

IN THE COUNTY LEGISLATURE OF JACKSON COUNTY, MISSOURI

AN ORDINANCE appropriating \$75,000.00 from the undesignated fund balance of the 2018 Grant Fund, in acceptance of a grant received from the United States Office of National Drug Control Policy, High Intensity Drug Trafficking Area (HIDTA) program, for use by the Multi-Jurisdictional Drug Task Force.

ORDINANCE NO. 5110, June 25, 2018

INTRODUCED BY Dan Tarwater III, County Legislator

WHEREAS, the Multi-Jurisdictional Drug Task Force has received a grant from the United States Office of National Drug Control Policy, High Intensity Drug Trafficking Area (HIDTA) program in the amount of \$75,000.00, to provide funding for undercover operations by detectives working with the Drug Task Force; and,

WHEREAS, the grant is awarded for the period of January 1, 2018, through December 31, 2019; and,

WHEREAS, the Missouri State Highway Patrol will serve as the fiscal agent for this grant; and,

WHEREAS, an appropriation is necessary to place these grant funds in the appropriate spending accounts; now therefore,

BE IT ORDAINED by the County Legislature of Jackson County, Missouri, that the following appropriation be and hereby is made from the undesignated fund balance of the 2018 Grant Fund:

<u>DEPARTMENT/DIVISION</u>	<u>CHARACTER/DESCRIPTION</u>	<u>FROM</u>	<u>TO</u>
Grant Fund HIDTA 010-4187	45887 - Increase Revenue	\$75,000	
010-2810 010-2810	Undesignated Fund Balance Undesignated Fund Balance	\$75,000	\$75,000
010-4187-HIDTA 010-4187-HIDTA	56630 – Vehicle Lease 56844 – Narcotics Purchases		\$38,400 \$36,600

and,

BE IT FURTHER ORDAINED that the County Executive be and hereby is authorized to execute any and all documents necessary to give effect to this grant.

Effective Date: This ordinance shall be effective immediately upon its signature by the County Executive.

APPROVED AS TO FORM:

Ann P. Holden
Chief Deputy County Counselor

W. Stephen Neff
County Counselor

I hereby certify that the attached ordinance, Ordinance No. 5110 introduced on June 25, 2018, was duly passed on June 25, 2018 by the Jackson County Legislature. The votes thereon were as follows:

Yeas 9

Nays 0

Abstaining 0

Absent 0

This Ordinance is hereby transmitted to the County Executive for his signature.

6/25/18
Date

Mary Jo Spino
Mary Jo Spino, Clerk of Legislature

I hereby approve the attached Ordinance No. 5110.

6/25/2018
Date

Frank White, Jr.
Frank White, Jr., County Executive

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

ACCOUNT NUMBER: 010 2810
ACCOUNT TITLE: Grant Fund
Undesignated Fund Balance
NOT TO EXCEED: \$75,000.00

6/21/18
Date

[Signature]
Chief Administrative Officer

18-MW-131
59086

Control #
Reference #
Date:

OFFICE OF NATIONAL DRUG CONTROL POLICY
Midwest HIDTA REPROGRAMMING
FY 2018

ONDCP Notification (intra reprogramming)

ONDCP Approval (inter reprogramming)

Initiative: Jackson County DTF		Award # G18MW0001A - MM		Award #	
Recipient: Missouri State Highway Patrol		Amendment #1		Modification	
FROM		TO			
Object Code	Prior Budget	Amend.	Current Budget	Object Code	Prior Budget
Personnel					
Fringe					
Overtime					
Travel					
Facilities					
Services	48,000.00	(9,600.00)	38,400.00		
Equipment					
Supplies					
Other	27,000.00	9,600.00	36,600.00		
Total	75,000.00	-	75,000.00	Total	

JUSTIFICATION: What was the original intended purpose.

Please see attached memorandum.

Specific description of how the reprogrammed funds will be expended:
Funds will be used for PE/PI.

REQUESTOR SIGNATURE

Tessy Shoun

DATE 6/5/2018

HIDTA DIRECTOR REVIEW

DATE

ONDCP APPROVAL

DATE

If intra reprogramming (within an initiative), please check ONDCP notification box.
If inter reprogramming (between initiative/agency), please check ONDCP approval box.

**2018 Line Item Breakdown
Jackson County Drug Task Force**

G18MW0001A - MM SERVICES	Prior Budget	Adj/Mod	Current Budget
Vehicle lease - passenger	48,000.00	(9,600.00)	38,400.00
OTHER			
PE/PI/PS	27,000.00	9,600.00	36,600.00
TOTAL	75,000.00	0.00	75,000.00

REPROGRAM #1

EXPLANATION: FUNDS WILL BE USED FOR PURCHASE OF EVIDENCE AND INFORMATION.

Reprogramming ID 59086

Status Posted

FY 2018

Create By kroberts

HIDTA Internal ID 18-MW-131

Date Modified 6/7/2018 1:46:11 PM

Posted By dmizell

Date Posted 6/7/2018 3:40:10 PM

Justification MW (HIDTA) - Original funds were intended for Services (Vehicle Lease). Reprogrammed funds will be used for Other (PE/PI).

Initiative	Award Recipient	Resource Recipient	Account	Increase	Decrease	Remarks
Jackson County Drug Task Force (MW.JCoDTF)	Missouri State Highway Patrol (G18MW0001A)	Jackson County Drug Task Force (RR.JCDTF)	Services (Services)		\$9,600.00	
Jackson County Drug Task Force (MW.JCoDTF)	Missouri State Highway Patrol (G18MW0001A)	Jackson County Drug Task Force (RR.JCDTF)	Other (Other)	\$9,600.00		
Total				\$9,600.00	\$9,600.00	

Approvals

HIDTA Financial Manager kroberts 6/7/18
HIDTA Director dmizell 6/7/18

ONDCP (Programmatic Review)

National Director

ONDCP (Fiscal Review)

Grant Summary

Grant		Increase	Decrease
G18MW0001A	Missouri State Highway Patrol	\$9,600.00	\$9,600.00



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

April 10, 2018

Memorandum

TO: HIDTA Subaward Recipient

FROM: Tessa Shoun
Midwest HIDTA Accountant

SUBJECT: 2018 Subaward Recipient Agreement

Attached you will find the Subaward Recipient Agreement for your 2018 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!

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). 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: Samia K. Kaigler BY: Dimmings OIC
 Name Title EO SK Name Title

DATE: 4-9-2018 DATE: 6/11/18

APPENDIX

A

AGENCY NAME: Jackson County Drug Task Force

ADDRESS: PO Box 392
Blue Springs, Mo. 64015

Telephone: 816-503-4725

AGENCY HEAD NAME and TITLE: DAN CUMMINGS, OFFICER IN CHARGE

AGENCY CHIEF FINANCIAL OFFICER NAME and TITLE: CARI BEEMAN
ACCOUNTING & FINANCE ADMINISTRATOR

SUBAWARD NUMBER: G18MW0001A - MM

CFDA #: 95.001

ATTACHMENT

#1

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Office of National Drug Control Policy Attachment to Award G18MW0001A

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 G18MW0001A

- 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
0342-0046

1. * Type of Federal Action: <input type="checkbox"/> a. contract <input checked="" type="checkbox"/> b. grant <input type="checkbox"/> c. cooperative agreement <input type="checkbox"/> d. loan <input type="checkbox"/> e. loan guarantee <input type="checkbox"/> f. cost insurance	2. * Status of Federal Action: <input type="checkbox"/> a. bid offer application <input checked="" type="checkbox"/> b. initial award <input type="checkbox"/> c. post-award	3. * Report Type: <input checked="" type="checkbox"/> a. initial filing <input type="checkbox"/> b. material change
4. Name and Address of Reporting Entity: <input type="checkbox"/> Prime <input checked="" type="checkbox"/> Subawardee * Name: JACKSON COUNTY DRUG TASK FORCE * Street 1: P.O. BOX 392 Street 2: _____ * City: BLUE SPRINGS State: MISSOURI Zip: 64015 Congressional District: Former: _____		
5. If Reporting Entity in No. 4 is Subawardee, Enter Name and Address of Prime		
6. * Federal Department/Agency: _____	7. * Federal Program Name/Description: _____ CFDA Number (if applicable): _____	
8. Federal Action Number, if known: _____	9. Award Amount, if known: \$ _____	
10. a. Name and Address of Lobbying Registrant: First Name: _____ Middle Name: _____ Last Name: _____ Suffix: _____ * Street 1: _____ Street 2: _____ * City: _____ State: _____ Zip: _____		
b. Individual Performing Services (including persons different from No. 10a) Name: _____ * First Name: _____ Middle Name: _____ * Last Name: _____ Suffix: _____ * Street 1: _____ Street 2: _____ * City: _____ State: _____ Zip: _____		

* Signature: 
* Name: MR DAN CUMMINGS R
CAPTAIN / O.I.C. Telephone No: 816-503-4725 6/11/19

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: 6/11/18

PROJECT DIRECTOR SIGNATURE: 

AWARD: G18MW0001A

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: G18MW0001A

Subaward Identification Number: G18MW0001A – MM

Federal Award Date: February 26, 2018

Subaward Period of Performance:

Start Date January 1, 2018

End Date December 31, 2019

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

\$75,000


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 Sandra K. Karsten

R&D Award: No

Executive Office of the President Office of National Drug Control Policy	Grant Agreement	
1. Recipient Name and Address Sandra K. Karsten Missouri State Highway Patrol 1510 E Elm Jefferson City, MO 65102-0568	4. Award Number (FAIN): G18MW0001A	
2. Total Amount of the Federal Funds Obligated: \$1,009,791	5. Period of Performance: From 01/01/2018 to 12/31/2019	7. Action: Initial
2A. Budget Approved by the Federal Awarding Agency \$1,009,791	6. Federal Award Date: February 26, 2018	8. Supplement Number
3. CFDA Name and Number: <i>High Intensity Drug Trafficking Areas Program - 95.001</i>	9. Previous Award Amount:	
3A. Project Description <i>High Intensity Drug Trafficking Areas (HIDTA) Program</i>	10. Amount of Federal Funds Obligated by this Action: \$1,009,791	11. Total Amount of Federal Award: \$1,009,791
12. Consistent with P.L. 115-120, the Extension of Continuing Appropriations Act, 2018, this document provides a total budget and spending ceiling as reflected in Block 10 of the Grant Award document, which represents funding at a rate of 35% of the fiscal year 2017 funding level. Accordingly, the sum of all budgets cannot exceed the award amount reflected in Block 10 of the Grant Award document. The Office of National Drug Control Policy acknowledges that the aforementioned funding level is below the stated budget requirements; however, additional funding cannot be made available until enacted through public law.		
13. Statutory Authority for Grant: <i>Public Law 115-120</i>		
AGENCY APPROVAL		RECIPIENT ACCEPTANCE
14. Typed Name and Title of Approving Official Michael K. Gottlieb Associate Director Office of National Drug Control Policy	15. Typed Name and Title of Authorized Official Colonel Sandra K. Karsten Missouri State Highway Patrol	
16. Signature of Approving ONDCP Official <i>Michael K. Gottlieb</i>	17. Signature of Authorized Recipient/Date <i>Sandra K. Karsten 3-5-18</i>	
AGENCY USE ONLY		
18. Accounting Classification Code DUNS: 098638075 EIN: 1431736878A1	19. HIDTA AWARD <i>OND1070DB1819XX OND6113</i> <i>OND2000000000 OC 410001</i>	

Executive Office of the President Office of National Drug Control Policy		AWARD Grant	Page 1 of 1
1. Recipient Name and Address Colonel Sandra K. Karsten Missouri State Highway Patrol 1510 E Elm Jefferson City, MO 65102-0568		4. Award Number: G18MW0001A	
		5. Grant Period: From 01/01/2018 to 12/31/2019	
2. Total Amount of the Federal Funds Obligated: \$2,885,116	6. Federal Award Date: 5/29/2018	7. Action Initial <input type="checkbox"/> Supplemental	
2A. Budget Approved by the Federal Awarding Agency \$2,885,116	8. Supplement Number 1		
3. CFDA Name and Number: <i>High Intensity Drug Trafficking Areas Program - 95.001</i>	9. Previous Award Amount: \$1,009,791.00		
3A. Project Description <i>High Intensity Drug Trafficking Areas (HIDTA) Program</i>	10. Amount of Federal Funds Obligated by this Action: \$1,875,325.00		
	11. Total Amount of Federal Award: \$2,885,116.00		
12. The above grant is approved subject to such conditions or limitation as are set forth in the original Grant. Consistent with P.L. 115-141 / H.R. 1625, Consolidated Appropriations Act, 2018, this Grant Award document provides additional funding in the amount indicated in Block 10. This amount, together with the amount equivalent to 35% of the fiscal year 2017 funding level previously made available, as indicated in Block 9, represent the total FY 2018 budget and spending ceiling for this grant, as indicated in Block 11.			
13. Statutory Authority for Grant: Public Law:115-141			
AGENCY APPROVAL		RECIPIENT ACCEPTANCE	
14. Typed Name and Title of Approving Official Michael K. Gottlieb Associate Director Office of National Drug Control Policy		15. Typed Name and Title of Authorized Official Sandra K. Karsten Missouri State Highway Patrol	
16. Signature of Approving ONDCP Official <i>Michael K. Gottlieb</i>		17. Signature of Authorized Recipient/Date <i>Sandra K. Karsten</i> 	
AGENCY USE ONLY			
18. Accounting Classification Code DUNS: 098638075 EIN: 1431736878A1		19. HIDTA AWARD OND1070DB1819XX OND6113 OND2000000000 OC 410001	

GRANT CONDITIONS

A. General Terms and 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://cfo.gov/cofar/>. 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 CFR 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 CFR 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 <https://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 HIDTA 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 archives of previous versions of the general terms and conditions, are available online at www.whitehouse.gov/ondcp/grants.

7. Conflict of Interest and Mandatory Disclosures

A. Conflict of Interest 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".

8. Federal Funding Accountability and Transparency (FFATA) / 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.
9. Subawards are authorized under this grant award. Subawards must be monitored by the award recipient as outlined in 2 CFR 200.331.

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 HIDTA 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 ONDCP or the recipient designates consistent with applicable Federal, state, and local laws regarding privacy and obligations of confidentiality.

B. Recipient Integrity and Performance Matters

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 area 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 nolo contendere.
- 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 recipient cost share or match; 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 HIDTA Program Policy and Budget Guidance (PPBG).
2. This award is subject to the requirements in ONDCP's HIDTA PPBG.
3. No HIDTA 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 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; i.e., the purchase of information, evidence, and services for undercover operations. Those procedures are described in Section 6 of the HIDTA Program Policy and Budget Guidance.
6. 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, this equipment must be made available to the HIDTA's Executive Board for use by other HIDTA 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 HIDTA Performance Management Process (PMP) and approved by the HIDTA'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. Payment Basis

1. A request for Advance or Reimbursement shall be made using the HHS/DPM system (www.dpm.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. 6501 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** 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)

Any additional information/instructions may be found on the PMS Web site at <http://www.dpm.psc.gov/>.

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

RECIPIENT ACCEPTANCE OF GRANT CONDITIONS

Sandra K. Karsten

Date: 3-5-18

Sandra K. Karsten

Missouri State Highway Patrol

Budget Detail

2018 - Midwest

Initiative - Jackson County Drug Task Force

Investigation

Award Recipient - Missouri State Highway Patrol (G18MW0001A)

Resource Recipient - Jackson County Drug Task Force

Indirect Cost: 0.0%

Awarded Budget (as approved by ONDCP)

\$2,885,116.00

Services	Quantity	Amount
Vehicle lease - passenger	5	\$48,000.00
Total Services		\$48,000.00
Other	Quantity	Amount
PE/PI/PS		\$27,000.00
Total Other		\$27,000.00
Total Budget		\$75,000.00