

Grant and Cooperative Agreement

CHOOSE ONE.

 COOPERATIVE AGREEMENT

 GRANT

 CHOOSE ONE: EDUCATION FACILITIES RESEARCH SDCR TRAINING

1. GRANT/COOPERATIVE AGREEMENT NUMBER S16AP20030		2. SUPPLEMENT NUMBER		3. EFFECTIVE DATE 07/01/2016		4. COMPLETION DATE 06/30/2017			
5. ISSUED TO NAME/ADDRESS OF RECIPIENT (No. Street, City/County, State, Zip) PUBLIC SERVICE COMMISSION, NORTH DAKOTA Attn: ATTN GOVERNMENT POC 600 E BOULEVARD AVE FLR12 DEPT 408 BISMARCK ND 58505-0660				6. ISSUED BY OSM FA Western Region Denver, CO Mailing Address: 1951 Constitution Ave. N.W. Washington DC 20240-0001					
7. TAXPAYER IDENTIFICATION NO. (TIN)				9. PRINCIPAL INVESTIGATOR/ORGANIZATION'S PROJECT OR PROGRAM MGR. (Name & Phone) Jim Deutsch 701.328.2251					
8. COMMERCIAL & GOVERNMENT ENTITY (CAGE) NO.									
10. RESEARCH, PROJECT OR PROGRAM TITLE									
11. PURPOSE Regulatory Grant									
12. PERIOD OF PERFORMANCE (Approximately) 07/01/2016 through 06/30/2017									
13A.		AWARD HISTORY			13B.		FUNDING HISTORY		
PREVIOUS		\$0.00			PREVIOUS		\$0.00		
THIS ACTION		\$967,972.00			THIS ACTION		\$967,972.00		
CASH SHARE		\$0.00			TOTAL		\$967,972.00		
NON-CASH SHARE		\$0.00							
RECIPIENT SHARE		\$0.00							
TOTAL		\$967,972.00							
14. ACCOUNTING AND APPROPRIATION DATA 01									
PURCHASE REQUEST NO.		JOB ORDER NO.		AMOUNT		STATUS			
0020098662									
15. POINTS OF CONTACT									
	NAME		MAIL STOP	TELEPHONE		E-MAIL ADDRESS			
TECHNICAL OFFICER	Steven Trujillo			(505) 761-8983		strujillo@osmre.gov			
NEGOTIATOR									
ADMINISTRATOR	Steven Trujillo			(505) 761-8983		strujillo@osmre.gov			
PAYMENTS									
16. THIS AWARD IS MADE UNDER THE AUTHORITY OF: The Surface Mining and Reclamation Act of 1977 (P.L. 95-87) as amended									
17. APPLICABLE STATEMENT(S), IF CHECKED: <input type="checkbox"/> NO CHANGE IS MADE TO EXISTING PROVISIONS <input type="checkbox"/> FDP TERMS AND CONDITIONS AND THE AGENCY-SPECIFIC REQUIREMENTS APPLY TO THIS GRANT				18. APPLICABLE ENCLOSURE(S), IF CHECKED: <input type="checkbox"/> PROVISIONS <input type="checkbox"/> SPECIAL CONDITIONS <input type="checkbox"/> REQUIRED PUBLICATIONS AND REPORTS					
UNITED STATES OF AMERICA				COOPERATIVE AGREEMENT RECIPIENT					
CONTRACTING/GRANT OFFICER Dawn Benavides		DATE 05/02/2016		AUTHORIZED REPRESENTATIVE		DATE			

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ITEM NO. (A)	ITEM OR SERVICE (Include Specifications and Special Instructions) (B)	QUANTITY (C)	UNIT (D)	ESTIMATED COST	
				UNIT PRICE (E)	AMOUNT (F)
	<p>CFDA Number: 15.250 DUNS Number: 802744946</p> <p>The following are incorporated into this agreement by reference:</p> <ol style="list-style-type: none"> 1. Your complete application for this assistance agreement, including amendments to the application 2. The Surface Mining Control and Reclamation Act of 1977 (P.L. 95-87) as amended 3. OSM grant regulations (Code of Federal Regulations: 30 CFR Chapter VII, Parts 725, 735, 795, 870-887) 4. Your approved regulatory and/or reclamation program as listed in 30 CFR Chapter VII, Subchapter T. 5. OSM's Federal Assistance Manual, directive GMT-10 6. The standard Department of Interior Financial Assistance terms and conditions for this award are incorporated herein by reference with the same force and effect as if in full text. The full text can be found at: http://www.doi.gov/pam/programs/financial_assistance/TermsandConditions.cfm or can be obtained by contacting the Financial Assistance Administrator. 7. Recipient Employee Whistleblower Rights and Requirement to Inform Employees of Whistleblower Rights (Sep 2013) <p>(a) This award and employees working on this financial assistance agreement will be subject to the whistleblower rights and remedies in the pilot program on Award Recipient employee whistleblower protections established at 41 U.S. C. 4712 by section 828 of the National Defense Authorization Act for Fiscal Year 2013 (Pub. L. 112-239).</p> <p>(b) The Award Recipient shall inform its employees in writing, in the predominant language</p> <p>Continued ...</p>				

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	<p>of the workforce, of the employee whistleblower rights and protections under 41 U.S.C. 4712.</p> <p>(c) The Award Recipient shall insert the substance of this clause, including this paragraph (c), in all subawards or subcontracts over the simplified acquisition threshold. 42 CFR Â§ 52.203-17 (as referenced in 42 CFR Â§ 3.908-9).</p> <p>8. In accordance with Chapter 3-120 of the Federal Assistance Manual, you must obtain our approval before you provide financial assistance to a third party by subgrant or other means. Once we have given our approval, you must update the Federal Funding Accountability and Transparency Act Subaward Reporting System (FSRS), accordingly.</p> <p>9. The Recipient must establish safeguards to prohibit its employees and Subrecipients from using their positions for purposes that constitute or present the appearance of a personal or organizational conflict of interest. The Recipient is responsible for notifying the grants officer in writing of any actual or potential conflicts of interest that may arise during the life of this award. Conflicts of interest include any relationship or matter which might place the Recipient or its employees in a position of conflict, real or apparent, between their responsibilities under the agreement and any other outside interests. Conflicts of interest may also include, but are not limited to, direct or indirect financial interests, close personal relationship, positions of trust in outside organizations, consideration of future employment arrangements with a different organization, or making a decision affecting the award that a reasonable person with knowledge of the relevant facts would question the Recipient</p> <p>Continued ...</p>				

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	<p>and/or Recipients employees and Subrecipients impartiality in the matter.</p> <p>The grants officer and the servicing ethics counselor will determine if a conflict of interest exists. If a conflict of interest exists, the grants officer will determine whether a mitigation plan is feasible. Mitigation plans must be approved by the grants officer in writing. Failure to resolve conflicts of interest in a manner that satisfies the government may be cause for termination of the award.</p> <p>With certain exceptions found in Chapter 2-260 of the Federal Assistance Manual, you must keep these records for three years starting on the day you send us your final expenditure report to close the assistance agreement.</p> <p>This agreement takes effect at the time of approval by the Director of OSM or his authorized delegate. The recipient accepts the agreement including the terms and conditions by starting work or making its first request for Federal funds approved under this agreement.</p> <p>Legacy Doc #: OSM Delivery: 06/30/2017 Delivery Location Code: 0003820475 OSM, Headquarters 1951 Constitution Ave, NW Washington DC 20240 US</p> <p>Account Assignment: K G/L Account: 6100.411G0 Business Area: S000 Commitment Item: 411G00 Cost Center: SS063300WY Functional Area: S1P1G0000.1G3100 Fund: 167S180110 Fund Center: SS063300WY Project/WBS: SG.310 PR Acct Assign Continued ...</p>				

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				UNIT PRICE (E)	AMOUNT (F)
00010	<p>Line: 01 Period of Performance: 07/01/2016 to 06/30/2017</p> <p>SG310 Regulatory Grant Funds Obligated Amount: \$967,972.00</p> <p>The total amount of award: \$967,972.00. The obligation for this award is \$967,972.00.</p>				967,972.00