AMENDMENT TO
FINANCIAL ASSISTANCE AWARD

RECIPIENT NAME
State of Kansas Department of Commerce

STREET ADDRESS
1000 SW Jackson Street

CITY, STATE ZIP
Topeka, KS 666121300

CFDA NO. AND PROJECT TITLE:

<table>
<thead>
<tr>
<th>COSTS ARE REVISED AS FOLLOWS:</th>
<th>PREVIOUS ESTIMATED COST</th>
<th>ADD</th>
<th>DEDUCT</th>
<th>TOTAL ESTIMATED COST</th>
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REASON(S) FOR AMENDMENT
This grant is hereby amended to incorporate additional Special Award Condition (SAC) #17 through #22.

ALL PREVIOUS TERMS AND CONDITIONS REMAIN IN EFFECT.

This Amendment approved by the Grants Officer is issued in triplicate and constitutes an obligation of Federal funding. By signing the three documents, the Recipient agrees to comply with the Amendment provisions checked below and attached, as well as previous provisions incorporated into the Award. Upon acceptance by the Recipient, two signed Amendment documents shall be returned to the Grants Officer and the third document shall be retained by the Recipient. If not signed and returned without modification by the Recipient within 30 days of receipt, the Grants Officer may unilaterally terminate this Amendment.

X Special Award Conditions

Line Item Budget

Other:

SIGNATURE OF DEPARTMENT OF COMMERCE GRANTS OFFICER
Jannet Cancino

DATE
DEC 19 2011

TYPED NAME, TYPED TITLE, AND SIGNATURE OF AUTHORIZED-RECIPIENT OFFICIAL
Steve Kelly

DATE
01/01/12
Award Number: 20-50-M09021N, Amendment Number 1
Federal Program Officer: Lynn Chadwick
Requisition Number: M09021M
Employer Identification Number: 481124839
Dun & Bradstreet No: 175950815
Recipient ID: 2013714
Requestor ID: 2013714
Treasury Account Symbol (TAS): 0554

Award ACCS Information

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<th>Org Code</th>
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Award Contact Information

<table>
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<tr>
<th>Contact Name</th>
<th>Contact Type</th>
<th>Email</th>
<th>Phone</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mrs. Carole</td>
<td>Administrative</td>
<td><a href="mailto:cjordan@kansascommerce.com">cjordan@kansascommerce.com</a></td>
<td>785-298-3084</td>
</tr>
</tbody>
</table>

NIST Grants Officer:
Jannet Cancino
100 Bureau Drive, MS 1650
Gaithersburg, MD 20899-1650
(301) 975 - 6544

NIST Grants Specialist:
Shiou Yun Michelle Liu
100 Bureau Drive, MS 1650
Gaithersburg, MD 20899-1650
(301) 975 - 8162
17. The Recipient shall be required to adhere to guidelines issued by NTIA regarding state broadband maps, associated content and websites or other publicly distributed materials, and provide notifications to NTIA before making substantial changes to any of the above materials.

18. In the event that program objectives in regard to data collection can no longer be achieved, the recipient may be allowed to modify its project proposal or terminate the project.

19. The Recipient has agreed to utilize a methodology that has been reviewed by external subject matter experts for the purpose of calculating households served by broadband within a given geography, and, where appropriate, to use the related questions found in the American Community Survey conducted by the Bureau of the Census.

20. Federal fund in excess of $50,000 will not be released for all projects approved under this Amendment until NTIA has reviewed and approved a revised and detailed project plan, timeline and cost estimates, Awardees must submit these items within 120 days from the date of this Amendment, but may do so earlier. Revised budgets for data collection and related activities must include no more than a ten percent of the total five-year mapping budget costs as a line-item to support the implementation of future, and currently unidentified, leading practices. Federal funds for this line item will not be released until NTIA has reviewed and approved the use of the funds. Notwithstanding the above, federal funds for all contracts expected to be in excess of $100,000 will not be released until the Scope of Work, cost estimates and contractor qualifications are reviewed and approved by NTIA. Additionally, Awardee must provide to NTIA for review and approval job descriptions for new employees expected to be paid $100,000 per year or more before Federal funding supporting these positions is released.

21. The awarding agency has the right to: 1) obtain, reproduce, publish or otherwise use data first produced under an award; and 2) authorize others to receive reproduce, publish or otherwise use such data for federal purposes. (Before authorizing others to use the material, a determination must be made that the use is for a federal purpose.) Except as otherwise specifically provided for in an award, authors may copyright any work that is subject to copyright and was developed under an award. When claim is made to copyright, the applicable copyright notice of 17 U.S.C. 401 or 402 and acknowledgment of Federal government sponsorship shall be affixed to the work when and if the work is delivered to the Federal government, is published, or is deposited for registration as a published work in the U.S. Copyright office. The copyright owner shall grant to the
Federal government, and others acting on its behalf, a paid-up, nonexclusive, irrevocable, worldwide license for all such works to reproduce, publish, or otherwise use the work for Federal government purposes. See 15 CFR § 14.36, 24.34

22. Awardees also receiving Broadband Technology Opportunities Program (BTOP) awards shall not utilize funds BTOP and SBDD funds for the identical activity.