

**COOPERATIVE AGREEMENT MODIFICATION**Agreement/Appendix Title and Number: **W912PQ-16-2-1040**Project Name/Description and Location: **ARNG Distributed Learning Program**Modification Number: **P0004**

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 : Implement Appendix 40, November 2015 V. 02 per GCAPL 16-03

Action	Funding Source	From	Change	To
FED	Allotment 100%	\$ 156,100.00	\$98,900.00	\$ 255,000.00
FED	AFP 100%	\$ 255,000.00	\$0.00	\$ 255,000.00
FED	In-Kind Assistance	\$ -	\$0.00	\$ -
REVENUE	NYS Program Revenue	\$ 186.00	\$0.00	\$ 186.00

1. JUSTIFICATION: Upward obligation for Appendix 1040 ARNG Distributed Learning Program for FY 16.

2. SUMMARY: Add 3<sup>rd</sup> Quarter Allotment

3. ACTION: TAG signature and review of the ARNG Distributed Learning Program Appendix 1040 MOD 4. 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 4 of Appendix 1040, FY 16 with updated attachment.

6. As FY2016 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: 6 May 16**NATIONAL GUARD BUREAU:**BY: 

LAWRENCE L. ASHLEY  
Colonel, USA  
USPFO for New York

Date: 6 May 16**APPROVED AS TO LEGAL FORM:**BY: 

Counsel Robert G. Conway, Jr., MNLA

Date: 25 April 2016**APPROVED AS TO LEGAL FORM:**BY: 

Counsel Sean D. O'Brien, MAJ, JA, NYARNG

Date: 25 April 2016

Deviation. States submit deviation requests to add, remove, move, or alter an existing ARNG DLC, or to add an MDLC, MDLC-L, or MDLC-L2 to the State DL Program.

(a) Waiver. States submit waiver requests to add equipment to an ARNG DLC that departs from the approved baseline.

**b. ARNG DLC Utilization and Reporting.**

(1) The ARNG DLP uses a secure, web-based application called the Distributed Learning Reporting and Scheduling System (DLRSS) to schedule all activities for the ARNG DLCs and produce utilization reports. As previously mentioned, the utilization of ARNG DLCs is one criterion the OPR uses to determine future funding for State DLPs.

(2) States must submit final utilization entries in DLRSS by the 2<sup>nd</sup> Friday of every month for the previous month. SDLPAs will update DLRSS entries if changes occur after initial scheduling. SDLPAs will report utilization by other means should DLRSS become unavailable.

**Section 4009. Funding Limitation.**

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

b. Total Dollars Obligated:

c. The following funding limitations are provided for each fiscal year as it occurs.

(1) Fiscal Year <b>2016</b> ::	\$ _____
(a) Approved Budget/AFP	\$255,000.00
(b) Accomplished as IKA	\$ _____
(c) Program Income	\$ 186.00
(d) Total Amount Obligated	\$255,000.00
(2) Fiscal Year _____:	\$ _____
(a) Approved Budget/AFP	\$ _____
(b) Accomplished as IKA	\$ _____
(c) Program Income	\$ _____
(d) Total Amount Obligated	\$ _____
(3) Fiscal Year _____:	\$ _____
(a) Approved Budget/AFP	\$ _____
(b) Accomplished as IKA	\$ _____
(c) Program Income	\$ _____
(d) Total Amount Obligated	\$ _____
(4) Fiscal Year _____:	\$ _____
(a) Approved Budget/AFP	\$ _____
(b) Accomplished as IKA	\$ _____
(c) Program Income	\$ _____
(d) Total Amount Obligated	\$ _____
(5) Fiscal Year _____:	\$ _____
(a) Approved Budget/AFP	\$ _____
(b) Accomplished as IKA	\$ _____
(c) Program Income	\$ _____

MEMORANDUM FOR USP&FO-NY, ATTN: CW2 Renee Davin

SUBJECT: Modification of Distance Learning Network Cooperative Agreement, W912PQ-16-2-1040 for FY2016, Appendix #40

1. Request that a modification be issued to reflect additional funding for FY2016 to Appendix #40 of the Distance Learning Network Cooperative Agreement as follows:

a. Section 606. Funding Limitation is as follows:

Distributive Training Technology Funding.

	Maximum Funding Limitation	Estimated Cost
Federal Share (100%)	\$ 255,000.	\$ 255,000.00

b. In-Kind Assistance. Within the federal Share indicated above, \$-0- is withheld and designated specifically for in-kind assistance through Federal procurement procedures. The use of in-kind assistance shall be at the request for The Adjutant General or NGB as approved by the USP&FO. NGB-AIS approval is not necessary.

c. NY State Program Revenue: \$186.00

2. The point of contact for this matter is Mr. Dennis Kavanagh who may be reached at extension 4819.



DENNIS KAVANAGH  
MNCI Program Manager

CF:  
MNPF-BD