



Grant Recipient Name: \_\_\_\_\_

State Fiscal Year: \_\_\_\_\_

Sub-grant Award: \_\_\_\_\_

DHHS Grant Award Number: 1801AKFVPSA

**FAMILY VIOLENCE PREVENTION AND SERVICES ACT (FVPSA) 2018**

**Subgrantee Award Conditions**

*The statutory authority for the FVPSA program is 42 USC § 10401*

The Program assures the following:

1. To operate as a local public agency or non-profit organization (including faith-based, charitable, community-based, and tribal organizations and voluntary associations) for programs and projects within the State of Alaska to prevent incidents of family violence and to provide immediate shelter and related assistance for victims of family violence, domestic violence, and dating violence, and their dependents to prevent future violent incidents ([42 U.S.C. 10402\(2-4\)](#); [42 U.S.C. 10408 \(c\)](#)).
2. FVPSA funds will be used for programs and projects that are designed to prevent incidents of family violence, domestic violence, and dating violence, and their dependents by providing immediate shelter and supportive services and access to community-based programs for adult and youth victims, as well as specialized services for children exposed to domestic violence, underserved populations, and those who are members of racial and ethnic minority populations (as defined in [42 U.S.C. 10406\(a\)\(1-3\)](#)).
3. That not less than 70% of the funds distributed shall be used for immediate shelter and related assistance, as defined in [Section 320\(5\)\(A\)](#), to the victims of family violence, domestic violence, and dating violence, and their dependents and not less than 25% of the funds distributed shall be used to provide related assistance. Use of the funds will be specifically indicated on all budget documents ([42 U.S.C. 10408\(b\)\(2\)](#)).
4. That grant funds will not be used as direct payment to any victim or dependent of a victim of family violence, domestic violence, dating violence, or their dependents ([Section 303\(d\)](#)).
5. That no income eligibility standard will be imposed on individuals receiving assistance or services supported with funds appropriated to carry out the Act ([42 U.S.C. 10406 \(C\)\(3\)](#)) and FVPSA-funded programs cannot charge fees for the services they provide ([42 U.S.C. 10406 \(C\)\(3\)](#)).



6. Services must also be provided on a **voluntary basis**; receipt of emergency shelter or housing must **NOT** be conditioned on participation in supportive services ([42 U.S.C. 10408\(d\)\(2\)](#) and [45 CFR 1370.10\(b\)\(10\)](#)).
7. Client Services will be confidential. Policies, procedures, and protocols have been established to ensure compliance with the provisions of [42 U.S.C. 10406\(C\)\(5\)](#) regarding non-disclosure of confidential or private information ([42 U.S.C. 10407\(a\)\(2\)\(A\)](#)).
8. Subgrantee will comply with requirements to ensure the non-disclosure of confidential or private information, which include, but are not limited to: (1) subgrantees will not disclose any personally identifying information collected in connection with services requested (including services utilized or denied), through subgrantee's funded activities or reveal personally identifying information without informed, written, reasonably time limited consent by the person about whom information is sought, whether for the FVPSA-funded activities or any other Federal or State program and in accordance with [42 U.S.C. 10406\(c\)\(5\)\(B\)\(ii\)](#); (2) subgrantees will not release information compelled by statutory or court order unless adhering to the requirements of [42 U.S.C.10406\(c\)\(5\)\(C\)](#); and (3) subgrantees may share non-personally identifying information in the aggregate for the purposes enunciated in [42 U.S.C. 10406 \(c\)\(5\)\(D\)\(i\)](#) as well as for other purposes found in [42 U.S.C.10406 \(c\)\(5\)\(D\)\(ii\) and \(iii\)](#)
9. That policies are established that prohibit discrimination based on age, sex, disability, race, color, national origin, or religion ([42 U.S.C. 10406\(c\)\(2\)](#)). No person shall on the ground of actual or perceived sex, including gender identity, be excluded from participation in, be denied the benefits of, or be subject to discrimination under, any program or activity funded in whole or in part through FVPSA ([45 CFR 1370.5\(a\)](#)). No person shall on the ground of actual or perceived sexual orientation be excluded from participation in be denied the benefits of, or be subject to discrimination under, any program or activity funded in whole or in part through FVPSA ([45 CFR 1370.5\(c\)](#)).
10. Subgrantee will ensure that all staff will be trained during the award period on how to prevent and respond to harassment or bullying in all forms, and have a plan to monitor claims, address them seriously, and document their corrective actions(s).
11. That FVPSA funds will be used to supplement and not supplant other federal, State, and local public funds expended to provide services and activities that promote the purposes of the FVPSA ([42 U.S.C. 10406\(c\)\(6\)](#)).
12. To submit required federal certifications regarding: lobbying; debarment, suspension, and other responsibility matters (primary covered transactions); debarment, suspension, ineligibility and voluntary exclusion (lower tier covered transactions); drug-free workplace requirements; and environmental tobacco smoke.



13. Funded programs that expend \$750,000 or more in federal funds (from all sources including pass-through subawards) in the organization's fiscal year shall have a single organization-wide audit conducted in accordance with the provisions of [OMB Circular A-133](#). Funded programs that expend less than \$750,000 in federal awards are exempt from federal audit requirements for that year. Records must be available for review or audit by appropriate officials including the federal agency, pass-through entity, and the General Accounting Office.
14. Meet the 25% matching requirements set forth in the Administration for Children and Families, Family Violence Prevention and Services Program's 2018 application for States. The local share will be cash or in-kind; and the local share will not include any Federal funds provided under any authority other than this Title. Programs meeting the match requirement using in-kind contributions must submit supporting documentation to the Council.
15. To provide outcome measure data on a form provided by the Council to the Council on a quarterly basis. FVPSA requires funded programs to gather outcome information for the following two measures: 1) Because of contact with the domestic violence program, program participants have more strategies for enhancing their safety; and 2) Because of contact with the domestic violence program, program participants have more knowledge of available community resources.
16. To provide a year-end report to the Council regarding the use of FVPSA funds. This report includes:
  - Financial summary
  - Letter detailing how funds were used
  - End of year FVPSA performance narrative
  - Other data as required



**FVPSA GRANT AWARD CONDITIONS SIGNATURE PAGE**

As the duly authorized representative of the applicant, I hereby certify that the applicant will comply with the above grant award conditions.

Grant Recipient Name: \_\_\_\_\_

Typed Name of Authorizing Official: \_\_\_\_\_

Position Title of Authorizing Official: \_\_\_\_\_

Contact Phone: \_\_\_\_\_ Email: \_\_\_\_\_

\_\_\_\_\_  
Signature of Authorizing Official

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of CDVSA Executive Director  
Council on Domestic Violence and Sexual Assault

\_\_\_\_\_  
Date



**FVPSA FFY18 CERTIFICATIONS**

- APPENDIX A. CONFIDENTIALITY**
- APPENDIX B. AMENDMENT TO THE HOMELESS ASSISTANCE ACT**
- APPENDIX C. CERTIFICATION REGARDING LOBBYING**
- APPENDIX D. CERTIFICATION DEBARMENT AND SUSPENSION**
- APPENDIX E. CERTIFICATION REGARDING DRUG-FREE WORKPLACE REQUIREMENTS**
- APPENDIX F. CERTIFICATION REGARDING ENVIRONMENTAL TOBACCO SMOKE**
- APPENDIX G. LGBTQ ACCESSIBILITY POLICY**



## **Appendix A: CONFIDENTIALITY**

- A) **IN GENERAL.**—In order to ensure the safety of adult, youth, and child victims of domestic violence, dating violence, sexual assault, or stalking, and their families, grantees and subgrantees under this title shall protect the confidentiality and privacy of persons receiving services.
- B) **NONDISCLOSURE.**—Subject to subparagraphs (C) and (D), grantees and subgrantees shall not—
- (i) disclose any personally identifying information or individual information collected in connection with services requested, utilized, or denied through grantees' and subgrantees' programs; or
  - (ii) reveal individual client information without the informed, written, reasonably time-limited consent of the person (or in the case of an unemancipated minor, the minor and the parent or guardian or in the case of persons with disabilities, the guardian) about whom information is sought, whether for this program or any other Federal, State, tribal, or territorial grant program, except that consent for release may not be given by the abuser of the minor, person with disabilities, or the abuser of the other parent of the minor.
- C) **RELEASE.**—If release of information is compelled by statutory or court mandate—
- (i) grantees and subgrantees shall make reasonable attempts to provide notice to victims affected by the disclosure of information; and
  - (ii) grantees and subgrantees shall take steps necessary to protect the privacy and safety of the persons affected by the release of the information.
- D) **INFORMATION SHARING.**—Grantees and subgrantees may share—
- (i) non personally identifying data in the aggregate regarding services to their clients and non personally identifying demographic information in order to comply with Federal, State, tribal, or territorial reporting, evaluation, or data collection requirements;
  - (ii) court-generated information and law-enforcement generated information contained in secure, governmental registries for protection order enforcement purposes; and
  - (iii) law enforcement- and prosecution-generated information necessary for law enforcement and prosecution purposes.

Where the contractor is unable to certify to any of the statements in this certification, he or she shall attach an explanation to this application/certification.



## **Appendix B: AMENDMENT TO THE HOMELESS ASSISTANCE ACT**

Section 423 of the Stewart B. McKinney Homeless Assistance Act ([42 U.S.C. 11383](#)) is amended:

- A) VICTIM SERVICE PROVIDERS.—In the course of awarding grants or implementing programs under this subsection, the Secretary shall instruct any victim service provider that is a recipient or subgrantee not to disclose for purposes of a Homeless Management Information System personally identifying information about any client. The Secretary may, after public notice and comment, require or ask such recipients and subgrantees to disclose for purposes of a Homeless Management Information System non-personally identifying data that has been de-identified, encrypted, or otherwise encoded. Nothing in this section shall be construed to supersede any provision of any Federal, State, or local law that provides greater protection than this paragraph for victims of domestic violence, dating violence, sexual assault, or stalking.

Where the contractor is unable to certify to any of the statements in this certification, he or she shall attach an explanation to this application/certification.



## **Appendix C: CERTIFICATION REGARDING LOBBYING**

[31 U. S. C. 1352](#), entitled "Limitation on use of appropriated funds to influence certain Federal contracting and financial transactions," generally prohibits recipients of Federal grants and cooperative agreements from using Federal (appropriated) funds for lobbying the Executive or Legislative Branches of the Federal Government about a SPECIFIC grant or cooperative agreement. Section 1352 also requires that each person who requests or receives a Federal grant or cooperative agreement must disclose lobbying undertaken with non-Federal (non-appropriated) funds. These requirements apply to grants and cooperative agreements EXCEEDING \$100,000 in total costs ([45 CFR Part 93](#)).

The undersigned (authorized official signing for the applicant organization) certifies to the best of his or her knowledge and belief, that:

- (a) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
- (b) If any funds other than Federally appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure of Lobbying Activities," in accordance with its instructions.
- (c) The undersigned shall require that the language of this certification be included in the award documents for all sub-awards at all tiers (including subcontracts, sub-grants, and contracts under grants, loans and cooperative agreements) and that all sub-recipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by [31 U. S. C. 1352](#). Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.





## **Appendix D: DEBARMENT AND SUSPENSION**

As required by Executive Order 12549, Debarment and Suspension (See [45 CFR 92.35](#)):

- 1) The subgrantee certifies that it and its principals:
  - a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency; and
  - b) Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements or receiving stolen property; and
  - c) Are not presently indicted of or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and
  - d) Have not within a three-year period preceding this application/agreement had one or more public transactions (Federal, State, or local) terminated for cause or default; and

Where the sub-grantee is unable to certify to any of the statements in this certification, he or she shall attach an explanation to this application/certification.



## **Appendix E: CERTIFICATION REGARDING DRUG-FREE WORKPLACE REQUIREMENTS**

The subgrantee certifies that it will continue to provide a drug-free workplace by:

- (a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
- (b) Establishing an ongoing drug-free awareness program to inform employees about
  1. The dangers of drug abuse in the workplace;
  2. The grantee's policy of maintaining a drug-free workplace;
  3. Any available drug counseling, rehabilitation, and employee assistance programs; and
  4. The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
- (c) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (a);
- (d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will:
  1. Abide by the terms of the statement; and
  2. Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;
- (e) Notifying the agency in writing, within ten calendar days after receiving notice under paragraph (d)(2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every grant officer or other designee on whose grant activity the convicted employee was working, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant;



- (f) Taking one of the following actions, within 30 calendar days of receiving notice under paragraph (d)(2), with respect to any employee who is so convicted –
  1. Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the [Rehabilitation Act of 1973](#), as amended; or
  2. Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;
- (g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e) and (f).

The grantee may insert in the space provided below the site(s) for the performance of work done in connection with the specific grant:



## **Appendix F: CERTIFICATION REGARDING ENVIRONMENTAL TOBACCO SMOKE**

[Public Law 103-227](#), Part C Environmental Tobacco Smoke, also known as the Pro Children Act of 1994, requires that smoking not be permitted in any portion of any indoor routinely owned or leased or contracted for by an entity and used routinely or regularly for provision of health, day care, education, or library services to children under the age of 18, if the services are funded by Federal programs either directly or through State or local governments, by Federal grant, contract, loan, or loan guarantee. The law does not apply to children's services provided in private residences, facilities funded solely by Medicare or Medicaid funds, and portions of facilities used for inpatient drug or alcohol treatment. Failure to comply with the provisions of the law may result in the imposition of a civil monetary penalty of up to \$1000 per day and/or the imposition of an administrative compliance order on the responsible entity. By signing and submitting this application the applicant/grantee certifies that it will comply with the requirements of the Act.

The applicant/grantee further agrees that it will require the language of this certification be included in any sub-awards which contain provisions for the children's services and that all sub-grantees shall certify accordingly.



**Appendix G: LGBTQ ACCESSIBILITY POLICY**

I hereby attest and certify that:

The needs of lesbian, gay, bisexual, transgender, and questioning program participants are taken into consideration in program design. Applicant considered how its program will be inclusive of and non-stigmatizing toward such participants. If not already in place, awardee and, if applicable, sub-awardees must establish and publicize policies prohibiting harassment based on race, sexual orientation, gender, gender identity (or expression), religion, and national origin.

The submission of an application for this funding opportunity constitutes an assurance that applicants have or will put such policies in place within 12 months of the award. Awardees should ensure that all staff members are trained to prevent and respond to harassment or bullying in all forms during the award period. Programs should be prepared to monitor claims, address them seriously, and document their corrective action(s) so all participants are assured that programs are safe, inclusive, and non-stigmatizing by design and in operation. In addition, any sub-awardees or subcontractors:

- Have in place or will put into place within 12 months of the award policies prohibiting harassment based on race, sexual orientation, gender, gender identity (or expression), religion, and national origin;
- Will enforce these policies;
- Will ensure that all staff will be trained during the award period on how to prevent and respond to harassment or bullying in all forms, and;
- Have or will have within 12 months of the award, a plan to monitor claims, address them seriously, and document their corrective action(s).