

# REQUEST FOR LEGISLATIVE ACTION

Completed by County Counselor's Office:

Res/~~Ord~~ No.: 5327

Sponsor(s): Charlie Franklin

Date: April 20, 2020

SUBJECT	Action Requested <input type="checkbox"/> Resolution <input checked="" type="checkbox"/> Ordinance  Project/Title:																				
BUDGET INFORMATION <i>To be completed By Requesting Department and Finance</i>	<table border="1" style="width: 100%;"> <tr> <td>Amount authorized by this legislation this fiscal year:</td> <td style="text-align: right;">\$82,500</td> </tr> <tr> <td>Amount previously authorized this fiscal year:</td> <td style="text-align: right;">\$0.00</td> </tr> <tr> <td>Total amount authorized after this legislative action:</td> <td style="text-align: right;">\$82,500</td> </tr> <tr> <td>Amount budgeted for this item * (including transfers):</td> <td style="text-align: right;">\$0.00</td> </tr> <tr> <td>Source of funding (name of fund) and account code number:</td> <td></td> </tr> <tr> <td>FROM</td> <td style="text-align: right;">FROM ACCT</td> </tr> <tr> <td>010-2810 Grant Fund – Undesignated Fund Balance</td> <td style="text-align: right;">\$82,500</td> </tr> <tr> <td>TO</td> <td style="text-align: right;">TO ACCT</td> </tr> <tr> <td>010-4192-56630 Grant Fund HIDTA- Vehicle Lease</td> <td style="text-align: right;">\$38,400</td> </tr> <tr> <td>010-4192-56844 Grant Fund HIDTA – Narcotics Purchases</td> <td style="text-align: right;">\$44,100</td> </tr> </table> <p>* If account includes additional funds for other expenses, total budgeted in the account is: \$</p> OTHER FINANCIAL INFORMATION:  <input type="checkbox"/> No budget impact (no fiscal note required) <input type="checkbox"/> Term and Supply Contract (funds approved in the annual budget); estimated value and use of contract: Department: _____ Estimated Use: _____  Prior Year Budget (if applicable): _____ Prior Year Actual Amount Spent (if applicable): _____	Amount authorized by this legislation this fiscal year:	\$82,500	Amount previously authorized this fiscal year:	\$0.00	Total amount authorized after this legislative action:	\$82,500	Amount budgeted for this item * (including transfers):	\$0.00	Source of funding (name of fund) and account code number:		FROM	FROM ACCT	010-2810 Grant Fund – Undesignated Fund Balance	\$82,500	TO	TO ACCT	010-4192-56630 Grant Fund HIDTA- Vehicle Lease	\$38,400	010-4192-56844 Grant Fund HIDTA – Narcotics Purchases	\$44,100
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010-4192-56844 Grant Fund HIDTA – Narcotics Purchases	\$44,100																				
PRIOR LEGISLATION	Prior ordinances and (date): 5242 (7/22/19); 5189 (1/7/19); 5110 (6/25/18); 4991 (7/17/17); 4863 (7/11/16); 4720 (3/30/15); 4618 (4/14/14); 4526 (4/29/13); 4415 (5/21/12) Prior resolutions and (date):																				
CONTACT INFORMATION	RLA drafted by (name, title, & phone): Danny Cummings, O.I.C., 816.503.4725																				
REQUEST SUMMARY	The Jackson County Drug Task Force requested and received from the US Office of National Drug Control Policy, High Intensity Drug Trafficking Area (HIDTA) program \$82,500 for the period of January 1, 2020 through December 31, 2021.  Please appropriate \$82,500 from 010-2810 (Grant Fund – Undesignated Fund Balance) to the following accounts: 010-4192-56630 Grant Fund – HIDTA – Vehicle Lease \$38,400  010-4192-56844 Grant Fund – HIDTA – Narcotics Purchases \$44,100  This grant will provide funding for the partial lease of vehicles for Detectives' use in their undercover duties and partial funding for the undercover purchase of illegal drugs.																				
CLEARANCE	<input type="checkbox"/> Tax Clearance Completed (Purchasing & Department) N/A <input type="checkbox"/> Business License Verified (Purchasing & Department) <input type="checkbox"/> Chapter 6 Compliance - Affirmative Action/Prevailing Wage (County Auditor's Office)																				
COMPLIANCE	<input type="checkbox"/> MBE Goals <input type="checkbox"/> WBE Goals <input type="checkbox"/> VBE Goals																				

ATTACHMENTS		
REVIEW	Department Director: <i>Dennis</i>	Date: <i>04/13/20</i>
	Finance (Budget Approval): <i>If applicable</i>	Date:
	Division Manager: <i>Erin M. Schultz</i>	Date: <i>4-14-2020</i>
	County Counselor's Office: <i>Bryan Coinsky</i>	Date: <i>4/15/20</i>

**APPROVED**  
By Sarah Matthee at 8:48 am, April 14, 2020

Fiscal Information (to be verified by Budget Office in Finance Department)

- This expenditure was included in the annual budget.
- Funds for this were encumbered from the \_\_\_\_\_ Fund in \_\_\_\_\_.
- There is a balance otherwise unencumbered to the credit of the appropriation to which the expenditure is chargeable and there is a cash balance otherwise unencumbered in the treasury to the credit of the fund from which payment is to be made each sufficient to provide for the obligation herein authorized.
- Funds sufficient for this expenditure will be/were appropriated by Ordinance # \_\_\_\_\_
- Funds sufficient for this appropriation are available from the source indicated below.

Account Number:	Account Title:	Amount Not to Exceed:
010-2810	Grant Fund- Undesignated Fund Balance	\$82,500

- This award is made on a need basis and does not obligate Jackson County to pay any specific amount. The availability of funds for specific purchases will, of necessity, be determined as each using agency places its order.
- This legislative action does not impact the County financially and does not require Finance/Budget approval.

## Supplemental Appropriation Request Jackson County, Missouri

Funds sufficient for this appropriation are available from the source indicated below.

Date: April 14, 2020

ORD # 5327

Department / Division	Character/Description	From	To
<b>Grant Fund - 010</b>			
4192 - HIDTA	45947 - Increase Revenues	82,500	
2810	Undesignated Fund Balance		82,500
2810	Undesignated Fund Balance	82,500	
4192 - HIDTA	56630 - Vehicle Lease		38,400
4192 - HIDTA	56844 - Narcotics Purchases		44,100
<div style="border: 1px solid black; padding: 2px; display: inline-block; background-color: #e0f0e0;"> <b>APPROVED</b>  <small>By Sarah Matthes at 8:46 am, Apr 14, 2020</small> </div>		\$ 82,500	\$ 82,500

Budgeting



**Midwest High Intensity Drug Trafficking Area**  
**Missouri Accountant**  
*P.O. Box 568*  
*Jefferson City, Missouri 65102*  
*Phone (573) 526-6122 Fax (573) 526-5577*

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April 12, 2020

**Memorandum**

**TO:** HIDTA Subaward Recipient

**FROM:** Tessy Shoun  
Midwest HIDTA Accountant

**SUBJECT: 2020 Subaward Recipient Agreement**

Attached you will find the Subaward Recipient Agreement for the 2020 HIDTA Award. Please follow the instructions below and return a completed copy to me.

- Agreement page 2 – sign and date
- Appendix A – complete
- Attachment #2 – complete
- Attachment #3 – sign and date

Thank you!

Tessy

## SUBAWARD RECIPIENT AGREEMENT WITH

### JACKSON COUNTY DRUG TASK FORCE

1. **PURPOSE:** This agreement is entered into by and between the Jackson County Drug Task Force (hereinafter referred to as "Subrecipient") and the Missouri State Highway Patrol (hereinafter referred to as "Fiduciary"). The Subrecipient has been selected by, and agrees to accept funds awarded from the United States Office of National Drug Control Policy (hereinafter referred to as "ONDCP") and Fiduciary pursuant to this sub-award agreement. The funds will be administered by the Fiduciary on behalf of ONDCP. The purpose of this agreement is to clarify the conditions under which the funds are to be accepted and may be used by the Subrecipient and to outline the responsibilities of the participating parties.
2. **AUDIT READINESS AND COMPLIANCE:** The Subrecipient agrees to maintain appropriate and detailed records of its receipt and use of the funds in accordance with the generally accepted accounting principles applying to government agencies. The Subrecipient understands that it may be subject to audit by the Fiduciary, representatives of ONDCP, and/or any other applicable agency and agree to fully cooperate with any or all of those entities in the event of inquiry or audit. The Subrecipient further agrees to maintain an inventory control system to account for all expenditures of these funds.
3. **STANDARDS AND GUIDELINES:** The Subrecipient acknowledges receipt and understanding of the HIDTA Program Policy and Budget Guidance produced by ONDCP as well as other guidelines that have been or will be approved by the Executive Board, and agrees to abide by them. The Subrecipient further agrees to comply with the terms of the Office of Management and Budget's "Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards", as well as all relevant state, county and municipal financial and accounting rules, regulations, standards and guidelines([www.whitehouse.gov](http://www.whitehouse.gov)). Subrecipient further agrees to abide by all regulations and guidelines governing the use of ONDCP funds distributed for the purchase of evidence or information ("PEPI" Funds).
4. **TERMINATION, SUSPENSION OR DELAY:** The Subrecipient agrees that the Missouri State Highway Patrol has the right to terminate, suspend or delay any payment to Subrecipient if the payment request clearly fails to meet budgetary guidelines.
5. **SUPPLEMENTAL AGREEMENTS ATTACHED:** The Subrecipient acknowledges the following documents are attached to this agreement and that the policies set forth therein are acceptable to the Subrecipient and considered an integral portion of the Subaward Agreement.

Documents are as follows:

- Appendix "A" – Agency Information
- Attachment #1 – Special Conditions – HIDTA Subaward Recipient Agreement

- Attachment #2 – Disclosure of Lobbying Activities
- Attachment #3 – Confidential Funds Certification and HIDTA Program Policy and Budget Guidance for Confidential Funds
- Attachment #4 – Subrecipient and Pass-through Entity Information

6. REQUESTS FOR REIMBURSEMENT AND CLOSEOUT OF SUBAWARD: Requests for reimbursement should be submitted for processing on a monthly basis and no more than on a quarterly basis. The requests should be submitted no later than 30 days past the end of the month or quarter. Final reimbursements for each calendar year are due 60 days after the end of the year. The subaward is considered closed after this final payment has been made.

UNDERSTOOD AND AGREED TO:

FOR THE FIDUCIARY AGENCY

FOR THE SUBRECIPIENT

Missouri State Highway Patrol

BY: Eric T. Olson

BY: Dan Cummins

Name: Eric T. Olson Title: Superintendent

Name: DAN CUMMINS Title: OFFICER IN CHARGE

DATE: 03/27/2020

DATE: 04/13/20

APPENDIX

A

AGENCY NAME: Jackson County Drug Task Force

ADDRESS: P.O. Box 392  
BLUE SPRINGS, MO. 64015

Telephone: 816-655-3784

AGENCY HEAD NAME and TITLE: DAN CUMMINGS O.I.C.

AGENCY CHIEF FINANCIAL OFFICER NAME and TITLE: CARI BEEMAN  
OPERATIONS ADMINISTRATOR

SUBAWARD NUMBER: G20MW0001A - MM

CFDA #: 95.001

ATTACHMENT

#1

Page 1 of 2

Office of National Drug Control Policy      Attachment to Award G20MW0001A

Special Conditions

Midwest HIDTA Subaward Recipient Agreement

The following special conditions are incorporated into each award document.

1. This grant is awarded for the Jackson County Drug Task Force initiative. Variation from the description of activities approved by ONDCP and/or the budget attached must comply with the reprogramming requirements as set forth in ONDCP's HIDTA Program Policy and Budget Guidance, dated July 5, 2012.
2. This award is subject to the requirements in ONDCP's HIDTA Program Policy and Budget Guidance.
3. No HIDTA funds shall be used to supplant state or local funds that would otherwise be designated for the same purposes.
4. The requirements of 28 CFR Part 23, which pertain to information collection and management of criminal intelligence systems, shall apply to any such systems supported by this award.
5. Special accounting and control procedures must govern the use and handling of HIDTA program funds for confidential expenditures (the purchase of information, evidence, and services for undercover operations). Those procedures are described in Section 6-12 of the HIDTA Program Policy and Budget Guidance.
6. The grant recipient agrees to account for and use program income in accordance with the "Common Rule" and the HIDTA Program Policy and Budget Guidance. Asset forfeiture proceeds generated by the HIDTA-funded initiatives shall not be considered as program income earned by HIDTA grantees.
7. Property acquired with these HIDTA grant funds is to be used for activities of the Midwest HIDTA. If your agency acquires property with these funds and then ceases to participate in the HIDTA, you should make this equipment available to the Midwest HIDTA Executive Board for use by other HIDTA participants.
8. All law enforcement entities that receive funds from this grant must report all methamphetamine laboratory seizure data to the National Clandestine Laboratory Database/National Seizure System at the El Paso Intelligence Center.



ATTACHMENT

#1

Page 2 of 2

Office of National Drug Control Policy

Attachment to Award G20MW0001A

9. The recipient agrees to comply with the organizational audit requirements of OMS Circular A-133, "Audits of State and Local Governments". The management letter must be submitted with the audit report. Audits must be submitted no later than nine (9) months after the close of the recipient organization's audited fiscal year. The audit report shall be submitted to:

Missouri State Highway Patrol

Budget & Procurement Division

P.O. Box 568

Jefferson City, MO 65102-0568

10. The recipient agrees to complete and keep on file, as appropriate, Immigration and Naturalization Service Employment Eligibility Verification Forms (I-9). This form is to be used by recipients of federal funds to verify that persons are eligible to work in the United States.

Attachment #2

DISCLOSURE OF LOBBYING ACTIVITIES

Complete this form to disclose lobbying activities pursuant to 31 U.S.C. 1352

Approved by OMB  
4/15/2015

1 * Type of Federal Action: <input type="checkbox"/> 1 - Direct <input checked="" type="checkbox"/> 2 - Indirect <input type="checkbox"/> 3 - Other	2 * Status of Federal Action: <input type="checkbox"/> 1 - Proposed <input checked="" type="checkbox"/> 2 - In Progress <input type="checkbox"/> 3 - Completed	3 * Report Type: <input checked="" type="checkbox"/> 1 - Initial <input type="checkbox"/> 2 - Subsequent
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4. Name and Address of Reporting Entity:

Prime  Subaward

JACKSON COUNTY DRUG TASK FORCE

P.O. Box 392

BLUE SPRINGS

Mo.

6/15

8. If Reporting Entity in No. 4 is Subaward: Enter Name and Address of Entity

6 \* Federal Department/Agency:

7 \* Federal Program Name/Description:

[Redacted]

[Redacted]

CFR Number: [Redacted]

8. Federal Action Number, if known:

9. Award Amount, if known:

\$ [Redacted]

10. a. Name and Address of Lobbying Registrant:

[Redacted]

b. Individual Performing Services:

[Redacted]

*Dunnings*

MR.

DAN

R.

CUMMINGS

O.I.C. / CAPTAIN

Phone No. 916-503-4725

Date 04/13/20

ATTACHMENT

#3

**CONFIDENTIAL FUNDS CERTIFICATION**

This is to certify that I have read, understand and agree to abide by all of the conditions for confidential funds as set forth in the effective edition of HIDTA Program Policy and Budget Guidance.

DATE: 04/13/20

PROJECT DIRECTOR SIGNATURE:  \_\_\_\_\_

AWARD: G20MW0001A

SUBAWARD ATTACHMENT

#4

SUBRECIPIENT AND PASS-THROUGH ENTITY INFORMATION

Federal Award Identification: High Intensity Drug Trafficking Areas (HIDTA) Program

Federal Awarding Agency: Office of National Drug Control Policy

CFDA Number: 95.001

CFDA Name: High Intensity Drug Trafficking Areas Program

Award Type: B-Projects

Subrecipient Name: Jackson County Drug Task Force

Subrecipient DUNS number: 026546940

Federal Award Identification Number: G20MW0001A

Subaward Identification Number: G20MW0001A – MM

Federal Award Date: February 24, 2020

Subaward Period of Performance:

Start Date January 1, 2020

End Date December 31, 2021

Total amount of Federal Funds obligated/committed to subrecipient by this award:

\$82,500

Federal Award Project Description: This grant will support initiatives designed to implement the Strategy proposed by the Midwest HIDTA Executive Board and approved by the Office of National Drug Control Policy.

Pass-through entity name: Missouri State Highway Patrol

Pass-through entity contact name: Colonel Eric T. Olson

R&D Award: No

**Executive Office of the President  
Office of National Drug Control Policy**

**Grant Agreement**

1. Recipient Name and Address

Eric T. Olson  
Missouri State Highway Patrol  
1510 E Elm  
Jefferson City, MO 65102-0568

4. Award Number (I-MIN) G20MW0001A

5. Period of Performance

From 01/01/2020 to 12/31/2021

2. Total Amount of the Federal Funds Obligated:  
\$3,226,817

6. Federal Award Date:  
February 24, 2020

Action  
Initial

2A. Budget Approved by the Federal Awarding  
Agency \$3,226,817

8. Supplement Number

3. CFDA Name and Number:

*High Intensity Drug Trafficking Areas  
Program - 95.001*

9. Previous Award Amount:

3A. Project Description

*High Intensity Drug Trafficking Areas (HIDTA)  
Program*

10. Amount of Federal Funds Obligated by this  
Action:  
\$3,226,817.00

11. Total Amount of Federal Award  
\$3,226,817.00

12. This Grant is non-R&D and approved subject to such conditions or limitations as are set forth on the  
attached pages

13. Statutory Authority for Grant: *Public Law 116-93*

**AGENCY APPROVAL**

**RECIPIENT ACCEPTANCE**

14. Typed Name and Title of Approving Official

Shannon Kelly  
  
National HIDTA Director  
Office of National Drug Control Policy

15. Typed Name and Title of Authorized Official

**Colonel  
Eric T. Olson**

Missouri State Highway Patrol

16. Signature of Approving ONDCP Official

17. Signature of Authorized Recipient Date

*Eric T. Olson* 80 11

**AGENCY USE ONLY**

18. Accounting Classification Code

DCNS: 098638075

FIN: 133736878A1

19. HIDTA AWARD

*OMB No. 4410-0010*

*OMB No. 4410-0010*

## GRANT CONDITIONS

1. This award is subject to The Uniform Administrative Requirements, Cost Principles, and Audit Requirements in 2 C.F.R. Part 200 (the "Part 200 Uniform Requirements") as adopted and implemented by the Office of National Drug Control Policy (ONDCP) in 2 C.F.R. Part 3603. For this award, the Part 200 Uniform Requirements supersede, among other things, the provisions of 28 C.F.R. Parts 66 and 70, as well as those of 2 C.F.R. Parts 215, 220, 225, and 230.  
  
For more information on the Part 200 Uniform Requirements, see <https://efo.gov/efojar/>. For specific, award-related questions, recipients should contact ONDCP promptly for clarification.
2. This award is subject to the following additional regulations and requirements:
  - 28 C.F.R. Part 69 – "New Restrictions on Lobbying"
  - Conflict of Interest and Mandatory Disclosure Requirements, set out in paragraph 7 of these terms and conditions
  - Non-profit Certifications (when applicable)
3. Audits conducted pursuant to 2 C.F.R. Part 200, Subpart F, "Audit Requirements" must be submitted no later than nine months after the close of the grantee's audited fiscal year to the Federal Audit Clearinghouse at <http://harvester.census.gov/facweb/>.
4. Grantees are required to submit Federal Financial Reports (FFR) to the Department of Health and Human Services, Division of Payment Management (HHS DPM). Federal Financial Report is required to be submitted quarterly and within 90 days after the grant is closed out.
5. The recipient gives the awarding agency or the Government Accountability Office, through any authorized representative, access to, and the right to examine, all paper or electronic records related to the grant.
6. Recipients of HHDIA funds are not agents of ONDCP. Accordingly, the grantee, its fiscal agent(s), employees, contractors, as well as state, local, and Federal participants, either on a collective basis or on a personal level, shall not hold themselves out as being part of, or representing, the Executive Office of the President or ONDCP.

These general terms and conditions, as well as the full cost principles, are available on the [efo.gov/efojar/](https://efo.gov/efojar/) website.

Office of Budget and Management Director's Office

2020 Uniform Administrative Requirements

As a non-Federal entity, you must follow ONDCP's conflict of interest policies for Federal awards. Recipients must disclose in writing any potential conflict of interest to an ONDCP Program Officer; recipients that are pass-through entities must require disclosure from subrecipients or contractors. This disclosure must take place immediately whether you are an applicant or have an active ONDCP award.

The ONDCP conflict of interest policies apply to sub-awards as well as contracts, and are as follows:

- i. As a non-Federal entity, you must maintain written standards of conduct covering conflicts of interest and governing the performance of your employees engaged in the selection award, and administration of subawards and contracts.
- ii. None of your employees may participate in the selection, award, or administration of a subaward or contract supported by a Federal award if he or she has a real or apparent conflict of interest. Such a conflict of interest would arise when the employee, officer, or agent, any member of his or her immediate family, his or her partner, or an organization which employs or is about to employ any of the parties indicated herein, has a financial or other interest in or a tangible personal benefit from an organization considered for a sub-award or contract. The officers, employees, and agents of the non-Federal entity must neither solicit nor accept gratuities, favors, or anything of monetary value from subrecipients or contractors or parties to subawards or contracts.
- iii. If you have a parent, affiliate, or subsidiary organization that is not a state, local government, or Native American tribe, you must also maintain written standards of conduct covering organizational conflicts of interest. Organizational conflicts of interest means that because of relationships with a parent company, affiliate, or subsidiary organization, you are unable or appear to be unable to be impartial in conducting a sub-award or procurement action involving a related organization.

#### B. Mandatory Disclosure Requirement

As a non-Federal entity, you must disclose, in a timely manner, in writing to ONDCP all violations of Federal criminal law involving fraud, bribery or gratuity violations potentially affecting the Federal award. Non-Federal entities that have received a Federal award that includes the term and condition outlined in 200 CFR Part 200, Appendix XII "Award Term and Condition for Recipient Integrity and Performance Matters," are required to report certain civil, criminal, or administrative proceedings to System for Award Management (SAM). Failure to make required disclosures can result in remedies such as: temporary withholding of payments pending correction of the deficiency; disallowance of all or part of the costs associated with noncompliance; suspension; termination of award; debarment; or other legally available remedies outlined in 2 CFR 200.338 "Remedies for Noncompliance."<sup>10</sup>

Federal Funding, Accountability, and Transparency Act (FFATA) and Digital Accountability and Transparency Act (DATA Act). Each applicant is required to (i) Be registered in SAM before submitting its application; (ii) provide a valid DUNS number in its application; (iii) continue to maintain an active System for Award Management registration with current information at all times during which it has an active Federal award; and (iv) provide all relevant grantee information required for ONDCP to collect for reporting related to FFATA and DATA Act requirements.

<sup>10</sup> Subgrantees are authorized under the grant or cost Subaward in the grant or cost Subaward and reporting outlined in 2 CFR 200.338.

10. Recipients must comply with the Government-wide Suspension and Debarment provision set forth at 2 CFR Part 180, dealing with all sub-awards and contracts issued under the grant.
11. As specified in the HHDVA Program Policy and Budget Guidance, recipient must:
- a) Establish and maintain effective internal controls over the Federal award that provides reasonable assurance that Federal award funds are managed in compliance with Federal statutes, regulations and award terms and conditions. These internal controls should be in compliance with the guidance in "Standards for Internal Control in the Federal Government," issued by the Comptroller General of the United States and the "Internal Control Integrated Framework," issued by the Committee of Sponsoring Organizations of the Treadway Commission (COSO).
  - b) Comply with Federal statutes, regulations, and the terms and conditions of the Federal awards.
  - c) Evaluate and monitor compliance with applicable statute and regulations, and the terms and conditions of the Federal award.
  - d) Take prompt action when instances of noncompliance are identified, including noncompliance identified in audit findings.
  - e) Take reasonable measures to safeguard protected PII and other information ONDI P or the recipient designates consistent with applicable Federal, state, and local laws regarding privacy and obligations of confidentiality.

## Reporting of Matters Related to Recipient Integrity and Performance

### 1. General Reporting Requirement

If the total value of your currently active grants, cooperative agreements, and procurement contracts from all Federal awarding agencies exceeds \$10,000,000 for any period of time during the period of performance of this Federal award, then you as the recipient during that period of time must maintain and report current information to the SAM that is made available in the designated integrity and performance system (currently the Federal Awardee Performance and Integrity Information System (FAPIIS)) about civil, criminal, or administrative proceedings described in paragraph 2 of this award term and condition (below). This is a statutory requirement under section 872 of Public Law 110-417, as amended (41 U.S.C. 2313). As required by section 3010 of Public Law 111-212, all information posted in the designated integrity and performance system on or after April 15, 2011, except past performance reviews required for Federal procurement contracts, will be publicly available.

### 2. Proceedings About Which You Must Report

Submit the information required about each proceeding that:

- a. Is in connection with the award or performance of a grant, cooperative agreement, or procurement contract from the Federal Government;
- b. Reached its final disposition during the most recent 5 year period; and
- c. Is one of the following:



- (1) A criminal proceeding that resulted in a conviction, as defined in paragraph 5 of this award term and condition (below);
- (2) A civil proceeding that resulted in a finding of fault and liability and payment of a monetary fine, penalty, reimbursement, restitution, or damages of \$5,000 or more;
- (3) An administrative proceeding, as defined in paragraph 5 of this award term and condition, that resulted in a finding of fault and liability and your payment of either a monetary fine or penalty of \$5,000 or more or reimbursement, restitution, or damages in excess of \$100,000; or
- (4) Any other criminal, civil, or administrative proceeding if:
  - (i) It could have led to an outcome described in paragraph 2.c (1), (2), or (3) of this award term and condition;
  - (ii) It had a different disposition arrived at by consent or compromise with an acknowledgment of fault on your part; and
  - (iii) The requirement in this award term and condition to disclose information about the proceeding does not conflict with applicable laws and regulations.

### 3. Reporting Procedures

Enter in the SAM Entity Management are the information that SAM requires about each proceeding described in paragraph 2 of this award term and condition. You do not need to submit the information a second time under assistance awards that you received if you already provided the information through SAM because you were required to do so under Federal procurement contracts that you were awarded.

### 4. Reporting Frequency

During any period of time when you are subject to the requirement in paragraph 1 of this award term and condition, you must report proceedings information through SAM for the most recent 5 year period, either to report new information about any proceeding(s) that you have not reported previously or affirm that there is no new information to report. Recipients that have Federal contract, grant, and cooperative agreement awards with a cumulative total value greater than \$10,000,000 must disclose semiannually any information about the criminal, civil, and administrative proceedings.

### 5. Definitions

For purposes of this award term and condition:

- a. Administrative proceeding means a non-judicial process that is adjudicatory in nature in order to make a determination of fault or liability (e.g., Securities and Exchange Commission Administrative proceedings, Civilian Board of Contract Appeals proceedings, and Armed Services Board of Contract Appeals proceedings). This includes proceedings at the Federal and state level, but only in connection with performance of a Federal contract or grant. It does not include audits, site visits, corrective plans, or inspection of deliverables.
- b. Conviction, for purposes of this award term and condition, means a judgment or conviction of a criminal offense by any court of competent jurisdiction, whether entered upon a verdict or a plea, and includes a conviction entered upon a plea of not guilty.
- c. Total value of currently active grants, cooperative agreements, and procurement contracts includes:
  - (1) Only the Federal share of the funding under any Federal award with a Federal share of 50% or more; and

(2) The value of all expected funding increments under a Federal award and options, even if not yet exercised.

## C. Program Specific Terms and Conditions

The following special conditions are incorporated into each award document.

1. This grant is awarded for above program. Variation from the description of activities approved by ONDCP and/or from the budget attached to this letter must comply with the reprogramming requirements as set forth in ONDCP's HDTA Program Policy and Budget Guidance (PPBG).
2. This award is subject to the requirements in ONDCP's HDTA PPBG.
3. No HDTA funds shall be used to supplant state or local funds that would otherwise be made available for the same purposes.
4. The requirements of 28 CFR Part 3, which pertain to information collection and management of criminal intelligence systems, shall apply to any such systems supported by this award.
5. Special accounting and control procedures must govern the use and handling of HDTA Program funds for confidential expenditures; i.e., the purchase of information, evidence, and services for undercover operations. Those procedures are described in Section 7 of the HDTA Program Policy and Budget Guidance.
6. Property acquired with these HDTA grant funds is to be used for activities of the Midwest HDTA. If your agency acquires property with these funds and then ceases to participate in the HDTA, this equipment must be made available to the HDTA's Executive Board for use by other HDTA participants.
7. All law enforcement entities that receive funds from this grant must report all methamphetamine laboratory seizure data to the National Clandestine Laboratory Database National Seizure System at the El Paso Intelligence Center.

## D. Federal Award Performance Goals

1. All entities that receive funds from this award are responsible for achieving performance goals established in the HDTA Performance Management Process (PMP) and approved by the HDTA's Executive Board and ONDCP.
2. All entities that receive funds from this award must report progress in achieving performance goals at least quarterly using the PMP.

See also Section A. 4 regarding Federal Financial Reports.

## E. Disbursement Details

1. A request for Advance or Reimbursement shall be made using the HHS DPM system (<https://pms.psc.gov>).
2. The grantee must utilize the object classes specified within the initial grant application each time they submit a disbursement request to ONDCP. Requests for payment in the DPM system will not be approved unless the required disbursements have been entered using the corresponding object class designations. Payments will be made via Electronic Fund Transfer to the award recipient's bank account. The bank must be Federal Deposit Insurance Corporation (FDIC) insured. The account must be interest bearing.

3. Except for interest earned on advances of funds exempt under the Intergovernmental Cooperation Act (31 U.S.C. 6591 et seq.) and the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450), awardees and sub-awardees shall promptly, but at least annually, remit interest earned on advances to HHS/DPM using the remittance instructions provided below.

*Remittance Instructions* - Remittances must include pertinent information of the payee and nature of payment in the memo area (often referred to as "addenda records" by Financial Institutions) as that will assist in the timely posting of interest earned on Federal funds. Pertinent details include the Payee Account Number (PAN), reason for check (remittance of interest earned on advance payments), check number (if applicable), awardee name, award number, interest period covered, and contact name and number. The remittance must be submitted as follows:

Through an electronic medium using either Automated Clearing House (ACH) network or a Fedwire Funds Service payment.

- (i) For ACH Returns:

Routing Number: 051036706

Account number: 303000

Bank Name and Location: Credit Gateway - ACH Receiver St. Paul, MN

- (ii) For Fedwire Returns\*:

Routing Number: 021030004

Account number: 75010501

Bank Name and Location: Federal Reserve Bank Treas. NYC Funds Transfer Division New York, NY

(\* Please note organization initiating payment is likely to incur a charge from your Financial Institution for this type of payment)

For recipients that do not have electronic remittance capability, please make check<sup>99</sup> payable to: "The Department of Health and Human Services."

Mail Check to Treasury approved lockbox:

HHS Program Support Center, P.O. Box 530231, Atlanta, GA 30353-0231

(\* Please allow 4-6 weeks for processing of a payment by check to be applied to the appropriate PMS account)

4. The grantee or subgrantee may keep interest amounts up to \$500 per year for administrative purposes.

RECIPIENT ACCEPTANCE OF GRANT CONDITIONS

*Eric T. Olson*

*EO*

Date

2/25/2020

Eric T. Olson

Missouri State Highway Patrol

2020 - Midwest

*Indirect Cost: 0.0%*

**Awarded Budget (as approved by ONDCP)**

**\$3,226,817.00**

Vehicle lease - passenger	4	\$38,400.00
<b>Total Services</b>		<b>\$38,400.00</b>
PE/PI/PS		\$44,100.00
<b>Total Other</b>		<b>\$44,100.00</b>
<b>Total Budget</b>		<b>\$82,500.00</b>