):	36
g. Major Agency:	DOD
h. Agency Code:	2100
i. Funding Agency:	Army
j. Program Source Agency:	21
k. Transaction Type:	Cooperative Agreement
l. CFDA:	12.401
m. CFDA Program Title:	Operation and Maintenance, Army National Guard
n. Program Source Account-Funding:	2065
o. Treasury Appropriation Code:	2065
p. Award/Obligation/Action Date:	1 Oct 2016
q. Starting Date:	1 Oct 2016
r. Ending Date:	30 Sep 2017
s. Record Type:	Individual Action
t. Fiscal Year/Quarter:	2017/1 st Qtr
u. Unique Federal Award Identification Number (FAIN)	W912PQ-17-2-1010
v. Approved Budget Amount:	\$177,140.00
w. R&D Award (Yes or No)	No
x. Indirect Cost Rate or CPP Rate:	\$ 287.00

EXECUTION

IN WITNESS WHEREOF: The parties, by their signatures, execute this Appendix and agree to its terms and conditions.

<p>STATE OF NEW YORK:</p> <p>BY:  ANTHONY P. GERMAN Major General, NYANG The Adjutant General</p> <p><u>9/29/16</u> (Date)</p>	<p>NATIONAL GUARD BUREAU:</p> <p>BY:  LAWRENCE J. ASHLEY Colonel, USA USP&FO for New York</p> <p><u>29 Sep 16</u> (Date)</p>
<p>Approved as Legal Form:</p> <p> Counsel Robert G. Conway, Jr., MNLA</p> <p><u>23 Sep 2016</u> (Date)</p>	<p>Approved as to Legal Form:</p> <p> Counsel Sean D. O'Brien, LTC, JA, NYARNG</p> <p><u>26 SEP 2016</u> (Date)</p>