

COOPERATIVE AGREEMENT MODIFICATION

Agreement/Appendix Title and Number: W912PQ-14-2-1024

Project Name/Description and Location: ANG Fire Protection Activities

Modification Number: P00001

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

DESCRIPTION OF MODIFICATION:

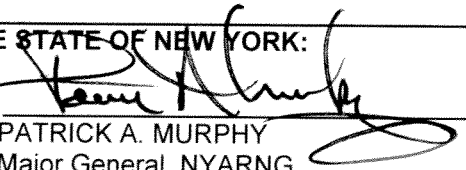
1. JUSTIFICATION: Request that a Modification be issued to open Appendix 1024, ANG Fire Protection Activities, of the Master Cooperative Agreement for Fiscal Year 2014.
2. This Appendix, W912PQ-14-2-1024, is hereby extended for Fiscal Year 2014. The effective date is 01 October 2013 and the termination date is 30 September 2014.
3. The Appendix number W912PQ-13-2-1024 is **changed to read W912PQ-14-2-1024 for FY2014.**
4. The Estimated Costs-AFP (Federal) is established at \$6,758,808.00.
5. The Maximum Funding Limitation (Federal) is \$0.00
6. See attached request/validation comparisons for 2013/2014 from NGB.
7. FY2014 funding for this modification is authorized pursuant to HR2775, as enacted, Section 116. Funding is authorized to the Grantee for reimbursement of expenses incurred for 1) compensation of furloughed employees during the period of a lapse in Federal appropriations and, 2) expenses incurred by the Grantee that would have been paid by the Federal Government during that period had appropriations been available. HR2775, as enacted, Section 116 in its entirety is attached and incorporated by reference. Reimbursement of authorized, allowable expenses retroactive to 1 Oct 13 is authorized.
8. As FY2014 budgets are approved by NGB, program managers will add funding to the Appendix by separate modification, which is subject to the availability of funds.

EXECUTION

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

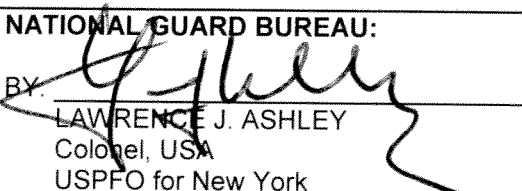
IN WITNESS WHEREOF, the parties by their authorized representatives execute this Cooperative Agreement Modification.

THE STATE OF NEW YORK:

BY: 
PATRICK A. MURPHY
Major General, NYARNG
The Adjutant General

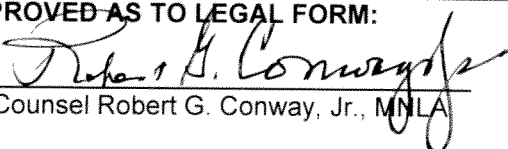
Date: 30 Oct 13

NATIONAL GUARD BUREAU:

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

Date: 4 Nov 13

APPROVED AS TO LEGAL FORM:

BY: 
Counsel Robert G. Conway, Jr., MNLA

Date: 30 Oct 2013

APPROVED AS TO LEGAL FORM:

BY: 
Counsel Paul Sausville, COL, JA, NYARNG

Date: 29 OCT 2013

**MODIFICATION REQUIREMENTS FOR
AIR GUARD FY-14
AIR BASE FIREFIGHTER AGREEMENT
CONTRACT NUMBER W912PQ-14-2-1024**

AS OF:
10/17/2013

LOCATION	CURRENT MOD #1 PERCENTAGE	CURRENT ALLOCATION	CHANGE +/-	REVISED ALLOCATION
GABRESKI	100% FEDERAL	1,663,460.00		1,663,460.00
	100% FEDERAL SRM	-		-
	75% FEDERAL			-
	TOTAL FEDERAL	1,663,460.00	-	1,663,460.00
	25% STATE			-
	GRAND TOTAL	1,663,460.00	-	1,663,460.00
AFP:				
IKA:				
HANCOCK	100% FEDERAL	688,038.00		688,038.00
	100% FEDERAL SRM	-		-
	75% FEDERAL			-
	TOTAL FEDERAL	688,038.00		688,038.00
	25% STATE			-
	GRAND TOTAL	688,038.00		688,038.00
FORT DRUM	100% FEDERAL			-
AFP:				
NIAGARA FALLS	100% FEDERAL			-
	100% FEDERAL SRM			-
	75% FEDERAL			-
	TOTAL FEDERAL	-	-	-
	25% STATE			-
	GRAND TOTAL	-	-	-
AFP:				
STRATTON	100% FEDERAL	1,915,291.00		1,915,291.00
	100% FEDERAL SRM			-
	75% FEDERAL			-
	TOTAL FEDERAL	1,915,291.00	-	1,915,291.00
	25% STATE			-
	GRAND TOTAL	1,915,291.00	-	1,915,291.00
AFP:				
STEWART	100% FEDERAL	2,492,019.00		2,492,019.00
	100% FEDERAL SRM			-
	75% FEDERAL			-
	100% FEDERAL SIMULATOR			-
	TOTAL FEDERAL	2,492,019.00		2,492,019.00
	25% STATE			-
	GRAND TOTAL	2,492,019.00		2,492,019.00
AFP:				
AFP TOTAL:	\$0.00			
GRAND TOTAL (ALL BASES)	100% FEDERAL *	6,758,808.00	-	6,758,808.00
	100% FEDERAL SRM	-	-	-
	75% FEDERAL	-	-	-
	100% FEDERAL SIMULATOR	-	-	-
	TOTAL FEDERAL	6,758,808.00	-	6,758,808.00
	25% STATE	-	-	-
	GRAND TOTAL	6,758,808.00	-	6,758,808.00

* Includes Ft. Drum

Request/Validation Comparisons for 2013 - 2014

NY G3 Francis S. Gabreski Airport
Install Code: WKVB0

FinPlan EEIC	Accounting EEIC	2013		2014		Change in Requested		Change in Validated		
		Requested	Validated	Requested	Validated	Amount 2014 - 2013	Percent 2014 / 2013	Amount 2014 - 2013	Percent 2014 / 2013	
473 = 473		\$3,640	\$3,354	\$3,879	\$3,624	\$39	1.07	\$270	8.05	
480XX = 480XX		\$856,224	\$763,411	\$663,778	\$663,228	(\$192,448)	(22.48)	(\$100,183)	(13.13)	
531 = 570F8		\$75,000	\$75,000	\$0	\$0	(\$75,000)	N/A	(\$75,000)	N/A	
533XX = 570F3-F9		\$25,477	\$23,481	\$157,003	\$34,365	\$131,526	516.25	\$10,884	46.35	
57020 = 570F3-F9		\$247,404	\$247,404	\$326,267	\$296,508	\$78,863	31.87	\$49,102	19.84	
57020B = 570F9		\$77,510	\$71,248	\$91,160	\$81,911	\$13,650	17.61	\$10,663	14.96	
57020C = 570F9		\$73,805	\$73,805	\$86,692	\$86,015	\$12,887	17.46	\$12,210	16.54	
57090 = 570F3-F9		\$6,400	\$6,400	\$9,600	\$9,600	\$3,200	50.00	\$3,200	50.00	
57090B = 570F9		\$1,000	\$1,000	\$0	\$0	(\$1,000)	N/A	(\$1,000)	N/A	
57090D = 570F9		\$1,000	\$0	\$0	\$0	(\$1,000)	N/A	\$0	N/A	
619XX = 619/570F3-F9		\$24,375	\$24,375	\$27,750	\$27,750	\$3,375	13.84	\$3,375	13.84	
Totals		\$1,391,835	\$1,289,478	\$1,365,927	\$1,202,999	(\$25,908)	(1.87)	(\$86,479)	(6.71)	
SRM										
533XX = 52103		\$149,116	\$146,836	\$209,432	\$193,988	\$60,316	40.44	\$47,152	32.11	
57020 = 52103		\$100,695	\$100,695	\$165,607	\$165,607	\$64,912	64.46	\$64,912	64.46	
57090 = 52103		\$3,200	\$3,200	\$4,800	\$4,800	\$1,600	50.00	\$1,600	50.00	
619XX = 43043		\$48,413	\$42,718	\$45,828	\$44,722	(\$2,585)	(5.34)	\$2,004	4.69	
Totals		\$301,424	\$293,449	\$425,667	\$409,117	\$124,243	41.21	\$115,668	39.41	
FIRE										
57040 = 570F1		\$1,979,586	\$1,836,369	\$1,603,960	\$1,603,960	(\$375,626)	(18.98)	(\$232,409)	(12.66)	
57090 = 570F1		\$60,000	\$60,000	\$77,500	\$59,500	\$17,500	29.16	(\$500)	(0.84)	
Totals		\$2,039,586	\$1,896,369	\$1,681,460	\$1,663,460	(\$358,126)	(17.56)	(\$232,909)	(12.29)	
ENVIRONMENTAL										
57070 = 5703A		\$62,375	\$62,400	\$64,935	\$60,625	\$2,560	4.10	(\$1,775)	(2.85)	
57090 = 5703A		\$3,994	\$4,000	\$2,775	\$2,775	(\$1,219)	(30.52)	(\$1,225)	(30.63)	
Totals		\$66,369	\$66,400	\$67,710	\$63,400	\$1,341	2.02	(\$3,000)	(4.52)	
SERVICES										
Totals										

Appendix 24 Financial Plan Validation for FY14 106 RQW, Francis S. Gabreski Airport, NY

The following information is provided to assist you in developing your FY14 spending plan. This is specific information for Appendix 24 and does not relate to any other appendix or program.

ITEM (EIC)	REQUESTED	VALIDATED
Salaries (570.40A / 570F1)	969,420	969,420
Benefits (570.40B / 570F1)	542,864	542,864
FLSA (570.40C / 570F1)	91,676	91,676
57040 TOTAL	1,603,960	1,603,960
Transportation (570.90G / 570F1)	5,000	5,000
PerDiem (570.90H / 570F1)	5,000	5,000
Training (570.90I / 570F1)	30,000	14,400
Physicals (570.90J / 570F1)	8,500	8,500
Other Health (570.90K / 570F1)	0	0
Laundry/Linen (570.90L / 570F1)	1,500	1,500
Init Uniforms (570.90M / 570F1)	3,000	3,000
Repl Uniforms (570.90N / 570F1)	4,500	4,500
PPE (570.90O / 570F1)	20,000	17,600
57090 TOTAL	77,500	59,500
CPP (570.60)	0	0
TOTALS	1,681,460	1,663,460

Request/Validation Comparisons for 2013 - 2014

NY G6 Hancock Field Syracuse
Install Code: HAAW0

FinPlan FEIC	Accounting FEIC	2013		2014		Change in Requested		Change in Validated		
		Requested	Validated	Requested	Validated	2014 - 2013	2014 / 2013	2014 - 2013	2014 / 2013	
000RR = 000RR		\$0	\$0	\$0	\$0	\$0	N/A	\$0	N/A	
471 = 471		\$18,200	\$0	\$16,200	\$16,200	\$0	0.00	\$16,200	N/A	
473 = 473		\$3,855	\$3,855	\$3,948	\$3,705	\$93	2.41	(\$150)	(3.90)	
480XX = 480XX		\$569,700	\$569,700	\$516,424	\$514,366	(\$53,276)	(9.36)	(\$55,334)	(9.72)	
531 = 570F8		\$23,250	\$23,250	\$29,733	\$23,250	\$6,483	27.88	\$0	0.00	
533XX = 570F3-F9		\$38,237	\$38,237	\$42,636	\$37,186	\$4,399	11.50	(\$1,051)	(2.75)	
57020 = 570F3-F9		\$402,037	\$316,627	\$354,276	\$354,276	(\$47,761)	(11.88)	\$37,649	11.89	
57020B = 570F9		\$74,879	\$63,816	\$79,560	\$67,990	\$4,681	6.25	\$4,174	6.54	
57020C = 570F9		\$71,099	\$61,513	\$76,440	\$67,480	\$5,341	7.51	\$5,967	9.70	
57090 = 570F3-F9		\$12,800	\$12,800	\$11,200	\$11,200	(\$1,600)	(12.50)	(\$1,600)	(12.50)	
57090B = 570F9		\$3,000	\$2,000	\$2,000	\$2,000	(\$1,000)	(33.34)	\$0	0.00	
619XX = 619/570F3-F9		\$51,608	\$51,608	\$27,000	\$27,000	(\$24,608)	(47.69)	(\$24,608)	(47.69)	
Totals		\$1,266,665	\$1,143,406	\$1,159,417	\$1,124,653	(\$107,248)	(8.47)	(\$18,753)	(1.65)	
SRM										
000RR = 000RR		\$0	\$0	\$0	\$0	\$0	N/A	\$0	N/A	
533XX = 52103		\$38,342	\$38,342	\$31,584	\$29,642	(\$6,758)	(17.63)	(\$8,700)	(22.70)	
57020 = 52103		\$214,461	\$294,218	\$238,680	\$238,680	\$24,219	11.29	(\$55,538)	(18.88)	
57090 = 52103		\$6,400	\$6,400	\$6,400	\$6,400	\$0	0.00	\$0	0.00	
619XX = 43043		\$25,500	\$25,500	\$8,250	\$8,250	(\$17,250)	(67.65)	(\$17,250)	(67.65)	
Totals		\$284,703	\$364,460	\$284,914	\$282,972	\$211	0.07	(\$81,488)	(22.36)	
FIRE										
57040 = 570F1		\$752,894	\$752,900	\$668,303	\$664,538	(\$84,591)	(11.24)	(\$88,362)	(11.74)	
57090 = 570F1		\$33,550	\$29,600	\$27,000	\$23,500	(\$6,550)	(19.53)	(\$6,100)	(20.61)	
Totals		\$786,444	\$782,500	\$695,303	\$688,038	(\$91,141)	(11.59)	(\$94,462)	(12.08)	
ENVIRONMENTAL										
Totals										
SERVICES										
Totals										

Syracuse

Appendix 24 Financial Plan Validation for FY14 174 FW, Hancock Field Syracuse, NY

The following information is provided to assist you in developing your FY14 spending plan. This is specific information for Appendix 24 and does not relate to any other appendix or program.

ITEM (EEIC)	REQUESTED	VALIDATED
Salaries (570.40A / 570F1)	410,001	410,001
Benefits (570.40B / 570F1)	229,601	229,601
FLSA (570.40C / 570F1)	28,701	24,936
57040 TOTAL	668,303	664,538
Transportation (570.90G / 570F1)	0	0
PerDiem (570.90H / 570F1)	2,500	2,500
Training (570.90I / 570F1)	1,000	1,000
Physicals (570.90J / 570F1)	3,000	3,000
Other Health (570.90K / 570F1)	1,000	1,000
Laundry/Linen (570.90L / 570F1)	3,500	1,200
Init Uniforms (570.90M / 570F1)	2,800	2,800
Repl Uniforms (570.90N / 570F1)	3,200	3,200
PPE (570.90O / 570F1)	10,000	8,800
57090 TOTAL	27,000	23,500
CPP (570.60)	0	0
TOTALS	695,303	688,038 ✓

Request/Validation Comparisons for 2013 - 2014

NY G5 Schenectady Municipal Airport
Install Code: VBDZ0

FinPlan FEIC	Accounting FEIC	2013		2014		Change in Requested Amount Percent 2014 - 2013 / 2013		Change in Validated Amount Percent 2014 - 2013 / 2013	
		Requested	Validated	Requested	Validated				
473 = 473		\$3,515	\$3,515	\$3,521	\$3,524	\$8	0.17	\$9	0.25
480XX = 480XX		\$632,729	\$272,703	\$541,915	\$335,171	(\$90,814)	(14.36)	\$62,468	22.90
531 = 570F8		\$8,250	\$8,250	\$4,500	\$4,500	(\$3,750)	(45.46)	(\$3,750)	(45.46)
533XX = 570F3-F9		\$24,605	\$24,605	\$24,650	\$24,668	\$45	0.18	\$63	0.25
57020 = 570F3-F9		\$228,473	\$228,473	\$247,153	\$246,493	\$18,680	8.17	\$18,020	7.88
57020B = 570F9		\$79,988	\$72,772	\$85,965	\$78,697	\$5,979	7.47	\$5,925	8.14
57020C = 570F9		\$70,864	\$70,864	\$79,719	\$77,391	\$8,855	12.49	\$6,527	9.21
57030 = 5703J		\$37,500	\$34,415	\$37,500	\$0	\$0	0.00	(\$34,415)	N/A
57090 = 570F3-F9		\$6,400	\$6,400	\$6,400	\$6,400	\$0	0.00	\$0	0.00
57090B = 570F9		\$8,500	\$2,000	\$2,500	\$2,000	(\$6,000)	(70.59)	\$0	0.00
57090D = 570F9		\$0	\$0	\$2,500	\$0	\$2,500	N/A	\$0	N/A
619XX = 619/570F3-F9		\$19,275	\$19,275	\$21,000	\$21,000	\$1,725	8.94	\$1,725	8.94
641 = 641		\$0	\$0	\$150	\$0	\$150	N/A	\$0	N/A
Totals		\$1,120,097	\$743,272	\$1,057,473	\$799,844	(\$62,624)	(5.60)	\$56,572	7.61
SRM									
533XX = 52103		\$46,870	\$46,870	\$33,422	\$35,062	(\$13,448)	(28.70)	(\$11,808)	(25.20)
57020 = 52103		\$332,687	\$332,687	\$360,664	\$360,664	\$27,977	8.40	\$27,977	8.40
57090 = 52103		\$9,600	\$9,600	\$9,600	\$9,600	\$0	0.00	\$0	0.00
619XX = 43043		\$37,875	\$37,875	\$27,375	\$27,375	(\$10,500)	(27.73)	(\$10,500)	(27.73)
Totals		\$427,032	\$427,032	\$431,061	\$432,701	\$4,029	0.94	\$5,669	1.32
FIRE									
57040 = 570F1		\$1,957,720	\$1,830,100	\$1,849,251	\$1,839,520	(\$108,470)	(5.55)	\$9,420	0.51
57090 = 570F1		\$70,190	\$66,900	\$69,190	\$66,040	(\$1,000)	(1.43)	(\$860)	(1.29)
Totals		\$2,027,910	\$1,897,000	\$1,918,441	\$1,905,560	(\$109,470)	(5.40)	\$8,560	0.45
ENVIRONMENTAL									
57070 = 5703A		\$55,783	\$55,700	\$63,012	\$63,012	\$7,229	12.95	\$7,312	13.12
57090 = 5703A		\$3,863	\$3,870	\$3,863	\$3,863	\$0	0.00	(\$7)	(0.19)
Totals		\$59,645	\$59,570	\$66,874	\$66,875 ✓	\$7,229	12.11	\$7,305	12.26
SERVICES									
Totals									

PP
21

\$1,915,291 - correct ✓

17 OCT 13
per Steve
Waidelich
new #'s being
prepared

105

Request/Validation Comparisons for 2013 - 2014

NY G7 Stewart International Airport
Install Code: WHAY0

FinPlan EEIC	Accounting EEIC	2013		2014		Change in Requested		Change in Validated		
		Requested	Validated	Requested	Validated	2014 - 2013	2014 / 2013	2014 - 2013	2014 / 2013	
000AA = 000AA		\$0	\$955,652	\$0	\$0	\$0	N/A	(\$955,652)	N/A	
000RR = 000RR		\$0	\$0	\$0	\$0	\$0	N/A	\$0	N/A	
473 = 473		\$6,574	\$6,407	\$4,664	\$5,871	(\$1,910)	(29.08)	(\$536)	(8.37)	
480XX = 480XX		\$1,224,304	\$689,013	\$1,078,517	\$911,454	(\$145,787)	(11.91)	\$222,441	32.28	
533XX = 570F3-F9		\$145,699	\$79,349	\$117,334	\$75,595	(\$28,365)	(19.47)	(\$3,754)	(4.74)	
57020 = 570F3-F9		\$336,248	\$311,188	\$318,725	\$278,504	(\$17,523)	(5.22)	(\$32,682)	(10.51)	
57020B = 570F9		\$75,937	\$63,757	\$82,012	\$77,278	\$8,075	8.00	\$13,521	21.20	
57020C = 570F9		\$75,937	\$65,714	\$77,875	\$65,714	\$1,938	2.55	\$0	0.00	
57090 = 570F3-F9		\$9,600	\$9,600	\$8,000	\$8,000	(\$1,600)	(16.67)	(\$1,600)	(16.67)	
57090B = 570F9		\$4,000	\$2,000	\$2,000	\$2,000	(\$2,000)	(50.00)	\$0	0.00	
57090D = 570F9		\$0	\$0	\$2,000	\$0	\$2,000	N/A	\$0	N/A	
619XX = 619/570F3-F9		\$34,500	\$34,500	\$34,500	\$34,500	\$0	0.00	\$0	0.00	
641 = 641		\$1,875	\$900	\$1,875	\$900	\$0	0.00	\$0	0.00	
Totals		\$1,914,674	\$2,218,078	\$1,727,502	\$1,459,818	(\$187,172)	(9.78)	(\$758,262)	(34.19)	
SRM										
533XX = 52103		\$66,090	\$64,758	\$50,816	\$60,468	(\$15,274)	(23.12)	(\$4,290)	(6.63)	
57020 = 52103		\$412,114	\$412,114	\$422,955	\$412,114	\$10,841	2.63	\$0	0.00	
57090 = 52103		\$11,200	\$11,200	\$11,200	\$11,200	\$0	0.00	\$0	0.00	
619XX = 43043		\$95,250	\$93,640	\$71,250	\$71,250	(\$24,000)	(25.20)	(\$22,390)	(23.92)	
Totals		\$584,654	\$581,710	\$556,221	\$555,030	(\$28,433)	(4.87)	(\$26,680)	(4.59)	
FIRE										
57040 = 570F1		\$2,514,974	\$2,515,000	\$2,464,019	\$2,464,019	(\$50,955)	(2.03)	(\$50,981)	(2.03)	
57090 = 570F1		\$104,500	\$103,900	\$98,000	\$98,000	(\$6,500)	(6.23)	(\$5,900)	(5.68)	
Totals		\$2,619,474	\$2,618,900	\$2,562,019	\$2,562,019	(\$57,455)	(2.20)	(\$58,881)	(2.18)	
ENVIRONMENTAL										
57070 = 5703A		\$51,188	\$0	\$54,990	\$51,750	\$3,803	7.42	\$51,750	N/A	
57090 = 5703A		\$3,225	\$3,300	\$3,225	\$3,225	\$0	0.00	(\$75)	(2.28)	
Totals		\$54,413	\$3,300	\$58,215	\$54,975	\$3,803	6.98	\$51,675	1,565.90	
SERVICES										
Totals										

~~2,392,019~~ corrected
to
2,492,019 ✓ validated
by Steve Wundelich

Appendix 24 Financial Plan Validation for FY15 105 AW, Stewart International Airport, NY

The following information is provided to assist you in developing your FY15 spending plan. This is specific information for Appendix 24 and does not relate to any other appendix or program.

ITEM (EEIC)	REQUESTED	VALIDATED
Salaries (570.40A / 570F1)	1,503,221	1,433,221
Benefits (570.40B / 570F1)	841,798	841,798
FLSA (570.40C / 570F1)	119,000	119,000
57040 TOTAL	2,464,019	2,394,019
Transportation (570.90G / 570F1)	11,500	11,500
PerDiem (570.90H / 570F1)	11,500	11,500
Training (570.90I / 570F1)	20,000	20,000
Physicals (570.90J / 570F1)	16,000	16,000
Other Health (570.90K / 570F1)	6,000	6,000
Laundry/Linen (570.90L / 570F1)	2,000	2,000
Init Uniforms (570.90M / 570F1)	6,000	6,000
Repl Uniforms (570.90N / 570F1)	5,000	5,000
PPE (570.90O / 570F1)	20,000	20,000
57090 TOTAL	98,000	98,000
CPP (570.60)	0	0
TOTALS	2,562,019	2,492,019

2,492,019 ✓
 ↑
 validated
~~2,394,019~~
 corrected to
 17 OCT 13

New # per
 Steve Waidelich

New #'s being
 pushed out

Emergency Deficit Control Act of 1985, as amended, and \$469,639,000 is additional new budget authority specified for purposes of section 251(b)(2)(B) of such Act.

(c) Section 5 of Public Law 113-6 shall apply to amounts designated in subsection (a) for Overseas Contingency Operations/Global War on Terrorism.

SEC. 115. (a) Employees furloughed as a result of any lapse in appropriations which begins on or about October 1, 2013, shall be compensated at their standard rate of compensation, for the period of such lapse in appropriations, as soon as practicable after such lapse in appropriations ends.

(b) For purposes of this section, "employee" means:

- (1) a federal employee;
- (2) an employee of the District of Columbia Courts;
- (3) an employee of the Public Defender Service for the District of Columbia; or
- (4) a District of Columbia Government employee.

(c) All obligations incurred in anticipation of the appropriations made and authority granted by this joint resolution for the purposes of maintaining the essential level of activity to protect life and property and bringing about orderly termination of Government functions, and for purposes as otherwise authorized by law, are hereby ratified and approved if otherwise in accord with the provisions of this joint resolution.

SEC. 116. (a) If a State (or another Federal grantee) used State funds (or the grantee's non-Federal funds) to continue carrying out a Federal program or furloughed State employees (or the grantee's employees) whose compensation is advanced or reimbursed in whole or in part by the Federal Government—

(1) such furloughed employees shall be compensated at their standard rate of compensation for such period;

(2) the State (or such other grantee) shall be reimbursed for expenses that would have been paid by the Federal Government during such period had appropriations been available, including the cost of compensating such furloughed employees, together with interest thereon calculated under section 6503(d) of title 31, United States Code; and

(3) the State (or such other grantee) may use funds available to the State (or the grantee) under such Federal program to reimburse such State (or the grantee), together with interest thereon calculated under section 6503(d) of title 31, United States Code.

(b) For purposes of this section, the term "State" and the term "grantee" shall have the meaning as such term is defined under the applicable Federal program under subsection (a). In addition, "to continue carrying out a Federal program" means the continued performance by a State or other Federal grantee, during the period of a lapse in appropriations, of a Federal program that the State or such other grantee had been carrying out prior to the period of the lapse in appropriations.

(c) The authority under this section applies with respect to any period in fiscal year 2014 (not limited to periods beginning or ending after the date of the enactment of this joint resolution) during which there occurs a lapse in appropriations with respect to any department or agency of the Federal Government which, but for such lapse in appropriations, would have paid, or made reimbursement relating to, any of the expenses referred to in this

section with respect to the program involved. Payments and reimbursements under this authority shall be made only to the extent and in amounts provided in advance in appropriations Acts.

SEC. 117. Expenditures made pursuant to the Pay Our Military Act (Public Law 113-39) shall be charged to the applicable appropriation, fund, or authorization provided in this joint resolution.

SEC. 118. For the purposes of this joint resolution, the time covered by this joint resolution shall be considered to have begun on October 1, 2013.

SEC. 119. Section 3003 of division G of Public Law 113-6 shall be applied to funds appropriated by this joint resolution by substituting "fiscal year 2014" for "fiscal year 2013" each place it appears.

SEC. 120. Section 408 of the Food for Peace Act (7 U.S.C. 1736b) shall be applied by substituting the date specified in section 106(3) of this joint resolution for "December 31, 2012".

SEC. 121. Amounts made available under section 101 for "Department of Commerce—National Oceanic and Atmospheric Administration—Procurement, Acquisition and Construction" may be apportioned up to the rate for operations necessary to maintain the planned launch schedules for the Joint Polar Satellite System and the Geostationary Operational Environmental Satellite system.

SEC. 122. The authority provided by sections 1205 and 1206 of the National Defense Authorization Act for Fiscal Year 2012 (Public Law 112-81) shall continue in effect, notwithstanding subsection (h) of section 1206, through the earlier of the date specified in section 106(3) of this joint resolution or the date of the enactment of an Act authorizing appropriations for fiscal year 2014 for military activities of the Department of Defense.

SEC. 123. Section 3(a)(6) of Public Law 100-676 is amended by striking both occurrences of "\$775,000,000" and inserting in lieu thereof, "\$2,918,000,000".

SEC. 124. Section 14704 of title 40, United States Code, shall be applied to amounts made available by this joint resolution by substituting the date specified in section 106(3) of this joint resolution for "October 1, 2012".

SEC. 125. Notwithstanding section 101, amounts are provided for "The Judiciary—Courts of Appeals, District Courts, and Other Judicial Services—Salaries and Expenses" at a rate of operations of \$4,820,181,000: *Provided*, That notwithstanding section 302 of Division C, of Public Law 112-74 as continued by Public Law 113-6, not to exceed \$25,000,000 shall be available for transfer between accounts to maintain minimum operating levels.

SEC. 126. Notwithstanding section 101, amounts are provided for "The Judiciary—Courts of Appeals, District Courts, and Other Judicial Services—Defender Services" at a rate for operations of \$1,012,000,000.

SEC. 127. Notwithstanding any other provision of this joint resolution, the District of Columbia may expend local funds under the heading "District of Columbia Funds" for such programs and activities under title IV of H.R. 2786 (113th Congress), as reported by the Committee on Appropriations of the House of Representatives, at the rate set forth under "District of Columbia Funds—Summary of Expenses" as included in the Fiscal Year 2014 Budget Request Act of 2013 (D.C. Act 20-127), as modified as of the date of the enactment of this joint resolution.

APPENDIX 24 ANG FIRE PROTECTION ACTIVITIES

Section 2401. General.

a. This Appendix to the Master Cooperative Agreement prescribes the terms, conditions, policy and administrative procedures for the National Guard Bureau's (NGB) federal contribution for the Air National Guard Fire Protection Activities (ANGFPA) Program within the State.

b. Statement of Facts. The authorities and provisions set forth in NGR 5-1, National Guard Grants and Cooperative Agreements, are incorporated into this Appendix by reference.

Section 2402. Additional Definitions. (Reserved)

Section 2403. Office of Primary Responsibility.

a. The Office of Primary Responsibility for this Appendix is The Civil Engineer (NGB/A7), National Guard Bureau, Air National Guard Readiness Center, 3501 Fetchet Avenue, Andrews AFB, MD 20762-5157.

b. The Civil Engineer, for the purposes of this Appendix, is a designee of the Chief, National Guard Bureau, and is the individual authorized to make final approval of all Fire Protection Activities Financial Plans and modifications to them and to the language of this Appendix, to authorize distribution and recall of Fire Protection funds to the USPFO, to receive specified accounting reconciliation reports, and to take any other action on behalf of NGB or the Chief, NGB, as specifically reserved under this Appendix for NGB/A7. Within the Civil Engineer Directorate, the Chief, Emergency Services Branch (NGB/A7XF) acts for The Civil Engineer in the day-to-day administration of the Appendix.

c. The Federal Technician Fire Chief is responsible for all Appendix matters as the CA Program Manager at the Base. He/she coordinates as necessary with the BCE and Asst USFPO for Air (Fiscal) regarding annual Financial Plan submittals. **The Fire Chief shall be responsible for participating, as an advisor to the State personnel management team, on matters relating to Collective Bargaining negotiations between the State and the State's Bargaining Unit employees.**

Section 2404. Scope of Agreement.

a. Scope of Services.

(1) The Grantee shall provide Aircraft Rescue and Fire Fighting (ARFF) services to installations identified by NGB/A7XF. (Installations include, but are not limited to, ANG Flying Units, Geographically Separated Units (GSUs) and Training Sites). Performance of these functions will be accomplished per AFI 32-2001, and ANG Sup 1 to AFI 32-2001, The Fire Protection Operations and Fire Protection Program, herein after referred to as AFI 32-2001 and ANG Sup 1, specifically Attachment 10. Additional services will provide initial structural, rescue, emergency medical and hazardous materials (HAZMAT) response. The State ANGFPA shall include, but not be limited to, actions by the Grantee through employment by the State, by hire, of sufficient personnel, to accomplish the following tasks. NGB/A7 will determine the authorized number of personnel for each installation.

1. Fire protection for all ANG aircraft, facilities and equipment according to applicable Department of Defense (DOD), Air Force and Air National Guard directives or until the unit is mobilized under Federal Law.
2. Monitor alarm equipment and initiate action necessary to obtain appropriate response.
3. Administrative support for the fire protection operations.
4. Other services necessary to provide fire protection for applicable aircraft, facilities and equipment to include:

- Aircraft Emergency Response (in-flight or ground emergencies, barriers, etc.
- Structural Alarm Response - initial response and investigation as a minimum.

- Rescue Operations, including, but not limited to: aircraft egress, equipment, and automobile extraction, facility rescue (dependent upon available staffing and equipment.)
- Medical Services (EMS) – Provide emergency medical response, First Aid/First Responder or emergency medical technician – basic (EMT-B) as a minimum, to be determine by the Fire Chief, not to exceed level of training, and as approved by the local Medical Commander.
- Hazardous Materials (HAZMAT) Response (Operations Level at a minimum, up to the level designated by the Fire Chief).
- Fuel & Hydrazine Spill Response.
- Mutual Aid/Reciprocal Agreements established at the local level. Technical Rescue (confined space, high and low angle rope, structural collapse, etc) - established at local level.
- Wild Land Fire Fighting (urban-wild land interface only as required to protect ANG facilities) - determined by State requirement.
- Alarm Room Operations - established at local level.
- Air Force Incident Management System (AFIMS) – Fire Department ICS.
- Technical Services – facility inspections, customer training, fire prevention, project plans and construction review, code and criteria review, extinguisher inspection and maintenance, systems inspection assistance, and pre-fire planning for installations, including GSUs, according to NGB/A7 policy.
- Contingency Response (bomb threat, anti-hijacking, terrorist, etc) - determined at local level.
- Participation in installation exercises and assessments.
- Station duties – to include housekeeping, grounds and vehicle/equipment operator maintenance.

(2) Fire fighters are authorized to provide training for all DOD, federal and state personnel within the appropriate certification level. This applies to home station, RTS and CRTS locations. Questions regarding this authorization should be addressed to the NGB CA PM.

(3) Fire Department services deemed necessary by the Grantee or local command beyond the scope of services listed above will be supported by State or other locally available funds.

b. Performance of Specifications.

(1) The Grantee shall operate Fire Protection Services in accordance with National Fire Protection Association (NFPA) 1500, 1582, 1561, 1404, 1975, 472, 1581, 1001, 1002 and 1003 Standards. AFI 32-2001, Fire Major Vehicle Standby - Vehicle Standby's will be in accordance with Technical Order 00-25-172 (ANG Sup 1) and local policy.

Section 2405. Authorized Activities/Charges.

a. NGB/A7XF will reimburse to the following General Schedule (GS) grade levels: Assistant Chief, GS-10 Step 2; Crew Chief, GS-8 Step 2; and, Fire Fighter GS-6 Step 3. Salaries will be capped at the aforementioned grades, not to exceed the Federal GS pay scale. For States whose current salaries exceed the GS pay scale, their reimbursement will be held in place until the GS scale meets or exceeds current salaries, **i.e., salaries are grandfathered at the Fiscal Year 2012 rates.** For States whose salaries are below the GS scale, those States may increase up to 5% over the previous year's validated amount not to exceed the GS pay scale, if properly justified and approved by NGB/A7XF. **Similarly, reimbursement for benefits will be held in place at the current rate, i.e., benefits are grandfathered at the Fiscal Year 2012 rate. Salaries shall be adjusted by the Washington, DC locality pay, regardless of employment location. Those areas with a higher locality pay will continue to adjust their salaries according to the rate for their location.** Overtime, pursuant to the requirements of the Fair Labor Standards Act (FLSA), will be funded based upon a 56 hour work week. Adjustments can only be made or approved by NGB/A7XF.

b. If a State has a pay freeze or pay cap, a hiring freeze or employee furloughs for like positions throughout the State, State ANG FP employees will have corresponding limitations. Regular overtime that is required by the FLSA, based on the work schedule authorized by the State, will be allowed and funded in each budget cycle in accordance with AFI 32-2001 and ANG Sup 1, Attachment 10 to the extent the funds are available. At the start of each fiscal year, The Air National Guard Fire Protection Activity (ANGFPA) shall notify NGB/A7XF regarding anticipated excess funds resulting from furloughs, hiring freezes or military members that are deploying in a leave without pay status.

- c. When operational requirements or personnel circumstances dictate additional staffing in support of the mission, the Fire Chief can authorize overtime to satisfy minimum staffing requirements. Overtime may be approved on an exception basis (filling for sick or annual leave, emergency, or training classes, etc.) as identified in AFI 32-2001 and ANG Sup 1, Attachment 10.
- d. Costs for initial physical, annual physical, medical evaluation and required tests.
- e. Costs for inoculations and equipment required for an individual to meet the Infectious Disease Control and Occupational Safety and Health programs.
- f. Costs for Station Work Uniforms meeting the requirements of AFI 32-2001 and ANG Sup 1, Attachment 10.
- g. Costs for athletic apparel when the Fire Department has a structured physical fitness program as required in NFPA 1583 (must comply with AFI 32-2001 and ANG Sup 1, Attachment 10).
- h. Costs for Personal Protective Equipment.
- i. Travel expenses at a rate consistent with State regulations for Fire Protection personnel performing duty away from their home stations, **not to exceed the Joint Federal Travel Regulation**.
- j. Training fees to reimburse States for required training and recertification authorized in support of the Fire Protection Agreement.
- k. Costs associated with the upkeep of station work uniforms and bedding materials. (This does not include furniture or mattresses).
- l. ANGFWA support shall only be provided for those facilities and services identified by NGB/A7XF, unless authorized by exception.

Section 2406. Unauthorized Activities/Charges.

- a. ANGFWA funds will not be utilized to purchase firefighting equipment, structural fire fighting PPE, supplies, and normal operating supplies/items for the fire department without NGB/A7XF approval.
- b. Federal funds may not be utilized to purchase individual licenses such as Emergency Medical Technician.
- c. Reimbursement for courses, whether accredited or non-accredited and professional development training not specifically required for performance of position duties covered under this Agreement.
- d. All charges or costs for items/activities not authorized in Section 2405 above shall be submitted to NGB/A7XF for approval prior to expenditure of funds.
- e. NGB will not reimburse for more than 30 days of military leave at any time.
- f. **Meals during regular or overtime hours at regularly scheduled duty location shall not be reimbursed.**
- g. Hiring of temporary firefighters is not authorized unless approved by NGB/A7XF in advance for full time positions.

h. Reimbursement of monthly or one-time worker's compensation payouts (claims); additional post-retirement costs, such as additional costs associated with post-retirement health insurance; early retirement incentives, such as bonuses or payouts; and, post-retirement monthly payment of vacation or annual leave, shall not be authorized.

i. Reimbursement of costs associated with arbitration services, professional or otherwise, in the negotiation and settlement of a grievance or other formal complaint filed by an employee or a group of employees, shall not be authorized. These are matters between the State and the employee(s), and such costs shall be borne by the State.

j. Reimbursement of costs incurred by, or associated with, the process of collective bargaining between the State and its employees covered by a Bargaining Unit (a legally organized labor union) for the purposes of negotiating matters involving employment issues, such as general working or safety conditions on the job, job qualifications and the like, shall not be authorized.

k. Reimbursement of increased costs relating to employment issues agreed to in a Collective Bargaining Agreement between the State and its employees covered by a Bargaining Unit, such as increases in salaries, benefits, etc., shall not be authorized, **except as outlined in Section 2405a**. Increases in such costs shall be borne by the State.

l. All other charges/activities not authorized in Section 2405 must be approved on a case by case basis by NGB/A7XF prior to execution.

m. Costs listed as unallowable/unauthorized in 2 CFR Part 225, Appendix B.

Section 2407. Financial Plan Requirements.

a. Financial Plan Submission.

(1) The CA PM shall submit a Financial Plan (Fin Plan) each fiscal year to NGB/A7XF for approval. The Fin Plan shall list by line item the Fire Protection services to be funded under this Appendix and the amount of that line item for which it expects reimbursement from NGB.

(2) The Fin Plan shall be approved before the execution of this Appendix, and shall be submitted for approval as directed to NGB/A7XF for each succeeding fiscal year.

(3) The total funded amount of the budget shall be the maximum amount for which NGB is obligated to reimburse the State for the costs of performance of this Appendix.

(4) NGB/A7XF may unilaterally increase or decrease the Fin Plan total, the total for any facility or service, or the total of any line item.

(5) Any increase to the budget must be approved by NGB/A7XF. The request shall include an updated Fin Plan reconciliation report as an enclosure. The request and approval of funds shall follow the procedures in NGR 5-1 and NGB financial guidance.

(6) Though the Fire Protection Services Appendix is intended to be 100% federally reimbursed, federal resources for reimbursement are limited. NGB/A7XF refers to the General Schedule (GS) as a salary and benefit standard and federal funding for salaries and benefits will be limited to this amount. The CA PM should coordinate with NGB/A7XF in establishing salary and benefit levels to ensure that funding will be available. Other funding sources can supplement the funding of this Appendix but must be tracked and recorded. Local FM or State additives to the Fire Protection Program are authorized and do not require approval from NGB/A7XF.

b. Element of Expense/Investment Codes (EEICs): EEICs in the NGB/A7XF approved Fin Plan are the only authorized EEICs for use. As additional EEICs are required or when changes are necessary, they will be disseminated by official memorandum by the Appendix 24 NGB Program Manager.

c. Classifications on the Fin Plan will be Assistant Chief, Crew Chief, and Fire Fighter.

Section 2408. Appendix Administration.

a. Personnel.

(1) ANGFWA employees, work under the day to day supervision of the Base Fire Chief or his/her designee. Supervision will not go outside of the BCE functional area. All State fire fighters will be under a fire fighter or public safety position description, and appropriate State retirement program.

(2) The Base Fire Chief will be involved in all personnel actions concerning the State employees to include hiring, firing, performance evaluations and other personnel actions.

(3) Standards of employment of fire fighters shall be in accordance with AFI 32-2001 and ANG Sup 1. Minimum standards for employment in the ANGFWA Fire Fighter Program consist of the following. Failure to maintain minimum standards may be cause for dismissal.

1. Education: High school diploma or equivalent (GED).

2. Minimum Age: 18.

3. Physical Fitness and Agility: Separate entry level and annual maintenance programs will be developed at State level with consideration of employee age and required position duties.

4. Security Clearance: ANGFWA fire fighters must obtain a favorable background investigation, and have an appropriate clearance to allow access to computer networks and restricted areas in the performance of their duties.

5. State and Military Driver's License: All ANGFWA fire fighters are required to possess and maintain a current State driver's license, and will obtain and maintain a military driver's license identifying assigned fire fighting vehicles. Loss of State driving privileges will result in appropriate review and action being taken concerning military vehicle operator qualifications and/or ability to perform duties.

(4) Staffing/Vehicles. The following provides general guidance concerning vehicle response and fire protection staffing levels in support of various levels of mission activity. The specific staffing of shifts and work schedules is at the discretion of the Fire Chief. ANG will provide the manning for the Department; it will be up to the Fire Chief to manage the staffing to insure adequate coverage based on mission and circumstances. Staffing will be provided based on ANGMS 44EF00 as offset by Secretary of Air Force policy letter requiring consideration of other available resources at that specific location.

(5) Fire fighter staffing will be reduced to directly reflect the level of mission activity below full staffing at the discretion of the Fire Chief.

(6) Staffing levels for installations located on a civil airport with an FAA Index between A and E with paying passenger carrying (i.e., commercial) aircraft, response will comply with FAA standards (FAR Part 139) during nonmilitary flying hours until such time as one-half hour after the Tower is closed for commercial flights.

b. Fire fighter Work Schedule: ANGFWA fire fighter work schedules will be locally developed in direct support of the installation mission activity. Work schedules must comply and funding will be tracked in accordance with the requirements for Fair Labor Standard Acts. Fire fighters will work a minimum of a 56 hour work week if staffing has been provided to support 24 hour operations.

c. Training Qualification and Certification Standards: Minimum certification standards are established for each level of the Air National Guard Aircraft Rescue Fire fighter (ARFF) Program in accordance with the accredited fire fighter certification program defined in AFM 32-2003. The minimum for fighter certification standards by position are contained in AFI 32-2001 and ANG Sup 1, Attachment 10.

(1) Civilian/Military Certification Equivalents:

1. Airport fire fighter (AFSC 3E731/51): Required DOD Certification [Fire Fighter II, Airport Fire Fighter, HAZMAT/Operations, Driver/Operator Pumper, ARFF & Tender].

2. Lead fire fighter/Crew Chief (AFSC 3E751/71): Required DOD Certification [Those identified above for Airport fire fighter along with Instructor I].

3. Station Captain (AFSC 3E771): Required DOD Certification [Fire Officer I, Fire Inspector I and Fire Instructor I].

4. Training/Safety Officer (AFSC 3E771): Required DOD Certification [Fire Officer II, Fire Instructor II and HAZMAT Incident Command].

5. Assistant Fire Chief (AFSC 3E771/91): DOD Certification [Fire Officer III, Fire Instructor II, Fire Inspector II and HAZMAT Incident Command].

6. Airport fire fighter Certification must be attained within twelve months of employment, including completion of the DOD Fire Protection School, DoD-sponsored Career Development Courses (CDC) or equivalent certification accredited by International Fire Service Accreditation Congress (IFSAC).

d. Uniforms/Accouterments. The following provides guidance concerning uniform standards and wear.

(1) Uniform Material Performance: Station work uniforms shall comply with NFPA 1975, "Standard on Station/Work Uniforms for Fire and Emergency Services" and can be 100% natural fibers (reference Department of Defense Instruction (DODI) 6055.6. Flame retardant station work uniforms are not required.

(2) Station Work Uniform: The standard uniform for civilian fire fighters will consist of a uniform shirt, uniform trousers, belt, socks, footwear, Air Force Fire Protection Badge, name tag, epaulets or collar brass, and patches. If the fire department only has personnel who are military members, it will be at the discretion of the Installation Commander to have them wear the Battle Dress Uniform (BDU) in lieu of this uniform. Funding for civilian uniforms, not BDUs, will be included in the budget process. Authorized station work uniforms and associated information for replacement will be in accordance with AFI 32-2001 and ANG Sup 1, Attachment 10.

1. ANG FPA fire fighters will support organization exercises, inspections and assessments, performing duties and services defined within this Appendix.

2. The CA PM or Grantee must submit a request through the USPFO to NGB-PARC-A when it wishes to change the instructions, terms, or conditions of this Appendix. NGB-PARC-A shall submit the request to NGB/A7XF for review and approval before acting on the request. If approved, the change shall not be binding until a modification to this Appendix is executed and signed by the grantor and grantee as required by NGR 5-1, Chapter 3.

3. The request will not take effect, nor can any expenditure of funds so implied therein take place, until it receives the approval of NGB/A7XF.

4. Modifications to this Appendix incorporating initial fiscal year funding will be sent by the CA PM to NGB/A7XF for review and concurrence.

Section 2409. Funding Limitation.

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 the Appendix are available for reimbursement to the Grantee. Funds shall be obligated as received by the CA PM.

c. In accordance with Section 2407 the following funding limitations are provided for each fiscal year as it occurs.

1. Fiscal Year 2013:	Approved Budget/(AFP) \$7,367,145.00	Total Dollars Obligated \$7,088,500.00
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IKA: 106th ANG	\$28,134.80	
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2. Fiscal Year 2014:	Approved Budget/(AFP) \$6,758,808.00	Total Dollars Obligated \$
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IKA: 106th ANG	\$ 0.00	
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3. Fiscal Year_____:	Approved Budget/(AFP) \$_____	Total Dollars Obligated \$_____
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4. Fiscal Year_____:	Approved Budget/(AFP) \$_____	Total Dollars Obligated \$_____
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5. Fiscal Year_____:	Approved Budget/(AFP) \$_____	Total Dollars Obligated \$_____
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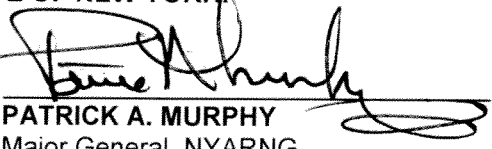
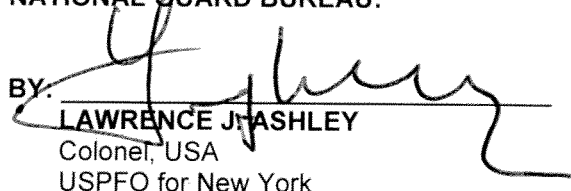
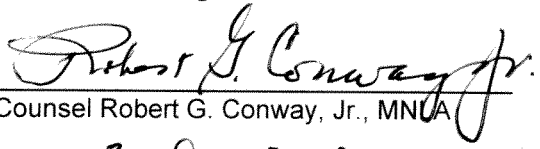
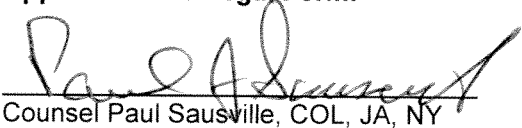
Section 2410. Agreement Particulars.

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):	New York 12110-3514
	(To include Zip + 4)
e. Grantee/Recipient County (Primary Place of Performance):	36
f. Grantee/Recipient Congressional District (Primary Place of Performance):	Albany
g. Major Agency:	DoD
h. Agency Code:	5700
i. Funding Agency:	Air
j. Program Source Agency:	57
k. Transaction Type:	Cooperative Agreement
l. CFDA:	12.401
m. CFDA Program Title:	Operation and Maintenance, Air National Guard
n. Program Source Account-Funding:	3840
o. Treasury Appropriation Code:	3840
p. Award/Obligation/Action Date:	1 Oct 2013
q. Starting Date:	1 Oct 2013
r. Ending Date:	30 Sept 2014
s. Record Type:	Individual Action
t. Fiscal Year/Quarter:	2014/1 st Qtr

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:  PATRICK A. MURPHY Major General, NYARNG The Adjutant General</p> <p><u>30 Oct 13</u> Date</p>	<p>NATIONAL GUARD BUREAU:</p> <p>BY:  LAWRENCE J. ASHLEY Colonel, USA USPFO for New York</p> <p><u>4 Nov 13</u> Date</p>
<p>Approved as Legal Form:</p> <p> Counsel Robert G. Conway, Jr., MN/A</p> <p><u>30 Oct 2013</u> Date</p>	<p>Approved as to Legal Form:</p> <p> Counsel Paul Sausville, COL, JA, NY</p> <p><u>29 Oct 2013</u> Date</p>