

MEMORANDUM OF AGREEMENT

COPY

BETWEEN THE

UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT

AND THE

UNITED STATES ARMY CORPS OF ENGINEERS

TO TRANSFER CHILD SURVIVAL AND HEALTH FUNDS

IN SUPPORT OF CONSTRUCTION OF A CHILDREN'S HOSPITAL IN BASRAH, IRAQ

I. AUTHORITY

The United States Agency for International Development (USAID) hereby agrees to transfer to the United States Army Corps of Engineers (USACE) ("Recipient Agency") under Section 632(a) of the Foreign Assistance Act of 1961, as amended (the "FAA"), \$10,993,878 (Ten Million, Nine Hundred Ninety-Three Thousand, Eight Hundred Seventy-Eight U.S. Dollars) in funds appropriated to the Child Survival and Health (CSH) Fund in the Foreign Operations, Export Financing and Related Programs Appropriations Act, 2003.

II. PURPOSE

a. The Recipient Agency will use the funds transferred under this Memorandum of Agreement along with other funds made available to the Recipient Agency to pay essential contract, equipment, integration, and supervision and administration costs associated with constructing and equipping a hospital for children in Basrah, Iraq. The Joint Contracting Command Iraq (JCCI) will award the contracts for the Basrah Children's Hospital Project, the Recipient Agency will provide construction management services in support of the contracts awarded by the JCCI, and such contracts and services will be funded from all funds available for the project including CSH funds. Successful completion of the project is contingent on United States Governmental (USG) entities or non-USG entities making additional funds available to the Recipient Agency.

b. Funds transferred by this Agreement are available for obligation and expenditure for the purposes for which such funds are authorized, in accordance with authority granted in the FAA or authority governing the activities of the Recipient Agency. The attachment provides background information on the reprogramming of CSH funds.

III. TERMS AND CONDITIONS

- A. USAID will transfer the funds from its account to the Recipient Agency's account by means of a Non-expenditure Transfer Authorization (Standard Form 1151).
- B. The Recipient Agency will administer the funds transferred under this Memorandum of Agreement in accordance with applicable law. The Recipient Agency will be responsible and accountable for the management, audit, and use of such funds.
- C. The Office of the Inspector General for the Recipient Agency will perform periodic program and financial audits of the use of the funds, and the Recipient Agency may use funds transferred under this Memorandum for the cost of such audits.
- D. The funds transferred under this Agreement expire on September 30, 2009.

UNITED STATES AGENCY FOR
INTERNATIONAL DEVELOPMENT

UNITED STATES ARMY CORPS OF
ENGINEERS

James A. Bever
 James A. Bever
 Deputy Assistant Administrator
 Bureau for Asia and the Near East

Merdith W.B. Temple
 Merdith W.B. Temple
 Brigadier General, USA
 Director of Military Programs

Date 10-20-06

Date 20 Oct 06

ACCOUNT NUMBERS:

USAID: 723/91095
 USACE: ~~213/91095~~ Replace with: 213/92050
 AMOUNT: \$10,993,878 for Basrah Children's Hospital

Merdith W.B. Temple BE, USA
 7 Nov 06

James A. Bever DAA/ANE
 USAID
 November 6, 2006

ATTACHMENTS:

- 1) State Department Joint Action Memo for the Director of Foreign Assistance (07/21/06)
- 2) Congressional Notification Transmittal Sheet 06-0174 (07/26/06)
- 3) USAID Action Memo Exception Approval for the use of CSH Funds