 <p><b>NEBRASKA</b> Good Life. Great Service. COMMISSION ON LAW ENFORCEMENT AND CRIMINAL JUSTICE</p> <p>Jim Pillen, Governor</p>		<p><b>NE CRIME COMMISSION POINT OF CONTACT:</b> <b>LaNundra Colbert</b> Justice Programs Grant Manager LaNundra.Colbert@nebraska.gov 531-510-3960</p>
<p><b>FEDERAL AWARDING AGENCY &amp; DIVISION:</b> Office of Justice Programs, Bureau of Justice Assistance</p>	<p><b>FEDERAL PROGRAM:</b> 2023 BJA FY 23 Edward Byrne Memorial Justice Assistance Grant Program – State Solicitation</p>	<p><b>FEDERAL AWARD NUMBER:</b> 15PBJA-23-GG-03004-JAGX</p>
	<p><b>DATE OF FEDERAL AWARD:</b> 09/27/2023</p>	<p><b>FEDERAL AWARD AMOUNT:</b> \$1,467,419.00</p>



## SFY 2026 Justice Assistance Grant (JAG) Award

<p><b>SUBRECIPIENT NAME AND ADDRESS:</b>  <b>Scotts Bluff County Sheriff's Office</b> 1825 10th Street Gering, NE 69341</p>	<p><b>PROJECT TITLE:</b>  <b>WING Drug Task Force</b></p>
<p><b>SUBGRANTEE IRS/VENDOR NUMBER:</b> 47-6006506</p>	<p><b>DATE OF SUBAWARD:</b> 05/16/2025</p>
<p><b>SUBGRANTEE UEI NUMBER:</b> ym6jak4am8p9</p>	<p><b>SUBGRANT NUMBER:</b> 199-2026-DA3011</p>
<p><b>PROJECT PERIOD:</b> 07-01-2025 to 06-30-2027</p>	<p><b>BUDGET PERIOD:</b> 07-01-2025 to 06-30-2026</p>
<p><b>SUBAWARD AMOUNT:</b> \$103,921.00</p>	<p><b>RESEARCH AND DEVELOPMENT (R&amp;D) AWARD:</b> <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO</p>
<p><b>MATCH AMOUNT:</b> \$0.00</p>	<p><b>WAIVERS APPLIED:</b> <input type="checkbox"/> MATCH <input type="checkbox"/> VOLUNTEER</p>
<p><b>SPECIAL CONDITIONS:</b> THE ABOVE GRANT PROJECT IS APPROVED SUBJECT TO SUCH CONDITIONS OR LIMITATIONS AS ARE SET FORTH ON THE ATTACHED PAGE(S).</p>	
<p><b>STATUTORY AUTHORITY FOR GRANT:</b> This project is supported under FY23 (BJA – JAG State and JAG Local) Title I of Pub. L. No. 90-351 (generally codified at 34 U.S.C. 10101-10726), including subpart 1 of part E (codified at 34 U.S.C. 10151 – 10158); see also 28 U.S.C. 530C(a)</p>	
<p><b>CFDA#:</b> 16.738 – Edward Byrne Memorial Justice Assistance Grant Program</p>	

## SFY 2026 Justice Assistance Grant (JAG) Award Summary

	Budget 07/01/25-06/30/26	Total
Federal Source(s)	Federal Share	Federal Share
FY 2023 JAG AL #16.738	\$103,921.00	\$103,921.00
Total	\$103,921.00	\$103,921.00

## Award Approval & Acceptance

AGENCY APPROVAL		GRANTEE ACCEPTANCE	
TYPED NAME AND TITLE OF APPROVING OFFICIAL:  Bryan Tuma, Executive Director, Nebraska Commission on Law Enforcement and Criminal Justice		TYPED NAME AND TITLE OF SUBRECIPIENT AUTHORIZED OFFICIAL:  Mark Harris, Board Chairman Scotts Bluff County Sheriff's Office	
APPROVING OFFICIAL SIGNATURE: 	DATE: 06/23/2025	AUTHORIZED OFFICIAL SIGNATURE: 	DATE: 7/2/25

# Special Conditions

## SFY 2026 Justice Assistance Grant (JAG)

Grant Award Period: July 1, 2025 – June 30, 2026

<b>FEDERAL AWARDING AGENCY &amp; DIVISION:</b> Office of Justice Programs, Bureau of Justice Assistance	<b>FEDERAL PROGRAM:</b> 2023 BJA FY 23 Edward Byrne Memorial Justice Assistance Grant Program – State Solicitation <b>CFDA#:</b> 16.738 – Edward Byrne Memorial Justice Assistance Grant Program	<b>FEDERAL AWARD NUMBER:</b> 15PBJA-23-GG-03004-JAGX  <b>DATE OF FEDERAL AWARD:</b> 09/27/2023
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This contract is subject to the standard conditions outlined in the applicable solicitation, grant application and the signed Certified Assurances. In addition, the subrecipient must comply with the Nebraska Commission on Law Enforcement and Criminal Justice (Crime Commission) Guidelines and the following special conditions:

**1. Funding Availability**

NCC may terminate the Grant Agreement, in whole or in part, in the event funding is no longer available. Should funds not be appropriated, NCC may terminate the award with respect to those payments for the fiscal years for which such funds are not appropriated. NCC shall give full credit to Subrecipient for noncancelable obligations properly incurred by Subrecipient prior to termination, and costs incurred on, or prior to, the termination date. If the amount contained in any approved budget is greater than the amount contained in the Grant Funding Attachment, that additional amount does not represent a guarantee of additional funding. Budgets attached to the Grant Agreement may be based on the total amount of expected funding, and not actually available funding awarded to NCC from the Federal Funding Agency. Any attached budget only represents a guarantee of the amount of funding included in the Grant Funding Attachment.

**2. Compliance with Restrictions On The Use Of Federal Funds For Prohibited And Controlled Equipment**

Consistent with Executive Order 14074, "Advancing Effective, Accountable Policing and Criminal Justice Practices To Enhance Public Trust and Public Safety," OJP has prohibited the use of federal funds under this award for purchases or transfers of specified equipment by law enforcement agencies. In addition, OJP requires the recipient, and any subrecipient ("subgrantee") at any tier, to put in place specified controls prior to using federal funds under this award to acquire or transfer any property identified on the "controlled equipment" list.

The details of the requirement are posted on the OJP web site at <https://www.ojp.gov/funding/explore/prohibited-and-controlled-equipment>, and are incorporated by reference here.

*Prohibited equipment.* Consistent with Executive Order 14074 of May 25, 2022, "Advancing Effective, Accountable Policing and Criminal Justice Practices To Enhance Public Trust and Public Safety," OJP has prohibited the use of OJP grant funds for the purchase or transfer of the following equipment:

1. Firearms of .50 or greater caliber
2. Ammunition of .50 or greater caliber
3. Firearm silencers, as defined in 18 U.S.C. 921(a)(24)
4. Bayonets



5. Grenades (including stun and flash-bang)
6. Grenade launchers (including launchers for stun and flash-bang)
7. Explosives (except for explosives and percussion actuated non-electric disruptors used for accredited bomb squads and explosive detection canine training)
8. Any vehicles that do not have a commercial application, including all tracked and armored vehicles, unless the law enforcement agency certifies that the vehicle will be used exclusively for disaster-related emergencies; active shooter scenarios; hostage or other search and rescue operations; or anti-terrorism preparedness, protection, prevention, response, recovery, or relief
9. Weaponized drones and weapons systems covered by DOD Directive 3000.09 of November 21, 2012, as amended (Autonomy in Weapon Systems)
10. Weaponized aircraft, vessels and vehicles of any kind
11. Aircraft that are combat-configured or combat-coded, have no established commercial flight application, or have no application for disaster-related emergencies; active shooter scenarios; hostage or other search and rescue operations; or anti-terrorism preparedness, protection, prevention, response, recovery, or relief
12. Long-range acoustic devices that do not have a commercial application.
13. Camouflage-patterned uniforms intended for law enforcement use in urban or populous areas. (Woodland and desert patterns are allowable based on operational needs for law enforcement missions conducted within a specific physical terrain and environment, such as woodland camouflage patterns used in forested terrain for narcotics eradication programs.)

*Controlled equipment.* Consistent with Executive Order 14074 of May 25, 2022, "Advancing Effective, Accountable Policing and Criminal Justice Practices To Enhance Public Trust and Public Safety" the use of OJP grant funds for the purchase or transfer of the following equipment is controlled, and recipients may not obligate, expend, or draw down funds for items on the controlled equipment list without express prior written approval for NCC.

1. Unmanned Aerial System (UAS), Unmanned Aircraft (UA) and/or Unmanned Aerial Vehicle (UAV)\*
2. Command and/or Control Vehicles (Any wheeled vehicle either purpose-built or modified to facilitate the operational control and direction of public safety units responding to an incident). Command and Control Vehicles are similar to a recreational vehicle and can accommodate multiple people at multiple workstations in the command center. This category is not intended for other types of vehicles that could serve as a command and control center, including sport utility vehicles (SUVs).
3. Tactical Vehicles, wheeled (A vehicle purpose-built to operate on- and off-road in support of military operations, such as a HMMWV ("Humvee"), 2.5ton truck, 5-ton truck, or a vehicle with a breaching or entry apparatus attached). This excludes commercially available vehicles not tactical in nature, such as pick-up trucks or SUVs being used in the ordinary course by police forces in the United States for patrol activities.
4. Manned aircraft, fixed and/or rotary wing
5. Specialized firearms and ammunition under .50 caliber. This excludes service-issued handguns, rifles, or shotguns that are issued or approved by the agency to be used during the course of regularly assigned duties.
6. Explosives and pyrotechnics

\*The use of Bureau of Justice Assistance (BJA) grant funds for unmanned aircraft systems (UAS), including unmanned aircraft vehicles (UAV), and all accompanying accessories to support UAS or UAV is unallowable.

*Requesting prior approval to purchase or transfer controlled equipment.* To request prior approval, the recipient must include each of the following elements:

1. A general description of the requesting agency;

2. A detailed justification for acquiring the controlled equipment, including a clear and persuasive explanation of the need for and appropriate criminal justice purpose that it will serve. (If applicable, please describe any previous instance in which the controlled equipment was used in a manner that deviated from the detailed justification supporting the application for that equipment.);
3. The number of units of the requested controlled equipment that are currently in your agency's inventory;
4. Categories of other controlled equipment acquired through Federal programs during the past three (3) years that the requesting agency currently has in its inventory;
5. Whether the requested controlled equipment currently could reasonably be accessed through loans or mutual assistance or mutual aid agreements;
6. Certification (written assurance) that the requesting agency has adopted required protocols or will adopt those protocols before physical acquisition or purchase of controlled equipment or transfer of funds (See POLICIES AND PROTOCOLS below);
7. Certification (written assurance) that the requesting agency has provided required training or will provide that training before physical acquisition or purchase of controlled equipment or transfer of funds (See TRAINING below);
8. Evidence of civilian governing body's review and approval or concurrence of the requesting agency's acquisition of the requested controlled equipment; Or, if the requesting agency's chief executive is popularly elected (e.g., a Sheriff), evidence of official written notice to the civilian governing body at least 30 days in advance of the application to acquire controlled equipment;
9. Whether the requesting agency has applied, or has a pending application(s), for this type of controlled equipment from another Federal agency during the current fiscal year;
10. Whether any prior application for controlled equipment has been denied by a Federal agency during the past three (3) years, and, if so, the reason for the denial; and
11. Whether the requesting agency has been found to be in violation of a Federal civil rights statute or programmatic term during the past three (3) years and, if so, whether any disposition was reached or corrective actions were taken. LEAs must disclose any finding by a Federal court or a Federal government agency, including an agency's Office of Civil Rights or the Civil Rights Division of the U.S. Department of Justice, that the LEA has violated a Federal civil rights law with respect to their policing functions. LEAs must also disclose any admissions of liability they have made regarding violations of Federal civil rights law in their policing functions.

*Requirements that apply to Controlled Equipment.* Following prior written approval from the NCC and OJP grant making component to use award funds to acquire an item listed on the Controlled Equipment list, the following requirements apply:

1. Policies and Protocols: Law enforcement agencies (LEAs) that acquire controlled equipment through Federal programs must adopt robust and specific written policies and protocols governing General Policing Standards and Specific Controlled Equipment Standards.
  - a. General Policing Standards includes policies on (a) Community Policing; (b) Constitutional Policing; and (c) Community Input and Impact Considerations.
  - b. Specific Controlled Equipment Standards includes policies specifically related to (a) Appropriate Use of Controlled Equipment; (b) Supervision of Use; (c) Effectiveness Evaluation; (d) Auditing and Accountability; and (e) Transparency and Notice Considerations.
  - c. Record-Keeping Requirement. Upon request, LEAs must provide a copy of the General Policing Standards and Specific Controlled Equipment Standards, and any related policies and protocols, to the Federal agency that supplied the equipment/funds.

2. Training: LEAs that acquire controlled equipment through Federal programs must ensure that its personnel are appropriately trained before using or authorizing the use of controlled equipment and that training meets the following requirements:
  - a. Required Annual Training on Protocols. On an annual basis, all LEA personnel who may use or authorize use of controlled equipment must be trained on the LEA's General Policing Standards and Specific Controlled Equipment Standards. (For purposes of this Requirement, "annual" training – after an initial comprehensive session – may be accomplished through, for example, an in-service, presentations at roll call, or as part of other training refreshers.)
  - b. Required Operational and Technical Training. LEA personnel who use controlled equipment must be properly trained on, and have achieved technical proficiency in, the operation or utilization of the controlled equipment at issue.
  - c. Scenario-Based Training. To the extent possible, LEA trainings related to controlled equipment should include scenario-based training that combines constitutional and community policing principles with equipment-specific training. LEA personnel authorizing or directing the use of controlled equipment should have enhanced scenario-based training to examine, deliberate, and review the circumstances in which controlled equipment should or should not be used.
  - d. Record-Keeping Requirement. LEAs must retain comprehensive training records, either in the personnel file of the officer who was trained or by the LEA's training division or equivalent entity, for a period of at least three (3) years, and must provide a copy of these records, upon request, to the Federal agency that supplied the equipment/funds.
3. After-Action Review: (1) LEAs must collect and retain "Required Information" (described below) when law enforcement activity that involves a "Significant Incident" requires, or results in, the use of any controlled equipment that was acquired under this award. (2) When unlawful or inappropriate police actions are alleged and trigger a Federal compliance review, and the Federal agency determines that controlled or prohibited equipment was used in the law enforcement activity under review, the LEA must produce or generate a report(s) containing Required Information.
  - a. "Significant Incident" Defined: Any law enforcement operation or action that involves (a) a violent encounter among civilians or between civilians and the police; (b) a use-of-force that causes death or serious bodily injury; (c) a demonstration or other public exercise of First Amendment rights; or (d) an event that draws, or could be reasonably expected to draw, a large number of attendees or participants, such as those where advanced planning is needed.
  - b. "Required Information" to Be Collected and Retained: (a) Identification of controlled equipment used (e.g., categories and number of units of controlled equipment used, make/model/serial number); (b) description of the law enforcement operation involving the controlled equipment; (c) identification of LEA personnel who used the equipment and, if possible, civilians involved in the incident; and (d) result of controlled equipment use (e.g., arrests, use-of-force, victim extraction, injuries).
  - c. Format of Information Collection and Retention. No new form or format is required as long as the Required Information is retained in a manner that is easily accessible and organized. For example, information about the use of controlled equipment can be included in an Operations Plan, detailed in officer daily logs, or described in use-of-force reports.
  - d. Record-Keeping Requirement: LEAs must retain "Significant Incident" reports and Required Information for a period of at least three (3) years and must provide a copy of these records, upon request, to the Federal agency that supplied the equipment/funds. This information also should be made available to the community



the LEA serves in accordance with applicable policies and protocols including considerations regarding the disclosure of sensitive information.

4. **Transfer/Sale of Award-Funded Controlled Equipment to Other LEAs:** LEAs may transfer or sell any controlled equipment acquired under this award to another LEA. Prior to finalizing any transfer or sales agreement, the transferor/seller-LEA must inform and obtain approval from the Federal agency that supplied the controlled equipment/funds. The acquiring-LEA must submit the same information that was required of the transferor/seller-LEA to, and receive approval from, the Federal agency.
5. **Transfer/Sale of Award-Funded Controlled Equipment to Non-LEAs:** LEAs may transfer or sell only the following types of controlled equipment to non-LEAs: (a) Fixed Wing Aircraft; (b) Rotary Wing Aircraft; (c) Command And Control Vehicles; and (d) Tactical Vehicles. All law enforcement-related and other sensitive or potentially dangerous components, and all law enforcement insignias and identifying markings, must be removed prior to transfer or sale. The transferor/seller-LEA must inform and receive approval from the Federal agency from which the controlled equipment or funding to purchase the equipment was acquired prior to the finalization of any transfer or sale.
6. **Disposal of Controlled Equipment:** LEAs must abide by all applicable Federal, State and local laws, regulations, and programmatic terms when disposing of controlled equipment acquired under this award. Prior to disposal, LEAs must notify the Federal agency that supplied the controlled equipment/funds.
7. **Sanctions for Violations of Controlled Equipment Programs:**
  - a. **For Programmatic Violations.** For violations of any programmatic term or condition related to controlled equipment (e.g., failure to adopt required protocols, unauthorized transfers), the LEA will be suspended from acquiring additional controlled equipment through Federal programs for a minimum of 60 days. The suspension will continue until the Federal agency determines that the violation has been corrected. This does not prohibit a Federal agency from imposing other applicable sanctions according to applicable program parameters.
  - b. **Statutory Violations.** For alleged violations of law, including, where applicable, civil rights laws, the matter will be referred for investigation to the Federal agency's Office of Civil Rights (OCR) or other appropriate compliance office, or the U.S. Department of Justice. If the investigation results in a finding that the LEA violated a civil rights or other relevant statute, the LEA will be sanctioned according to statute and/or the Federal agency's governing rules and policies. At a minimum, the LEA will be suspended from acquiring additional controlled equipment through Federal programs for a minimum of 60 days.

**3. Exceptions regarding Prohibited and Controlled Equipment under OJP awards**

Notwithstanding any provision to the contrary in the other terms and conditions of this award, including in the condition regarding "Compliance with restrictions on the use of federal funds--prohibited and controlled equipment under OJP awards," the requirements for the "Transfer/Sale of Award-Funded Controlled Equipment to Other LEAs" and the requirements for the "Transfer/Sale of Award-Funded Controlled Equipment to NON-LEAs" do not apply to this award.

**4. Compliance with DOJ regulations Pertaining to Civil Rights and Nondiscrimination – 28 C.F.R. Part 38**

The subrecipient ("subgrantee") at any tier, must comply with all applicable requirements of 28 C.F.R. Part 38, specifically including any applicable requirements regarding written notice to program beneficiaries and prospective program beneficiaries.



Among other things, 28 C.F.R. Part 38 includes rules that prohibit specific forms of discrimination on the basis of religion, a religious belief, a refusal to hold a religious belief, or refusal to attend or participate in a religious practice. Part 38 also sets out rules and requirements that pertain to recipient and subrecipient ("subgrantee") organizations that engage in or conduct explicitly religious activities, as well as rules and requirements that pertain to recipients and subrecipients that are faith-based or religious organizations.

The text of the regulation, now entitled "Partnerships with Faith-Based and Other Neighborhood Organizations," is available via the Electronic Code of Federal Regulations (currently accessible at <https://www.ecfr.gov/cgi-bin/ECFR?page=browse>), by browsing to Title 28-Judicial Administration, Chapter 1, Part 38, under e-CR "current" data.

**5. Compliance with DOJ Regulations Pertaining to Civil Rights and Nondiscrimination – 28 C.F.R. Part 42**

The subrecipient ("subgrantee") at any tier, must comply with all applicable requirements of 28 C.F.R. Part 42, specifically including any applicable requirements in Subpart E of 28 C.F.R. Part 42 that relate to an equal employment opportunity program.

**6. Compliance with DOJ regulations Pertaining to Civil Rights and Nondiscrimination – 28 C.F.R Part 54**

The subrecipient ("subgrantee") at any tier, must comply with all applicable requirements of 28 C.F.R. Part 54, which relates to nondiscrimination on the basis of sex in certain "education programs."

**7. Compliance with 41 U.S.C. 4712 (including prohibitions on reprisal; notice to employees)**

The subrecipient at any tier must comply with, and is subject to, all applicable provisions of 41 U.S.C. 4712, including all applicable provisions that prohibit, under specified circumstances, discrimination against an employee as reprisal for the employee's disclosure of information related to gross mismanagement of a federal grant, a gross waste of federal funds, and abuse of authority relating to a federal grant, a substantial and specific danger to public health or safety, or a violation of law, rule, or regulation related to a federal grant.

The recipient also must inform its employees, in writing (and in the predominant native language of the workforce), of employee rights and remedies under 41 U.S.C. 4712.

Should a question arise to the applicability of the provisions of 41 U.S.C. 4712 to this award, the recipient is to contact the DOJ awarding agency for guidance.

**8. Applicability of Part 200 Uniform Requirements**

The Uniform Administrative Requirements, Cost Principles, and Audit Requirements in 2 C.F.R. Part 200, as adopted and supplemented by DOJ in 2 C.F.R. (together, the "Part 200 Uniform Requirements") apply to this award.

The Part 200 Uniform Requirements were first adopted by DOJ on December 26, 2014. If this FY 2020 award supplements funds previously awarded by OJP under the same award number (e.g., funds awarded during or before December 2014), the Part 200 Uniform Requirements apply with respect to all funds under that award number (regardless of the award date, and regardless of whether derived from the initial award or a supplemental award) that are obligated on or after the acceptance date of this award.

For more information and resources on the Part 200 Uniform Requirements as they relate to OJP awards and subawards ("subgrants"), see the OJP website at

<https://ojp.gov/funding/Part200UniformRequirements.htm>



Record retention and access: Records pertinent to the award that the recipient (and any subrecipient ("subgrantee") at any tier) must retain – typically for a period of 3 years from the date of submission of the final expenditure report (SF 425) of the federal award, unless a different retention period applies – and to which the recipient (and any subrecipient ("subgrantee") at any tier) must provide access, include performance measurement information, in addition to the financial records, supporting documents, statistical records, and other pertinent records indicated at 2 C.F.R. 200.333. (See *Special Condition #7d* for further subrecipient guidance)

**Pursuant to Records Retention and Disposition Schedule 124, Section 63 - Grant Records, grant records shall be retained for 5 years.**

In the event that an award-related question arises from documents or other materials prepared or distributed by OJP that may appear to conflict with, or differ in some way from, the provisions of the Part 200 Uniform Requirements, the recipient is to contact OJP promptly for clarification.

**9. Compliance with Applicable Rules Regarding Approval, Planning, and Reporting of Conferences, Meetings, Trainings, and Other Events**

The subrecipient ("subgrantee") at any tier, must comply with all applicable laws, regulations, policies, and official DOJ guidance (including specific cost limits, prior approval and reporting requirements, where applicable) governing the use of federal funds for expenses related to conferences (as that term is defined by DOJ), including the provision of food and/or beverages at such conferences, and costs of attendance at such conferences.

Information on the pertinent DOJ definition of conferences and the rules applicable to this award appears in the DOJ Grants Financial Guide (currently, as section 3.10 of "Postaward Requirements" in the "DOJ Grants Financial Guide").

**10. Requirement for data on performance and effectiveness under the award**

The recipient must collect and maintain data that measure the performance and effectiveness of work under this award. The data must be provided to NCC in the manner (including within the timeframes) specified by NCC in the program solicitation or other applicable written guidance. Data collection supports compliance with the Government Performance and Results Act (GPRA) and the GPRA Modernization Act of 2010, and other applicable laws.

**11. Compliance with DOJ Grants Financial Guide**

References to the DOJ Grants Financial Guide are to the DOJ Grants Financial Guide as posted on the OJP website (currently, the "DOJ Grants Financial Guide" available at <https://ojp.gov/financialguide/DOJ/index.htm>), including any updated version that may be posted during the period of performance. The subrecipient agrees to comply with the DOJ Grants Financial Guide.

**12. Compliance with General Appropriations-Law Restrictions On The Use Of Federal Funds (FY 2022)**

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable restrictions on the use of federal funds set out in federal appropriations statutes. Pertinent restrictions, including from various "general provisions" in the Consolidated Appropriations Act, 2022, are set out at <https://www.ojp.gov/funding/Explore/FY22AppropriationsRestrictions.htm>, and are incorporated by reference here.

Should a question arise as to whether a particular use of federal funds by a recipient (or a subrecipient) would or might fall within the scope of an appropriations-law restriction, the recipient is to contact OJP for guidance, and may not proceed without the express prior written approval of OJP.

Award Conditions: Each recipient subrecipient ("subgrantee") at any tier under an OJP award, must comply with all applicable restrictions, as set out below.

1. Publicity or propaganda. Federal funds are not legally available, and may not be used (whether directly or indirectly, including by private contractors), for publicity or propaganda purposes not authorized by the Congress.

2. Certain employee trainings. Federal funds are not legally available, and may not be used, for any employee training that--does not meet identified needs for knowledge, skills, and abilities bearing directly upon the performance of official duties; contains elements likely to induce high levels of emotional response or psychological stress in some participants; does not require prior employee notification of the content and methods to be used in the training and written end-of-course evaluation; contains any methods or content associated with religious or quasi-religious belief systems or "new age" belief systems as defined in Equal Employment Opportunity Commission Notice N-915.022, dated September 2, 1988; or is offensive to, or designed to change, participants' personal values or lifestyle outside the workplace.

Nothing in this provision prohibits, restricts, or otherwise precludes an agency from conducting training bearing directly upon the performance of official duties.

3. Nondisclosure policies, forms, and agreements.

(a) General rule - Federal funds are not legally available, and may not be used, to implement or enforce any nondisclosure policy, form, or agreement, if such policy, form, or agreement does not contain the following provisions:

"These provisions are consistent with and do not supersede, conflict with, or otherwise alter the employee obligations, rights, or liabilities created by existing [federal] statute or Executive order relating to: (1) classified information; (2) communications to Congress; (3) the reporting to an Inspector General of a violation of any law, rule, or regulation, or mismanagement, a gross waste of funds, an abuse of authority, or a substantial and specific danger to public health or safety; or (4) any other whistleblower protection. The definitions, requirements, obligations, rights, sanctions, and liabilities created by controlling Executive orders and [federal] statutory provisions are incorporated into this agreement and are controlling."

Notwithstanding the above provision, a nondisclosure policy, form, or agreement that is to be executed by a person connected with the conduct of an intelligence or intelligence-related activity, other than an employee or officer of the United States Government, may contain provisions appropriate to the particular activity for which such document is to be used. Such form or agreement shall, at a minimum, require that the person will not disclose any classified information received in the course of such activity unless specifically authorized to do so by the United States Government. Such nondisclosure forms shall also make it clear that they do not bar disclosures to Congress, or to an authorized official of an executive agency or the United States Department of Justice, that are essential to reporting a substantial violation of law.

(b) Certain exceptions. Under certain circumstances, a nondisclosure agreement that does not contain the provisions set out in subsection (a) above nevertheless may continue to be implemented and enforced. Should a question arise as to whether an exception to the general rule set out in subsection (a) may be available for a particular nondisclosure agreement, the recipient is to contact OJP for guidance, and the recipient may not use federal funds to implement, continue to implement, or enforce the nondisclosure agreement without the express prior written approval of OJP.

B. Restrictions applicable only to certain federal funds under OJP awards:



1. Nondiscrimination in programs involving students. Funds appropriated under the Department of Justice Appropriations Act, and awarded by OJP are not legally available, and may not be used, to discriminate against or denigrate the religious or moral beliefs of students who participate in programs for which financial assistance is provided from those funds, or those of their parents or legal guardians.

2. Blocking of pornography on computer networks. Funds appropriated under the Department of Justice Appropriations Act, and awarded by OJP are not legally available, and may not be used, to maintain or establish a computer network unless such network blocks the viewing, downloading, and exchanging of pornography.

Nothing in this provision limits the use of funds necessary for any federal, State, tribal, or local law enforcement agency or any other entity carrying out criminal investigations, prosecution, adjudication, or other law enforcement- or victim assistance-related activity.

3. Award or incentive fees to contractors. Funds appropriated under the Department of Justice Appropriations Act, and awarded by OJP are not legally available, and may not be used, to pay award or incentive fees for contractor performance that has been judged to be below satisfactory performance or for performance that does not meet the basic requirements of a contract.

4. Use of funds in connection with abortion. Funds appropriated under the Department of Justice Appropriations Act, and awarded by OJP are not legally available, and may not be used-- (1) to pay for an abortion, except where the life of the mother would be endangered if the fetus were carried to term, or in the case of rape or incest; or (2) to require any person to perform, or facilitate in any way the performance of, any abortion.

5. "Pay-to-stay" at local jails. Funds appropriated to the Department of Justice through an annual appropriations statute and awarded by OJP are not legally available to, and may not be provided to, any local jail that runs a "pay-to-stay" program. (Monies in the Crime Victims Fund are not appropriated through an annual appropriations statute.)

### **13. Effect of Failure to Address Audit Issues**

Subrecipient understands and agrees that if the subrecipient does not satisfactorily and promptly address outstanding issues from monitors and/or audits required by the Part 200 Uniform Requirements (or by the terms of this award), or other outstanding issues that arise in connection with monitors, audits, investigations or reviews of DOJ awards that funds may be withheld, suspended or other related requirements imposed.

### **14. Requirements of the Award: remedies for non-compliance or for materially false statements**

The conditions of this award are material requirement of the award. Compliance with any assurances or certifications submitted by or on behalf of the recipient that relate to conduct during the period of performance also is a material requirement of this award. By signing and accepting this award on behalf of recipient, the authorized recipient official accepts all material requirements of the award, and specifically adopts all such assurances or certification as if personally executed by the authorized recipient official.

Failure to comply with any one or more of these award requirements – whether a condition set out in full below, a condition incorporated by reference below, or an assurance or certification related to conduct during the award period – may in the Office of Justice Programs ("OJP"), also may take other legal action as appropriate.

Any materially false, fictitious, or fraudulent statement to the federal government related to this award (or concealment or omission of a material fact) may be the subject of criminal prosecution (including under 18 USC1001 and/or 1621, and/or 34 USC 10271-10273), and also may lead to imposition of civil



penalties and administrative remedies for false claims or otherwise (including under 31 USC 3729-3730 and 3801-3812).

Should any provision of a requirement of this award be held to be invalid or unenforceable by its terms, that provision shall first be applied with a limited construction so as to give it the maximum effect permitted by law. Should it be held, instead, that the provision is utterly invalid or –unenforceable, such provision shall be deemed severable from this award.

**15. Requirements Related to “de minimis” Indirect Cost Rate:**

A subrecipient (at any tier) that is eligible under the Part 200 Uniform Requirements to use the de Minimis indirect cost rate, must advise the Crime Commission in writing (in the grant application) of both its eligibility and its election, and must comply with all associated requirements in the Part 200 Uniform Requirements. The “de Minimis” rate may be applied only to modified total direct costs (MTDC) as defined by the Part 200 Uniform Requirements

**16. Employment Eligibility Verification For Hiring Under The Award**

**a. Subrecipients at any tier must**

- i. Ensure that, as part of the hiring process for any position within the United States that is or will be funded (in whole or in part) with award funds, the recipient (or any subrecipient) properly verifies the employment eligibility of the individual who is being hired, consistent with the provisions of 8 USC 1324a(a)(1).
- ii. Notify all persons associated with any subrecipient who are or will be involved in activities under this award of both—
  - a) This award requirement for verification of employment eligibility, and
  - b) The associated provisions in 8USC 1324a(a)(1) that, generally speaking, make it unlawful, in the United States, to hire (or recruit for employment) certain aliens.
- iii. Provide training (to the extent necessary) to those persons required by this condition to be notified of the award requirement for employment eligibility verification and of the associated provisions of 8 USC 1324a(a)(1).
- iv. As part of the recordkeeping for the award (including pursuant to the Part 200 Uniform Requirements), maintain records of all employment eligibility verifications pertinent to compliance with this award condition in accordance with Form I-9 record retention requirements, as well as records of all pertinent notifications and trainings.

**b. Monitoring of subrecipient compliance with this condition will be conducted by the Crime Commission**

- c. Allowable costs** – To the extent that such costs are not reimbursed under any other federal program, award funds may be obligated for the reasonable, necessary, and allocable costs (if any) of actions designed to ensure compliance with this condition.

**d. Rules of Construction**

**i. Staff involved in the hiring process**

For the purposes of this conditions, persons “who are or will be involved in activities under this award” specifically includes (without limitation) any and all recipient (or any subrecipient) officials or other staff who are or will be involved in the hiring process with respect to a position that is or will be funded (in whole or in part) with award funds.



**ii. Employment eligibility confirmation with E-Verify**

For purposes of satisfying the requirements of this condition regarding verification of employment eligibility, the subrecipient may choose to participate in and use E-Verify ([www.e-verify.gov](http://www.e-verify.gov)), provided an appropriate person authorized to act on behalf of the subrecipient uses E-verify (and follows the proper E-Verify procedures, including in the event of a "Tentative Nonconfirmation" or a "Final Nonconfirmation") to confirm employment eligibility for each hiring for a position in the United States that is or will be funded (in whole or in part) with award funds.

- iii. "United States" specifically includes the District of Columbia, Puerto Rico, Guam, the Virgin Islands of the United States, and the Commonwealth of the Northern Mariana Islands.
- iv. Nothing in this condition shall be understood to authorize or require any recipient, any subrecipient at any tier, or any person or other entity, to violate any federal law, including any applicable civil rights or nondiscrimination law.
- v. Nothing in this condition, including in paragraph 4.B., shall be understood to relieve any recipient, any subrecipient at any tier, or any person or other entity, of any obligation otherwise imposed by law, including 8USC 1324a(a)(1).

Questions about E-Verify should be directed to DHS. For more information about E-Verify visit the E-Verify website (<https://www.e-verify.gov/>) or email [E-Verify@dhs.gov](mailto:E-Verify@dhs.gov). E-Verify employer agents can email E-Verify at [E-VerifyEmployerAgent@dhs.gov](mailto:E-VerifyEmployerAgent@dhs.gov).

Questions about the meaning or scope of this condition should be directed to OJP, before award acceptance.

**17. OJP Training Guiding Principles**

Any training or training materials that the subrecipient ("subgrantee") at any tier – develops or delivers with OJP award funds must adhere to the OJP Training Guiding Principles of Grantees and Subgrantees, available at <https://ojp.gov/funding/Implement/TrainingPrinciplesForGrantees-Subgrantees.htm>

**18. Determination Of Suitability To Interact With Participating Minors**

SCOPE. This Condition applies to this award if it is indicated – in the application for the award (as approved by DOJ)(or in the application for any subaward, at any tier) that a purpose of some or all of the activities to be carried out under the award (by subrecipient at any tier) is to benefit a set of individual's under 18 years of age.

The subrecipient, at any tier, must make determinations of suitability before certain individuals may interact with participating minors. This requirement applies regardless of an individual's employment status.

The details of this requirement are posted on the OJP web site at <https://ojp.gov/funding/Explore/Interact-Minors.htm> is incorporated by reference here.

**19. Potential imposition of additional requirements**

The subrecipient agrees to comply with any additional requirements that may be imposed by the DOJ awarding agency (OJP or OVW, as appropriate) during the period of performance for this award, if the recipient is designated as "high-risk" for purposes of the DOJ high-risk grantee list.

**20. Restrictions and Certifications Regarding Non-Disclosure Agreements and Related Matters**



No subrecipient ("subgrantee") under this award, or entity that receives a procurement contract or subcontract with any funds under this award, may require any employee or contractor to sign an internal confidentiality agreement or statement that prohibits or otherwise restricts, or purports to prohibit or restrict, the reporting (in accordance with law) of waste, fraud, or abuse to an investigative or law enforcement representative of a federal department or agency authorized to receive such information.

The foregoing is not intended, and shall not be understood by the agency making this award, to contravene requirements applicable to Standard Form 312 (which relates to classified information), Form 4414 (which relates to sensitive compartmented information), or any other form issued by a federal department or agency governing the nondisclosure of classified information.

1. In accepting this award, the subrecipient –
  - a. Represents that it neither requires nor has required internal confidentiality agreements or statements from employees or contractors that currently prohibit or otherwise restrict (or purport to prohibit or restrict) employees or contractors from reporting waste, fraud, or abuse as described above; and
  - b. Certifies that, if it learns or is notified that it is or has been requiring its employees or contractors to execute agreements or statements that prohibit or otherwise restrict (or purport to prohibit or restrict), reporting of waste, fraud, or abuse as described above, it will immediately stop any further obligations of award funds, will provide prompt written notification to the Crime Commission, and will resume (or permit resumption) of such obligations only if expressly authorized to do so.
2. If the subrecipient does or is authorized under this award to make subawards ("subgrants"), procurement contracts, or both, it represents that --
  - a. It has determined that no other entity that the recipient's application proposes may or will receive award funds (whether through a subaward ("subgrant"), procurement contract, or subcontract under a procurement contract) either requires or has required internal confidentiality agreements or statements from employees or contractors that currently prohibit or otherwise currently restrict (or purport to prohibit or restrict) employees or contractors from reporting waste, fraud, or abuse as described above; and
  - b. It has made appropriate inquiry, or otherwise has an adequate factual basis, to support this representation; and
  - c. It certifies that, if it learns or is notified that any subrecipient, contractor, or subcontractor entity that receives funds under this award is or has been requiring its employees or contractors to execute agreements or statements that prohibit or otherwise restrict (or purport to prohibit or restrict), reporting of waste, fraud, or abuse as described above, it will immediately stop any further obligations of awards funds to or by that entity, will provide prompt written notification to the Crime Commission and will resume (or permit resumption of ) such obligations only if expressly authorized to do so.

Noncompliance with this condition will result in immediate suspension of any further obligations of funds to or by that subrecipient, contractor, or subcontractor. Suspension will be released only if expressly authorized to do so by the awarding federal agency, the Bureau of Justice Assistance.

## **21. Reclassification of Various Statutory Provisions to a New Title 34 of the United States Code**

On September 1, 2017, various statutory provisions previously codified elsewhere in the U.S. Code were editorially reclassified to a new Title 34, entitled "Crime Control and Law Enforcement." The reclassification encompassed a number of statutory provisions pertinent to OJP awards (that is, OJP



grants and cooperative agreements), including many provisions previously codified in Title 42 or the U.S. Code.

Effective as of September 1, 2017, any reference in this award document to a statutory provision that has been reclassified to the new Title 34 of the U.S. Code is to be read as a reference to that statutory provision as reclassified to Title 34. This rule of construction specifically includes references set out in award conditions, references set out in material incorporated by reference through award conditions, and references set out in other award requirements.

**22. Requirement to Report Actual or Imminent Breach or Personally Identifiable Information (PII)**

The subrecipient (at any tier) must have written procedures in place to respond in the event of an actual or imminent "breach" (OMB M-17-12) if a subrecipient—1) creates, collects, uses, processes, stores, maintains, disseminates, discloses, or disposes of "personally identifiable information (PII)" (2 CFR 200.79) within the scope of an OJP grant-funded program or activity, or 2) uses or operates a "Federal information system" (OMB Circular A-130). The subrecipient's breach procedures must include a requirement to report actual or imminent breach of PII to the Crime Commission that allows enough time for reporting to an OJP Program Manager no later than 24 hours after an occurrence of an actual breach, or the detection of an imminent breach.

The actual or imminent breach must be reported to the Crime Commission in a timeframe that will allow for proper notification to the applicable OJP Program Manager within 24 hours as stated above and identified in the subrecipient (at any tier) PII procedure.

**23. Encouragement of Policies to Ban Text Messaging While Driving**

Pursuant to Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," 74 Fed. Reg. 51225 (October 1, 2009), DOJ encourages recipients and subrecipients ("subgrantees") to adopt and enforce policies banning employees from text messaging while driving any vehicle during the course of performing work funded by this award, and to establish workplace safety policies and conduct education, awareness, and other outreach to decrease crashes caused by distracted drivers.

**24. All Subawards ("subgrants") Must Have Specific Federal Authorization**

The subrecipient ("subgrantee") at any tier, must comply with all applicable requirements for authorization of any subaward. This condition applies to agreements that – for purposes of federal grants administrative requirements – OJP considers a "subaward" (and therefore does not consider a procurement "contract").

The details of the requirement for authorization of any subaward are posted on the OJP web site at <https://ojp.gov/funding/Explore/SubawardAuthorization.htm>, and are incorporated by reference here.

**25. Specific Post-Award Approval Required To Use A Noncompetitive Approach In Any Procurement Contract That Would Exceed \$250,000**

The subrecipient ("subgrantee") at any tier, must comply with all applicable requirements to obtain specific advance approval to use a noncompetitive approach in any procurement contract that would exceed the Simplified Acquisition Threshold (currently, \$250,000). This condition applies to agreements that – for purposes of federal grants administrative requirements – OJP considers a procurement "contract" (and therefore does not consider a subaward).

The details of the requirement for advance approval to use a noncompetitive approach in a procurement contract under OJP award are posted on the OJP web site <https://www.ojp.gov/funding/explore/noncompetitiveprocurement.htm> (Award condition: Specific





post-award approval required to use a noncompetitive approach in a procurement contract (if contract would exceed \$250,000)), and are incorporated by reference here.

**26. Requirements Pertaining to Prohibited Conduct Related to Trafficking in Persons (including reporting requirements and OJP authority to terminate award)**

The subrecipient ("subgrantee") at any tier, must comply with all applicable requirements (including requirements to report allegations) pertaining to prohibited conduct related to the trafficking of persons, whether on the part of recipients, subrecipients ("subgrantees"), or individuals defined (for purposes of this condition) as "employees" of any subrecipient.

The details of the subrecipient's obligations related to prohibited conduct related to trafficking in persons are posted on the OJP web site at <https://ojp.gov/funding/Explore/ProhibitedConduct-Trafficking.htm> (Award condition: Prohibited conduct by recipients and subrecipients related to trafficking in persons (including reporting requirements and OJP authority to terminate award)), and are incorporated by reference here.

**27. Requirement to Report Potentially Duplicative Funding**

If the subrecipient currently has other active awards of federal funds, or if the subrecipient receives any other award of federal funds during the period of performance for this award, the subrecipient promptly must determine whether funds from any of those other federal awards have been, are being, or are to be used (in whole or in part) for one or more of the identical cost items for which funds are provided under this award. If so, the subrecipient must promptly notify the Crime Commission in writing of the potential duplication, and, if so requested by the awarding agency, must seek a budget-modification or change-of-project scope subgrant adjustment to eliminate any inappropriate duplication of funding.

**28. Reporting Potential Fraud, Waste, and Abuse, and Similar Misconduct**

The subrecipients ("subgrantees") must promptly refer to the DOJ Office of the Inspector General (OIG) any credible evidence that a principal, employee agent, subrecipient, contractor, or other person, has in connection with funds under this award – (1) submitted a claim that violates the False Claims Act; or (2) committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct.

Potential fraud, waste, abuse, or misconduct involving or relating to funds under this award should be reported to the OIG by – (1) online submission accessible via the OIG webpage at <https://oig.justice.gov/hotline/contact-grants.htm> (select "Submit Report Online"); (2) mail directed to: U.S. Department of Justice, Office of the Inspector General, Investigations Division ATTN: Grantee Reporting, 950 Pennsylvania Ave., NW, Washington, DC 20530; and/or by facsimile directed to the DOJ OIG Investigations Division (Attn: Grantee Reporting) at (202) 616-9881 (fax).

Additional information is available from the DOJ OIG website at <https://oig.justice.gov/hotline>.

**29. Requirements related to System for Award Management and Universal Identifier Requirements:**

Subrecipient agrees to comply with applicable requirements regarding registration with the System for Award Management (SAM) (or with a successor government-wide system officially designated by OMB and OJP). The subrecipient must maintain a Unique Entity Identifier (UEI). No agency may receive a subaward ("subgrants") under this award unless the agency has provided its unique entity identifier to the Crime Commission.

An inactive SAM registration will result in a suspension of funds that will last until the SAM registration becomes active. It is the obligation of the subgrantee to maintain regular communication with their Crime Commission Point of Contact regarding the status of their SAM registration becoming reactivated. Inactive SAM registrations that are not resolved in a reasonable and timely manner may



result in a denial of expenses incurred during the suspension period and/or a termination of the entire subgrant.

**30. Restrictions On "Lobbying"**

In general, as a matter of federal law, federal funds awarded by OJP may not be used by the subrecipient ("subgrantee") at any tier, either directly or indirectly, to support or oppose the enactment, repeal modification, or adoption of any law, regulation, or policy, at any level of government. See 18 U.S.C. 1913. (There may be exceptions if an applicable federal statute specifically authorizes certain activities that otherwise would be barred by law.)

Another federal law generally prohibits federal funds awarded by OJP from being used by the subrecipient at any tier, to pay any person to influence (or attempt the influence) a federal agency, a Member of Congress, or Congress (or an official or employee of any of them) with respect to the awarding of a federal grant or cooperative agreement, subgrant, contract, subcontract, or loan, or with respect to actions such as renewing, extending, or modifying any such award. See 31 U.S.C. 1352. Certain exceptions to this law apply, including an exception that applies to Indian tribes and tribal organizations.

Should any question arise as to whether a particular use of federal funds by a subrecipient would or might fall within the scope of these prohibitions, the subrecipient is to contact the Crime Commission for guidance, and may not proceed without the express prior written approval of OJP.

**31. Recipient integrity and performance matters: Requirement to report information on certain civil, criminal, and administrative proceedings to SAM and FAPIIS**

The recipient must comply with any and all applicable requirements regarding reporting of information on civil, criminal, and administrative proceedings connected with (or connected to the performance of) either this OJP award or any other grant, cooperative agreement, or procurement contract from the federal government. Under certain circumstances, recipients of OJP awards are required to report information about such proceedings, through the federal System for Award Management (known as "SAM"), to the designated federal integrity and performance system (currently, "FAPIIS").

The details of recipient obligations regarding the required reporting (and updating) of information on certain civil, criminal, and administrative proceeding to the federal designated integrity and performance system (currently, "FAPIIS") within SAM are posted on the OJP web site at <https://ojp.gov/funding/FAPIIS.htm> (Award condition: Recipient Integrity and Performance Matters, including Recipient Reporting to FAPIIS), and are incorporated by reference here.

**32. Justice Information Sharing**

Information sharing projects funded under this award must comply with DOJ's Global Justice Information Sharing Initiative (Global) guidelines. The subrecipient at any tier must conform to the Global Standards Package (GSP) and all constituent elements, where applicable, as described at: [https://it.ojp.gov/gsp\\_grantcondition](https://it.ojp.gov/gsp_grantcondition). The subrecipient at any tier must document planned approaches to information sharing and describe compliance with the GSP and appropriate privacy policy that protects shared information, or provide detailed justification for why an alternative approach is recommended.

**33. Avoidance of Duplication of Networks**

To avoid duplicating existing networks or IT systems in any initiatives funded by BJA for law enforcement information sharing systems which involve interstate connectivity between jurisdictions, such systems shall employ, to the extent possible, existing networks as the communication backbone



to achieve interstate connectivity, unless the subrecipient can demonstrate to the satisfaction of BJA that this requirement would not be cost effective or would impair the functionality of an existing or proposed IT system.

#### **34. Law Enforcement Task Forces – Required Training**

Within 120 calendar days of award approval, each current member of a law enforcement task force funded with award funds who is a task force commander, agency executive, task force officer, or other task force member of equivalent rank, must complete required on line (internet-based) task force training. Additionally, all future task force members must complete this training once during the period of performance for this award, or once every four years if multiple OJP awards include this requirement.

The required training is available free of charge online through the BJA-funded Center for Task Force Integrity and Leadership ([www.ctfli.org](http://www.ctfli.org)). The training addresses task force effectiveness, as well as other key issues including privacy and civil liberties/rights, task force performance measurement, personnel selection, and task force oversight and accountability.

If award funds are used to support a task force, the subrecipient must compile and maintain a task force personnel roster and submit with course completion certificates to the Crime Commission within 150 calendar days after award approval (by the Crime Commission). Not complying within this condition could result in a suspension of funding until training verification is received and approved by the Crime Commission.

Additional information regarding the training is available through BJA's web site and the Center for Task Force Integrity and Leadership ([www.ctfli.org](http://www.ctfli.org)).

#### **35. Subawarded Agency and Required Monitoring of Subawards:**

Each agency (subgrantee at 3<sup>rd</sup> tier) subawarded funds under this project shall receive a signed Grant Subaward and Special Conditions agreement from your organization (subgrantee at 2<sup>nd</sup> tier). The 2<sup>nd</sup> tier subgrantee will provide the Crime Commission a copy of the 3<sup>rd</sup> tier subgrantee's signed Subaward and Special Conditions before the Crime Commission will disburse funds to 2<sup>nd</sup> Tier subgrantee for the purpose of reimbursing the 3<sup>rd</sup> tier subawarded agency. The subgrantee must monitor subawards under this award in accordance with all applicable statutes, regulations, award conditions, and the DOJ Grants Financial Guide, and must include the applicable conditions of this award in any subaward. Among other things, the subrecipient is responsible for oversight of 3<sup>rd</sup> tier subrecipient spending and monitoring of specific outcomes and benefits attributable to use of award funds by subrecipients. The subrecipient agrees to submit, upon request, documentation of its policies and procedures for monitoring of subawards under this award.

#### **36. Publicity/Publication Acknowledgement**

The sub-grantee (at any tier) agrees that any publication or publicity (written, visual, or audio) funded, in whole or in part, with state funds by the Crime Commission will include an acknowledgement of funding that shall contain the following statement:

"This project is supported by Subgrant No. **199-2026-DA3011** awarded by the Nebraska Crime Commission through Grant No. 15PBJA-23-GG-03004-JAGX provided by the Bureau of Justice Assistance. The Bureau of Justice Assistance is a component of the Department of Justice's Office of Justice Programs, which also includes the Bureau of Justice Statistics, the National Institute of Justice, the Office of Juvenile Justice and Delinquency Prevention, the Office for Victims of Crime, and the SMART Office. Points of view or opinions in this document are those of the author and do not necessarily represent the official position or policies of the U.S. Department of Justice or the Crime Commission."



A copy of such publicity or publication shall be sent to the Crime Commission. The current edition of the DOJ Grants Financial Guide provides guidance on allowable printing and publication activities.

Any Web site that is funded in whole or in part under this award must include the following statement on the home page, on all major entry pages (i.e., pages (exclusive of documents) whose primary purpose is to navigate the user to interior content), and on any pages from which a visitor may access or use a Web-based service, including any pages that provide results or outputs from the service:

"This Web site is funded in whole or in part by Subgrant No. **199-2026-DA3011** awarded by the Nebraska Crime Commission through Grant No. 15PBJA-23-GG-03004-JAGX provided by the Bureau of Justice Assistance, Office of Justice Programs, U.S. Department of Justice. Neither the Crime Commission, U.S. Department of Justice nor any of its components operate, control, are responsible for, or necessarily endorse, this Web site (including, without limitation, its content, technical infrastructure, and policies, and any services or tools provided)."

The full text of the foregoing statement must be clearly visible on the home page. On other pages, the statement may be included through a link, entitled "Notice of Federal Funding and Federal Disclaimer," to the full text of the statement.

**37. Use of Funds for Forensic Genealogy Testing**

If award funds are used for forensic genealogy testing, testing must adhere to the United States Department of Justice Interim Policy Forensic Genealogical DNA Analysis and Searching (<https://www.justice.gov/olp/page/file/1204386/download>), and must collect and report the metrics identified in Section IX of that document to BJA.

**38. Prohibited use of funds for Unmanned Aircraft Systems**

The subrecipient agrees that no funds under this grant award (including via subcontract or subaward, at any tier) may be used for unmanned aircraft systems (UAS), which includes unmanned aircraft vehicles (UAV), or for any accompanying accessories to support UAS.

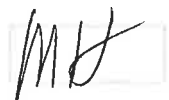
**39. FFATA Reporting – Subawards and Executive Compensation**

The subrecipient must comply with applicable requirements to report the names and total compensation of the five most highly compensated executives of the subrecipients (first-tier "subgrantees") of award funds. The details of recipient obligations, which derive from the Federal Funding Accountability and Transparency Act of 2006 (FFATA), are posted on the OJP web site at <https://ojp.gov/funding/Explore/FFATA.htm> (Award condition: Reporting Subawards and Executive Compensation), and are incorporated by reference here.

This condition, including its reporting requirement, does not apply to-- (1) an award of less than \$30,000, or (2) an award made to an individual who received the award as a natural person (i.e., unrelated to any business or non-profit organization that he or she may own or operate in his or her name).

**40. Limited English Proficiency (LEP)**

Subrecipients must ensure that Limited English Proficiency persons have meaningful access to the services under this program(s). National origin discrimination includes discrimination on the basis of limited English proficiency (LEP). To ensure compliance with Title VI and the Safe Streets Act, recipients are required to take reasonable steps to ensure that LEP persons have meaningful access to their programs. Meaningful access may entail providing language assistance services, including oral and written translation when necessary. The U.S. Department of Justice has issued guidance for



grantees to help them comply with Title VI requirements. The guidance document can be accessed on the Internet at [www.lep.gov](http://www.lep.gov).

**41. Cooperating with OJP Monitoring**

The sub-recipient agrees to cooperate with OJP monitoring of this award pursuant to OJP's guidelines, protocols, and procedures, and to cooperate with OJP (including the grant manager for this award and the Office of Chief Financial Officer (OCFO)) requests related to such monitoring, including requests related to desk reviews and/or site visits. The sub-recipient agrees to provide to OJP all documentation necessary for OJP to complete its monitoring tasks, including documentation related to any subawards made under this award. Further, the sub-recipient agrees to abide by reasonable deadlines set by OJP for providing the requested documents. Failure to cooperate with OJP's monitoring activities may result in actions that affect the sub-recipient's DOJ awards, including, but not limited to: withholdings and/or other restrictions on the sub-recipient's access to award funds; referral to the DOJ OIG for audit review; designation of the recipient as a DOJ High Risk grantee; or termination of an award(s).

**42. Use of Program Income**

Subrecipients (at any tier) agree that all income generated as a direct result of this award shall be deemed program income. Subrecipients must seek approval from the Crime Commission prior to generating program income. Program income, as defined by 2 C.F.R. 200.1, means gross income earned by a non-federal entity that is directly generated by a supported activity or earned as a result of the federal award during the period of performance. Without prior approval, program income must be deducted from total allowable costs to determine the net allowable costs. In order to add program income to a subaward, subrecipients must seek approval from the Crime Commission prior to generating any program income. Any program income added to a subaward must be used to support activities that were approved in the budget and follow the conditions of the subaward agreement. Any program income approved by the Crime Commission must be reported by the subrecipient to the Crime Commission so that it is reported on the quarterly Federal Financial Report (SF-425) in accordance with the addition alternative. If the program income amount changes (increases or decreases) during the project period, the Crime Commission must provide approval by the end of the project period. Failure to comply with these requirements may result in audit findings for both the Crime Commission and the subrecipient.

All program income earned must be accounted for and used for the purposes of funds provided under this award and comply with the conditions of the effective edition of the DOJ Financial Guide and, as applicable, 2 C.F.R. Part 200.

[https://ojp.gov/financialguide/doj/pdfs/DOJ\\_FinancialGuide.pdf](https://ojp.gov/financialguide/doj/pdfs/DOJ_FinancialGuide.pdf)

**43. Compliance with 28 C.F.R. Part 23**

With respect to any information technology system funded or supported by funds under this award, the subrecipient at any tier must comply with 28 C.F.R. Part 23, Criminal Intelligence Systems Operating Policies, if OJP determines this regulation to be applicable. Should OJP determine 28 C.F.R. Part 23 to be applicable, OJP may, at its discretion, perform audits of the system, as per the regulation. Should any violation of 28 C.F.R. Part 23 occur, the recipient may be fined as per 34 U.S.C. 10231 (c)-(d). The recipient may not satisfy such a fine with federal funds.

**44. Protection of human research subjects**

The subrecipient at any tier must comply with the requirements of 28 C.F.R. Part 46 and all OJP policies and procedures regarding the protection of human research subjects, including obtainment of Institutional Review Board approval, if appropriate, and subject informed consent.

**45. Confidentiality of Data**



The subrecipient at any tier must comply with all confidentiality requirements of 34 U.S.C. 10231 and 28 C.F.R. Part 22 that are applicable to collection, use, and revelation of data or information. The subrecipient further agrees, as a condition of award approval, to submit a Privacy Certificate that is in accord with requirements of 28 C.F.R. Part 22 and, in particular, 28 C.F.R. 22.23.

**46. Cooperation with Assessments and Evaluations**

The sub-recipient agrees to cooperate with any assessments, national evaluation efforts, or information or data collection requests, including, but not limited to, the provision of any information required for the assessment or evaluation of any activities within this project.

**47. Authorized Representative**

The recipient understands that, in accepting this award, the Authorized Representative declares and certifies, among other things, that he or she possesses the requisite legal authority to accept the award on behalf of the recipient entity and, in so doing, accepts (or adopts) all material requirements that relate to conduct throughout the period of performance under this award. The recipient further understands, and agrees, that it will not assign anyone to the role of Authorized Representative during the period of performance under the award without first ensuring that the individual has the requisite legal authority.

**48. Limitations on the use of Facial Recognition Technology**

The subrecipient in accepting this award, agrees that grant funds cannot be used for Facial Recognition Technology (FRT) unless the subrecipient has policies and procedures in place to ensure that the FRT will be utilized in an appropriate and responsible manner that promotes public safety, and protects privacy, civil rights, and civil liberties and complies with all applicable provisions of the U.S. Constitution, including the Fourth Amendment's protection against unreasonable searches and seizures and the First Amendment's freedom of association and speech, as well as other laws and regulations. Subrecipients utilizing funds for FRT must make such policies and procedures available to the Crime Commission and/or DOJ upon request.

**49. Methods of Administration" – Monitoring Compliance with Civil Rights Laws and Nondiscrimination Provisions**

Subrecipient (at any tier) assures full cooperation with the Crime Commission in the monitoring of the subrecipient compliance with all applicable Federal Civil Rights laws. Monitoring may include submission of any required documentation, requests for information, and on-site visits.

**50. Submission of eligible records relevant to the National Instant Background Check System**

Consonant with federal statutes that pertain to firearms and background checks – including 18 U.S.C. 922 and 34 U.S.C. ch. 409 – if the subrecipient (at any tier) uses this award to fund (in whole or in part) a specific project or program (such as a law enforcement, prosecution, or court program) that results in any court dispositions, information, or other records that are "eligible records" (under federal or state law) relevant to the National Instant Background Check System (NICS), or that has as one of its purposes the establishment or improvement of records systems that contain any court dispositions, information, or other records that are "eligible records" (under federal or state law) relevant to the NICS, the subrecipient must ensure that all such court dispositions, information, or other records that are "eligible records" (under federal or state law) relevant to the NICS are promptly made available to the NICS or to the "State" repository/database that is electronically available to (and accessed by) the NICS, and – when appropriate – promptly must update, correct, modify, or remove such NICS-relevant "eligible records".

In the event of minor and transitory non-compliance, the recipient may submit evidence to demonstrate diligent monitoring of compliance with this condition (including subrecipient compliance). DOJ will give great weight to any such evidence in any express written determination regarding this condition.



#### 51. Compliance with National Environmental Policy Act and Related Statutes

Upon request, the subrecipient at any tier must assist BJA in complying with the National Environmental Policy Act (NEPA), the National Historic Preservation Act, and other related federal environmental impact analyses requirements in the use of these award funds.

This condition applies to new activities as set out below, whether or not they are being specifically funded with these award funds. That is, as long as the activity is being conducted by the subrecipient or any third party, and the activity needs to be undertaken in order to use these award funds, this condition must first be met.

The activities covered by this condition are:

- a. New construction;
- b. Minor renovation or remodeling of a property located in an environmentally or historically sensitive area, including properties located within a 100-year flood plain, a wetland, or habitat for endangered species, or a property listed on or eligible for listing on the National Register of Historic Places;
- c. A renovation, lease, or any proposed use of a building or facility that will either (a) result in a change in its basic prior use or (b) significantly change its size;
- d. Implementation of a new program involving the use of chemicals other than chemicals that are (a) purchased as an incidental component of a funded activity and (b) traditionally used, for example, in office, household, recreational, or education environments; and
- e. Implementation of a program relating to clandestine methamphetamine laboratory operations, including the identification, seizure, or closure of clandestine methamphetamine laboratories.

The recipient understands and agrees that complying with NEPA may require the preparation of an Environmental Assessment and/or Environmental Impact Statement, as directed by BJA. The recipient further understands and agrees to the requirements for implementation of a Mitigation Plan, as detailed at <https://bja.gov/Funding/nepa.html>, for programs relating to methamphetamine laboratory operations.

Application of This Condition to Recipient's Existing Programs or Activities: For any of the subrecipients' existing programs or activities that will be funded by these award funds, upon specific request from BJA, agrees to cooperate with BJA in any preparation by BJA of a national or program environmental assessment of that funded program or activity.

#### 52. Establishment of trust fund

If award funds are being drawn down in advance, the subrecipient is required to establish a trust fund account. Subrecipients must maintain advance payments of federal awards in interest-bearing accounts, unless regulatory exclusions apply (2 C.F.R. 200.305(B)(8)). The trust fund, including any interest, may not be used to pay debts or expenses incurred by other activities beyond the scope of the Edward Byrne Memorial Justice Assistance Grant Program (JAG). The subrecipient also agrees to obligate the award funds in the trust fund (including any interest earned) during the period of performance for the award and expend within 90 days thereafter. Any unobligated or unexpected funds, including interest earned, must be returned to the Crime Commission at the time of closeout.

#### 53. Use of Funds for DNA Testing; Upload of DNA Profiles

If award funds are used for DNA testing of evidentiary materials, any resulting eligible DNA profiles must be uploaded to the Combined DNA Index System ("CODIS," the DNA database operated by the FBI) by a government DNA laboratory with access to CODIS.





No profiles generated under this award may be entered or uploaded into any non-governmental DNA database without prior express written approval from BJA.

Award funds may not be used for the purchase of DNA equipment and supplies unless the resulting DNA profiles may be accepted for entry into CODIS.

Booking agencies should work with their state CODIS agency to ensure all requirements are met for participation in Rapid DNA (see National Rapid DNA Booking Operational Procedures Manual).

**54. Prohibition on use of award funds for match under BVP Program**

JAG funds may not be used as the 50% match for purposes of the DOJ Bulletproof Best Partnership (BVP) program.

**55. Certification of body armor "mandatory wear" policies, and compliance with NIJ Standards**

If subrecipient uses funds under this award to purchase body armor, the subrecipient must submit a signed certification that law enforcement agencies receiving body armor purchased with funds from this award have a written "mandatory wear" policy in effect. The subrecipient must keep signed certifications on file for any subrecipients planning to utilize funds from this award for ballistic-resistant and stab-resistant body armor purchases. This policy must be in place for at least all uniformed officers before any funds from this award may be used by an agency for body armor. There are no requirements regarding the nature of the policy other than it be a mandatory wear policy for all uniformed officers while on duty.

Ballistic-resistant and stab-resistant body armor purchased with JAG award funds may be purchased at any threat level, make or model, from any distributor or manufacturer, as long as the body armor has been tested and found to comply with applicable National Institute of Justice ballistic or stab standards and is listed on the NIJ Compliant Body Armor Model List. In addition, ballistic-resistant and stab-resistant body armor must be made in the United States and must be uniquely fitted, as set forth in 34 U.S.C. 10202(c)(1)(A). The latest NIJ standard information can be found here: <https://nij.ojp.gov/topics/equipment-and-technology/body-armor>.

**56. Extreme Risk Protection Programs**

Extreme risk protection programs funded by JAG must include, at a minimum: pre-deprivation and post-deprivation due process rights that prevent any violation or infringement of the Constitution of the United States, including but not limited to the Bill of Rights, and the substantive or procedural due process rights guaranteed under the Fifth and Fourteenth Amendments to the Constitution of the United States, as applied to the States, and as interpreted by State courts and United States courts (including the Supreme Court of the United States). Such programs must include, at the appropriate phase to prevent any violation of constitutional rights, at minimum, notice, the right to an in-person hearing, an unbiased adjudicator, the right to know opposing evidence, the right to present evidence, and the right to confront adverse witnesses; the right to be represented by counsel at no expense to the government; pre-deprivation and post-deprivation heightened evidentiary standards and proof which mean not less than the protections afforded to a similarly situated litigant in Federal court or promulgated by the State's evidentiary body, and sufficient to ensure the full protections of the Constitution of the United States, including but not limited to the Bill of Rights, and the substantive and procedural due process rights guaranteed under the Fifth and Fourteenth Amendments to the Constitution of the United States, as applied to the States, and as interpreted by State courts and United States courts (including the Supreme Court of the United States). The heightened evidentiary standards and proof under such programs must, at all appropriate phases to prevent any violation of any constitution alright, at minimum, prevent reliance upon evidence that is unsworn or unaffirmed, irrelevant, based on inadmissible hearsay, unreliable, vague, speculative, and lacking a foundation; and penalties for abuse of the program.



**57. Required Data on Law Enforcement Agency Training**

Any law enforcement agency receiving direct or subawarded funding must submit quarterly accountability metrics data related to training that officers have received on the use of force, racial and ethnic bias, de-escalation of conflict, and constructive engagement with the public.

**58. Expenditures prohibited without waiver**

No funds under this award may be expended on the purchase of items prohibited by the JAG program statute, unless, as set forth at 34 U.S.C. 10152, the BJA Director certifies that extraordinary and exigent circumstances exist, making such expenditures essential to the maintenance of public safety and good order.

**59. Use of Federal Grant Funds**

- a. No State/Federal grant funds shall be used for costs existing prior to or after the grant period.
- b. Nothing in this condition shall be understood to authorize the subrecipient at any tier to use award funds to "supplant" State or local funds in violation of the recipient's certification (executed by the chief executive of the State or local government) that federal funds will be used to increase the amounts of such funds that would, in the absence of federal funds, be made available for law enforcement activities.
- c. Federal and matching funds are to be used for the purpose stated in the approved grant application. Any changes must be approved by the Crime Commission prior to the change taking place.
- d. No other Federal funds shall be used to meet the match requirement.
- e. No Federal funds will be used for land acquisition.
- f. No Federal funds are to be used for entertainment, fines and penalties, Visa fees, Passport charges, bar charges/Alcoholic beverages, or membership fees.
- g. Crime Commission funding cannot be placed in interest bearing accounts by private non-profit agencies.
- h. The subrecipient ("subgrantee") at any tier, must authorize the Crime Commission, Bureau of Justice Programs (BJA) and/or the Office of the Chief Financial Officer (OCFO), and its representatives, access to and the right to examine all records, books, paper, or documents related to the JAG grant.

**60. Audits**

- a. All audits will comply with 2 C.F.R. 200 Subpart F. Audits for private non-profit agencies shall comply with the DOJ Financial Guide.
- b. Agencies and organizations receiving federal funds from various sources totaling \$750,000 or more during their Fiscal Year are required to have a Single Audit. Total cost of the audit must be prorated among funding sources. Agencies and organizations receiving federal funds from various sources totaling less than \$750,000 during their Fiscal Year are not required to have a Single Audit. However, a complete agency audit complying with 2 C.F.R. 200 Subpart F, is highly recommended once every three years for private non-profit agencies receiving funding from the Crime Commission.
- c. **ONE Copy** of the Single Audit that includes a **Letter of Findings** is **required** to be submitted to the Crime Commission within 9 months of the agency fiscal year end, or within 30 days of receipt of the Audit report if received earlier than the 9-month deadline.
- d. Authorized representatives of the Crime Commission and the federal agencies associated with the federal funding source shall have access to and the right to examine all records, books, papers or



documents related to this grant for the purpose of audit and examinations. All records shall be retained generally for five (5) years from the date of the final Crime Commission fiscal report unless an audit is in progress or the findings of a completed audit have not been resolved satisfactorily, in which case the retention period will be extended.

**61. Justification of Consultant Rate**

Approval of this award does not indicate approval of any consultant rate in excess of \$650 per day. A detailed justification must be submitted to and approved by the OJP program office, by way of the Crime Commission, prior to obligation or expenditure of such funds.

**62. Authorized Representative (Authorized Official or Authorized Certifying Official)**

The subrecipient understands that, in accepting this award, the Authorized Representative declares and certifies, among other things, that he or she possesses the requisite legal authority to accept the award on behalf of the recipient entity and, in so doing, accepts (or adopts) all material requirements that relate to conduct throughout the period of performance under this award. The subrecipient further understands and agrees that it will not assign anyone to the role of Authorized Representative during the period of performance under the award without first ensuring that the individual has the requisite legal authority.

**63. Financial Or Programmatic-Related Documentation**

The sub-recipient agrees to promptly provide, upon request, financial or programmatic-related documentation related to this award, including documentation of expenditures and achievements. The sub-recipient understands that it will be subject to additional financial and programmatic in-depth or on-site monitoring, which may be on short notice, and agrees that it will cooperate with any such monitoring. The sub-recipient agrees to develop or maintain effective internal controls to manage federal awards (see 2 C.F.R. 200.303) and effective financial management policies and procedures to manage federal awards (see 2 C.F.R. 200.302).

**STATE GRANT MANAGEMENT REQUIREMENTS**

**64. Acceptant of Grant Award and Special Conditions**

In order to affirmatively accept the Grant Award and Special Conditions:

- a. The **Grant Award** must be signed by the subrecipient's Authorized Official and returned to the Crime Commission within fifteen (15) calendar days from the date the Grant Award is sent to the subrecipient; and
- b. The **Special Conditions** must be signed by the subrecipient's Authorized Official, Project Point of Contact, and the Fiscal/Financial Point of Contact, and returned to the Crime Commission within fifteen (15) calendar days from the date the Special Conditions are sent to the subrecipient.

Exceptions to this requirement may be allowed when an extension has been approved by the Federal Grants and Programs Director. Applicants failing to submit signed documentation by the deadline will be considered withdrawn.

**65. Limitation on use of funds to approved activities**

The subrecipient agrees that funds will be used only for the purposes described in the funding opportunity announcement unless the Crime Commission determines that any of these activities are out of scope or unallowable. The subrecipient must not undertake any work or activities that are not described in the subrecipient's funding opportunity announcement, award documents, or approved budget, and must not use staff, equipment, or other goods or services paid for with grant funds for such work or activities, without prior written approval by the Crime Commission.



The subrecipient ("subgrantee") at any tier, must adhere to grant procedures and regulations of the most recent Crime Commission Operating Instruction Number 10: *Grant Procedures* (OI#10) and comply with all applicable Certified Assurances requirements passed on to the administering agency. The most recent OI#10 can be located at: <https://ncc.nebraska.gov/grant-apps> under "Policies and Procedures: Grant Procedures". Details regarding these Certified Assurances can be found on the Standard Application Form submitted to the Crime Commission at the time of applying for **SFY 2026 JAG** grant funds.

**66. Use of Designated Grant Management System (AmpliFund):**

This condition addresses access to and the dissemination and use of the information stored within the designated grant management system. AmpliFund is the online grant management system currently utilized by NCC. AmpliFund provides a space for electronic information sharing between the Crime Commission and the subrecipient agency for the purpose of managing grant funds obligated by this federal subaward.

State and federal laws, statutes, and regulations govern the use of the designated grant management system. Violation of complying with this condition and/or unauthorized or improper use of the grant management system may result in temporary or permanent removal of access. NCC retains the right to impose reasonable restrictions on access to the grant management system and the release and use of information stored within. The subrecipient agency agrees to be subject to all such restrictions. Any subsequent conditions implemented by NCC will be provided to the subrecipient agency. Non-agreement to subsequent conditions will void the subrecipient agency's access to the designated grant management system.

The designated grant management system is for authorized use only. Unauthorized use and access is prohibited. Users shall not share their log in credentials or passwords with others. The subrecipient agency shall implement safeguards to ensure that only authorized users will have access within the system as appropriate. Responsibility for user access and assignments within AmpliFund lies with the subrecipient agency and its Organizational Administrators (OA). For additional information on managing user access and assignments, see the AmpliFund Administration Guide located here:

<https://ne-amplifund.zendesk.com/hc/en-us/articles/9141367460627-Administration-Guide>

The subrecipient agency shall assign users to fulfill the financial and programmatic duties of the Financial Point of Contact and Project Point of Contact for reporting purposes only. These duties do not replace the contractual duties and obligations of the Project Point of Contact, Financial Point of Contact, or the Authorized Official as set forth by the signed Grant Award, Special Conditions, or other Certified Assurances made with the Crime Commission. The subrecipient agency's users represent and assume responsibilities on behalf of the subrecipient agency while accessing the designated grant management system. Users that access the grant management system certify that all submitted financial and programmatic reports and requests are true, complete, and accurate by way of submission and that users are acting with authority to do so. The act of users submitting reports and requests in the designated grant management system is an authorization of the submitted report or request in place of a certifying signature stating such; this does not supersede the Crime Commission's authority to request or require signatures.

Users shall have no explicit or implicit expectation of privacy. The subrecipient agency and its users accessing the grant management system are required to adhere to Crime Commission rules, as well as state and federal statutes. Any false, fictitious, or fraudulent information (or the omission of any material fact) submitted in the designated grant management system, may subject the user and the subrecipient agency to criminal, civil, or administrative penalties for fraud, false statements, false claims or otherwise (U.S. Code Title 18, Section 1001 and Title 31, Sections 3729-3730 and 3801-3812).



67. **Subawarded Agency and Required Monitoring of Subawards:**

Each agency (subgrantee at 3<sup>rd</sup> tier) subawarded funds under this project shall receive a signed Grant Subaward and Special Conditions agreement from your organization (subgrantee at 2<sup>nd</sup> tier). The 2<sup>nd</sup> tier subgrantee will provide the Crime Commission a copy of the 3<sup>rd</sup> tier subgrantee's signed Subaward and Special Conditions before the Crime Commission will disburse funds to 2<sup>nd</sup> Tier subgrantee for the purpose of reimbursing the 3<sup>rd</sup> tier subawarded agency. The subgrantee must monitor subawards under this award in accordance with all applicable statutes, regulations, award conditions, and the DOJ Grants Financial Guide, and must include the applicable conditions of this award in any subaward. **Among other things, the subrecipient is responsible for oversight of 3<sup>rd</sup> tier subrecipient spending and monitoring of specific outcomes and benefits attributable to use of award funds by subrecipients. The subrecipient agrees to submit, upon request, documentation of its policies and procedures for monitoring of subawards under this award.**

68. **ACH Payment Requirement:**

Subrecipients receiving payments from the Crime Commission are required to receive those payments via the Automated Clearing House (ACH) system. Subrecipient's that are not registered to receive ACH payments from the State of Nebraska must complete registration paperwork and return it to the Crime Commission. Registration forms are located at:

[https://das.nebraska.gov/accounting/forms/ACH\\_W9\\_Fillable.pdf](https://das.nebraska.gov/accounting/forms/ACH_W9_Fillable.pdf)

69. **Drug-free Work Place:**

All agencies who are participants in the awarded project shall establish and maintain a drug free work-place policy.

70. Subrecipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of any contract or agreement to either the Association of Community Organizations for Reform Now (ACORN) or its subsidiaries, without the express prior written approval of the Crime Commission.

71. **The subrecipient ("subgrantee") at any tier, must comply with the reporting requirements set by the administering agency**

- a. All subrecipients shall be required to submit activity reports and financial reports electronically as prescribed by operating instructions and/or as required by the state or federal funding entity, and through any applicable grant management system.
- b. Reimbursement requests and progress on objectives are required quarterly. Agencies requesting monthly reimbursements must receive prior approval. Quarterly reporting in the form of a reimbursement request and progress reporting are due in AmpliFund by the **15<sup>th</sup>** of the following month following the end of the quarter. If the due date falls on a weekend or holiday, submit reports on the business day prior to that weekend or holiday. Failure to report progress on objectives and submit reimbursement requests by the 15<sup>th</sup> of the reporting month they are due will be counted as late reporting. Grant payments are on a reimbursement basis. Reimbursements cannot be made until financial documentation from the subrecipient has been approved by the Crime Commission as outlined in the Monitoring Plan for the agency based on the Operational Assessment Tool (OAT). Reimbursements will not be made unless the subgrantee has also provided the update on objectives in the grant management system, to include objective progress. The **final reimbursement request** reflecting the total grant expenditures and amount reimbursed is due no later than 45 days from the end of the grant period. **Regardless of the start date of the grant project, reporting is due for the quarters as listed below:**

Jan-March: **Due April 15<sup>th</sup>**  
April-June: **Due July 15<sup>th</sup>**

July-Sept: **Due October 15<sup>th</sup>**  
Oct-Dec: **Due January 15<sup>th</sup>**



- c. Program income earnings and expenditures both must be reported quarterly to the Crime Commission with every reimbursement request.
- d. Pro-rated costs incurred is required to be calculated by utilizing the Proration of Costs Spreadsheet and submitting the Spreadsheet with every reimbursement request that the pro-rated expenses are being requested. The spreadsheet must be provided every time, regardless of the organizations OAT level. Crime Commission Points of Contact will ensure that only the actual costs for that reporting period are reimbursed. All supporting documentation for the Proration of Costs Spreadsheet will be reviewed for accuracy as part of a financial desk review and/or on-site monitoring visit. Proration of Costs Spreadsheet can be downloaded from here: <https://ncc.nebraska.gov/grants-tab>
- e. To assure that expenditures are proper and in accordance with the terms and conditions of the award and approved project budget, reimbursement requests under this award must be initiated by an official who is authorized to certify to the best of their knowledge and belief that the report is true, complete and accurate, and the expenditures, disbursements and cash receipts are for the purposes and objectives set forth in the terms of conditions of the award. For purposes of the reimbursement requests only the Financial Point of Contact has authority to complete this action, unless otherwise delegated by official Certification approved and received by the Crime Commission. Any false, fictitious, or fraudulent information, or the omission of any material fact, may subject the individual to criminal, civil or administrative penalties for fraud, false statements, false claims or other (U.S. Code, Title 18, Section 1001 and Title 231, Sections 3729-3730 and 3801-3812).
- f. Subrecipient organization acknowledges and agrees to cooperate with the recovery of expenses that may be deemed unallowable or unsupported after reimbursement, by the Crime Commission to the funded program, has occurred in accordance with the organization's subrecipient financial monitoring OAT designation. Expenses will be recovered by the Crime Commission either by withholding the recovery amount from future payments or providing notification to the funded program the amount of funds to be returned.
- g. **Financial Reports:** The Crime Commission staff shall have forty-five (45) calendar days to approve expenses and submit for reimbursement of allowable and supported expenditures. Expenditures that are not adequately supported will be handled as outlined below:
- 1) The subrecipient is required to reconcile and substantiate any questioned costs/expenses and shall have up to ten (10) business days from the date of the correspondence from the Crime Commission to take action to eliminate the noted deficiencies and provide proof of such action to the Crime Commission. During this time, the Crime Commission may withhold the payment of funds to the subrecipient.
  - 2) After a total of two (2) attempts have been made by the Crime Commission to address the deficiencies, the matter will then be referred to the Federal Grant Programs Director for suspension of grant funds to address corrective action items. Deficiencies that cannot be substantiated will be denied.
  - 3) Continued deficiencies will be referred to the Executive Director of the Crime Commission for possible termination of the grant award. In such an event, the grant manager may withhold the payment of any additional funds to the subrecipient until the Executive Director is informed of the situation by the Federal Grant Programs Director and determines what action is necessary
- h. **Activity (Objective) Reports:** Subrecipients shall electronically submit activity reports through the online grant management system (AmpliFund) to the Crime Commission regarding the project's goals and objectives that will advance the project toward achieving the overarching purpose(s) of the project. If reports are not submitted as required by this grant award/special conditions, Crime



Commission staff will notify the subrecipient's Project Point of Contact. Activities that are not adequately supported will be handled as outlined below:

- 1) The subrecipient is required to address deficiencies and shall have up to ten (10) business days from the date of the correspondence from the Crime Commission to take action to eliminate the noted deficiencies and provide proof of such action to the Crime Commission. During this time, the Crime Commission may withhold the payment of funds to the subrecipient.
- 2) After a total of two (2) attempts have been made by the Crime Commission to address the deficiencies, the matter will then be referred to the Federal Grant Programs Director for suspension of grant funds to address corrective action items.
- 3) Continued deficiencies will be referred to the Crime Commission Executive Director for possible termination of the grant award. In such an event, the grant manager may withhold the payment of any additional funds to the subrecipient until the Executive Director is informed of the situation by the Federal Grants and Programs Director and determines what action is necessary.

**i. Performance Measurement Tool (PMT) Reporting Requirements (all JAG recipients)**

Subrecipients must submit quarterly performance metrics reports through BJA's Performance Measurement Tool (PMT) website: <https://bjapmt.ojp.gov/v>. For more detailed information on reporting and other JAG requirements, refer to the JAG reporting requirements webpage (<https://bjapmt.ojp.gov/help/jagdocs.html>). Failure to submit required JAG reports by established deadlines may result in the freezing of grant funds and future High Risk designation.

**Regardless of the start date of the grant project**, quarterly PMT report data is due on the 15<sup>th</sup> of the following month the activity occurred for normal quarters as listed:

**January – March** (due no later than April 15)

**April – June** (due no later than July 15)

**July – September** (due no later than October 15)

**October – December** (due no later than January 15)

Failure to submit required JAG reports by established deadlines may result in the suspension of grant funds and future high OAT designation for monitoring.

**j. National Incident Based Reporting System (NIBRS)/Uniform Crime Reporting (UCR) Reporting Requirements for Law Enforcement Agencies**

Nebraska State Rules and Regulations Title 78 Chapter 5 requires Nebraska Law Enforcement Agencies (LEAs) to submit criminal data to the National Incident Based Reporting System (NIBRS) and Uniform Crime Reporting (UCR) program. The FBI UCR Program and NIBRS is a nationwide, cooperative statistical effort of federal, state, county, city, university and college, and tribal law enforcement agencies reporting data on offenses reported or known in their respective jurisdictions. NIBRS/UCR data is compiled at both the state and national level as part of a collaborative effort to produce a more detailed, reliable, and modern view of crime based on statistics in NIBRS.

Nebraska State Rules and Regulations Title 78 Chapter 5 requires Nebraska LEAs to submit monthly reports within seven (7) working days following the end of the month that the offense was reported. **(i.e. Offenses reported throughout July 2024 must be submitted no later than August 9<sup>th</sup>).** Agencies that fail to submit required reports risk having these award funds suspended until they become compliant. Repeated non-compliance with this condition could result in an adjustment to your agency's OAT monitoring tier and/or termination of funding.





Any questions regarding NIBRS/UCR reporting should be directed to the NIBRS helpdesk at [NCC.UCR@nebraska.gov](mailto:NCC.UCR@nebraska.gov).

- k. Non-profit subrecipients must submit a copy of their non-profit certification to the Crime Commission. This can include: 1) a copy of 501(c)(3) designation letter; 2) a letter from the subrecipient's state taxing body or attorney general stating that the recipient is a non-profit organization operating within the state; or 3) a copy of the subrecipient's state certificate of incorporation that substantiates its non-profit status.
- l. Delinquent, inaccurate, incomplete, and/or fraudulent program and fiscal reports will be considered a material breach of the grant agreement. NCC's remedies include, but are not limited to, identifying the grantee as high risk, de-obligated funding, termination of the grant, disqualification from future funding, and/or referral to the U.S. Office of Inspector General. The subgrantee agrees to comply with any additional requirements that may be imposed during the grant period if the State determines that the subgrantee is deemed to be high risk pursuant to 28 C.F.R. parts 66, 70.

## 72. Accounting Procedures

- a. Subrecipients (at any tier) must adhere to the Uniform Administrative Requirements, Cost Principles, and Audit Requirements in 2 C.F.R. Part 200, as adopted by the DOJ and supplemented in 2 C.F.R. Part 2800. For further information regarding the standards of these requirements:  
[http://www.ecfr.gov/cgi-bin/text-idx?tpl=/ecfrbrowse/Title02/2cfr200\\_main\\_02.tpl](http://www.ecfr.gov/cgi-bin/text-idx?tpl=/ecfrbrowse/Title02/2cfr200_main_02.tpl).
- b. Subrecipient (at any tier) shall implement and maintain an accounting system which accurately reflects income received expenditures, and documentation of expenditures. Each source of income must be accounted for separately and a clear audit trail for each source of funding must be maintained, to include match.
- c. Any award with matching funds, both cash or in-kind, must document match in the agency's accounting system. Match need not be applied at the exact time or in the required proportion to the obligation of Federal funds. However, 50% of the match must be met by the end of the first 6 months of the budget year and the full matching share must be obligated by the end of the project period.
- d. A private non-profit agency awarded funds shall have two (2) members of the Board of Directors review, on a quarterly basis, all expenditures for the agency. Board minutes shall reflect this review and be provided upon request.
- e. If at any time an impropriety is found in the accounting or use of any funds received by the subrecipient (at any tier), the Crime Commission must be notified immediately and informed about how the agency will address the problem.
- f. Subrecipients (at any tier) will maintain time records that comply with the DOJ Financial Guide to clearly document the hourly activity of each grant funded or match funded position to show the actual percentage of time charged to the funding source. Records will be maintained by the subrecipient to document any differences between budgeted and actual federal and match personnel grant costs. Timesheets for grant devoted positions should include the signature of the employee and their supervisor. Volunteer positions used as match are to be documented and, to the extent feasible, supported by the same methods used for employees. Refer to the following website for further details on the guidelines on accounting for personnel and other cost principles:  
[https://ojp.gov/financialguide/doj/pdfs/DOJ\\_FinancialGuide.pdf](https://ojp.gov/financialguide/doj/pdfs/DOJ_FinancialGuide.pdf)
- g. Office of Justice Program Financial Guidelines and Federal and/or State guidelines must be followed for the purchase of equipment and or services and for the property management or



disposal of equipment purchased with Federal funds. Property records for equipment purchased must be maintained which include a description, serial number, source, title holder, acquisition date, cost, percentage of federal dollars funded, location, and use and condition of the equipment. Subrecipients (at any tier) must adhere to written procurement procedures. If the agency does not have these, they should defer to the State's procurement guidelines located at:

[http://das.nebraska.gov/materiel/purchase\\_bureau/docs/manuals/AgencyProcurementManualForServices.pdf](http://das.nebraska.gov/materiel/purchase_bureau/docs/manuals/AgencyProcurementManualForServices.pdf)

**73. Subrecipient Grant Management Guidebook**

Subrecipient (at any tier) agrees to comply with the Crime Commission's Subrecipient Grant Management Guidebook and any subsequent changes made during the period of performance. The most current guidebook can be found at: <https://ncc.nebraska.gov>

**74. Discrimination and Harassment Policy and Complaint Procedures for the Nebraska Crime Commission and Sub-grant Recipients**

Subrecipient (at any tier) must read in its entirety the Crime Commission Operating Instruction Number 42, *Discrimination and Harassment Policy and Complaint Procedures for the Nebraska Crime Commission and Sub-grant Recipients*, as posted on the Crime Commission website prior to signing the Special Conditions.

<https://ncc.nebraska.gov/grant-apps>

- a. Subrecipient (at any tier) agrees to notify employees and clients, customers, and program participants of prohibited discrimination and the procedures for filing a complaint of discrimination.
- b. The subgrantee agrees to have a procedure in place for responding to discrimination complaints that employees and clients, customers, and program participants file directly with the subrecipient.

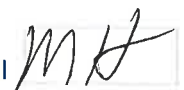
**75. Grant Management Training Requirements**

Subrecipient agrees that the Project Point of Contact (PPOC) and the Financial Point of Contact (FPOC) will complete FG&P Grant Management Training (GMT) sponsored by the Crime Commission. GMT can be accessed through the Federal Grants & Programs Division Training Portal available at <https://federalgrantsandprogramsdivision.talentlms.com>. This portal does require the user to set up a log-in.

PPOCs or FPOCs that have not previously attended are required to complete the Grant Management Training within 120 days from the date that this grant award is sent to the subrecipient by the Crime Commission. Any new PPOCs or FPOCs will be required to complete the training within 120 days from the effective date of taking over the position. All PPOCs and FPOCs are required to complete the training every three years. At the discretion of the Director of Federal Grant Programs, failure to comply with this condition may result in 1) an immediate suspension of award funds with a potential for a denial of expense incurred 2) may result in adjustments being made to the subrecipient's OAT monitoring tier; and/or a denial of expenses incurred until training compliance is met

**76. Civil Rights Training**

NCC requires that all grant Project Point of Contact and the Civil Rights Compliance Officers provide evidence of having completed Civil Rights training provided on the NCC training portal annually. All new Project Point of Contact must complete the training program within one hundred and twenty (120) days of their start date. At the end of the online quiz, the Project Point of Contact should retain verification of completion in the grant file. The Project Point of Contact and the Civil Rights Compliance Officer should complete this training annually. Verification of the training must be retained in the



personnel

files.

To be in compliance with NCC's training requirement on Civil Rights, subrecipient agencies must train other staff members by using the Office of Civil Rights training program or another training program that includes information on Civil Rights compliance. Project Point of Contact is responsible for maintaining documentation showing that staff members completed the required Civil Rights training annually.

**77. Monitoring**

The recipient agrees to cooperate with NCC monitoring to ensure compliance of US DOJ Grants guidelines, Financial Guide, and OJP guidelines, protocols and procedures. Recipient agrees to cooperate with NCC (including the Program Contact, Fiscal Contact, Grants Specialist Monitor, Supervisors, and/or Administration) for this award, including requests related to desk reviews and/or onsite/virtual visits. The recipient agrees to provide to NCC all documentation necessary for NCC to complete the monitoring tasks, including documentation related to any subawards made under this award upon request at no cost. Further, the recipient agrees to abide by reasonable deadlines set out by NCC for providing the requested documents. Failure to cooperate with NCC monitoring activities may result in actions that affect the recipient's NCC awards, including, but not limited to: withholding and/or other restrictions on the recipient's access to award funds, referral to the NCC designation of High-Risk grantees, or terminate of an award(s).

**78. Subrecipient agrees to comply with any additional requirements that may be imposed as a result of grant performance.**

- a. If at any time during the grant period the subrecipient, or one of its serving Board members, is barred from doing business with the Federal Government, the Crime Commission shall be notified by the subgrantee in writing.
- b. The misuse of award funds may result in a range of penalties, including suspension of current and future funds, suspension or debarment from Crime Commission grants, recoupment of money provided under an award, and civil and/or criminal penalties.

**79. Termination**

- a. The Grant Agreement may be terminated, in whole or in part, as follows:
  - i. NCC may terminate the Grant Agreement if subrecipient fails to comply with the terms of the Grant Agreement; for cause; or as otherwise set forth in this award, applicable law, or the Grant Agreement.
  - ii. Subrecipient may terminate the Grant Agreement upon sending written notification to NCC setting forth the reasons for such termination, the effective date of termination, and in the case of partial termination, the portion to be terminated. However, if NCC determines, in the case of partial termination, that the reduced or modified portion of the Grant Agreement will not accomplish the purposes for which the federal award was made, NCC may terminate the Grant Agreement in its entirety. In either case, the effective date shall be as provided by subrecipient as consistent with the period set forth in the Grant Agreement.
  - iii. NCC and the subrecipient may agree to terminate the Grant Agreement; however, the two parties must agree, in writing, upon the termination conditions, including the effective date, and in case of partial termination, the portion to be terminated.
- b. All notices of termination must be consistent with 2 CFR § 200.340, and shall provide a notice period and effective date of termination as set forth in the Grant Agreement.
- c. In addition to the procedures set forth in the Closeout and Post-Closeout section herein (if applicable), if the Grant Agreement is terminated by subrecipient, or by NCC for any reason, including, but not limited to, as set forth in the Remedies for Noncompliance section herein, subrecipient shall not incur new obligations after the notice of termination of the Grant



Agreement, and shall cancel as many outstanding obligations as possible. NCC shall give full credit to subrecipient for the federal share of noncancelable obligations properly incurred by subrecipient prior to termination, and costs incurred on, or prior to, the termination date.  
Source: 2 CFR § 200.340

**80. Closeout And Post-Closeout.**

- a. *Closeout.* The following closeout procedures apply to the Grant Agreement at the end of each Period of Performance:
  - i. Subrecipient shall follow all invoicing and liquidation requirements contained in the Grant Agreement, subrecipient guidebook, and as directed by NCC;
  - ii. Consistent with the terms of the federal award, and after all reports are received, NCC shall make any necessary adjustments upward or downward in the federal share of costs;
  - iii. NCC shall make prompt payments, as consistent with the terms set forth herein, for all actual and allowable costs under the terms of the Grant Agreement; and
  - iv. Subrecipient shall notify NCC of any unobligated award balances.
- b. *Post-Closeout Adjustments and Continuing Responsibilities.* The closeout of the Grant Agreement does not affect any of the following:
  - i. The right of NCC to disallow costs and recover funds on the basis of a later audit or other review. NCC shall make any cost disallowance determination and notify subrecipient within the record retention period;
  - ii. The obligation of subrecipient to return any funds due as a result of later refunds, corrections, or other transactions including final indirect cost rate adjustments;
  - iii. Audit requirements in 2 CFR Part 200 Subpart F;
  - iv. As applicable, property management and disposition requirements in 2 CFR §§ 200.310 through 200.316; and
  - v. Records retention, as required herein.
- c. After closeout of the federal award, a relationship created under the federal award may be modified or ended in whole or in part with the consent of NCC and subrecipient, provided the responsibilities of subrecipient referred to above, including those for property management, as applicable, are considered and provisions made for continuing responsibilities of subrecipient, as appropriate.

Source: 2 CFR § 200.332(a)(6); 2 CFR § 200.344; 2 CFR § 200.345; other regulations cited above.

**81. Remedies For Noncompliance.**

- a. NCC may, if subrecipient fails to comply with federal statutes, regulations, or with the terms of the Grant Agreement:
  - i. Impose any of the specific conditions listed in 2 CFR § 200.208;
  - ii. Temporarily withhold any payments pending the correction of the deficiency by subrecipient;
  - iii. Disallow all or part of the cost of the activity or action not in compliance;
  - iv. Wholly or partly suspend or terminate the Grant Agreement (see Termination section herein);
  - v. Recommend suspension or debarment proceedings be initiated by the Federal Funding Agency; and/or
  - vi. Take any other remedies that may be legally available.
- b. If NCC imposes items a(iii), a(iv), or a(vi) above, NCC may withhold future payments or seek repayment to recoup costs paid by NCC.
- c. Nothing in this section shall preclude the pursuit of other remedies as allowed by law.

Source: 2 CFR § 200.339 or 45 CFR § 75.371.




## FY 2026 JAG Special Conditions Signatory Page

This contract is for grant funding the Nebraska Crime Commission (NCC) administers that originates from the United States Department of Justice (DOJ), Office of Justice Programs, Office for Victims of Crime. To continue program activities designed to service victims of crime, NCC has determined that it will proceed with this contract. NCC anticipates that new grant guidance may be issued during the 2025-2026 fiscal year to reflect DOJ's revised policies and priorities. New DOJ guidance could impact terms and conditions and the availability of funding for any grants that are executed from these federal awards. NCC will share new grant conditions, guidance, and requirements with all subgrantees as they become available. In some instances, executed grant contracts may be revised or cancelled.

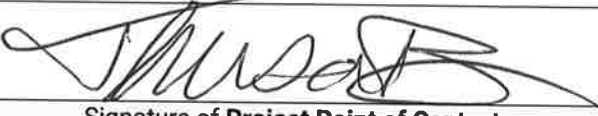
By my signature below, I attest that I fully understand that if awarded funding, the terms, the conditions, and the availability of continued funding are subject to future communications and guidance from DOJ.

I, the Authorized Certifying Official, have read the above Special Conditions and understand they are part of the binding Grant Award Contract.

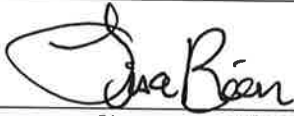
	7/2/25
Signature of Authorized Official	Date
Mark Harris	
Printed Name of Authorized Official	

**Note:** The Authorized Official is the Mayor, Chair of County Board or City Council or the Board Chair of a Private Non-profit Agency. The Director of the Agency is **NOT** considered the authorized official for the signing of these Special Conditions.

I, the Project Point of Contact, have read the above Special Conditions and understand they are part of the binding Grant Award.

	6/27/25
Signature of Project Point of Contact	Date
Theresa Briggs	
Printed Name of Project Point of Contact	

I, the Fiscal/Financial Point of Contact, have read the above Special Conditions and understand they are part of the binding Grant Award.

	7/2/2025
Signature of Fiscal/Financial Point of Contact	Date
Lisa Rien	
Printed Name of Fiscal/Financial Point of Contact	



# DISCLOSURE OF LOBBYING ACTIVITIES

Complete this form to disclose lobbying activities pursuant to 31 U.S.C. 1352

Approved by OMB

0348-0046

(See reverse for public burden disclosure.)

<b>1. Type of Federal Action:</b> <input checked="" type="checkbox"/> a. contract <input type="checkbox"/> b. grant <input type="checkbox"/> c. cooperative agreement <input type="checkbox"/> d. loan <input type="checkbox"/> e. loan guarantee <input type="checkbox"/> f. loan insurance		<b>2. Status of Federal Action:</b> <input checked="" type="checkbox"/> a. bid/offer/application <input type="checkbox"/> b. initial award <input type="checkbox"/> c. post-award		<b>3. Report Type:</b> <input checked="" type="checkbox"/> a. initial filing <input type="checkbox"/> b. material change <b>For Material Change Only:</b> year <input type="text"/> quarter <input type="text"/> date of last report <input type="text"/>	
<b>4. Name and Address of Reporting Entity:</b> <input type="checkbox"/> Prime <input type="checkbox"/> Subawardee Tier <input type="text"/> , if known: <div style="background-color: yellow; height: 40px; width: 100%;"></div> Congressional District, if known: <input type="text"/>			<b>5. If Reporting Entity in No. 4 is a Subawardee, Enter Name and Address of Prime:</b>   Congressional District, if known: <input type="text"/>		
<b>6. Federal Department/Agency:</b> <div style="background-color: yellow; height: 40px; width: 100%;"></div>			<b>7. Federal Program Name/Description:</b>  CFDA Number, if applicable: <input type="text"/>		
<b>8. Federal Action Number, if known:</b> <input type="text"/>			<b>9. Award Amount, if known:</b> \$ <input type="text"/>		
<b>10. a. Name and Address of Lobbying Registrant</b> (if individual, last name, first name, MI): <div style="background-color: yellow; height: 40px; width: 100%;"></div>			<b>b. Individuals Performing Services</b> (including address if different from No. 10a) (last name, first name, MI): <div style="background-color: yellow; height: 40px; width: 100%;"></div>		
<b>11.</b> Information requested through this form is authorized by title 31 U.S.C. section 1352. This disclosure of lobbying activities is a material representation of fact upon which reliance was placed by the tier above when this transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be reported to the Congress semi-annually and will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.			Signature: <u>Mark Harris</u> Print Name: <u>Mark Harris</u> Title: <u>Board Chairman</u> Telephone No.: <input type="text"/> Date: <u>7/2/25</u>		
<b>Federal Use Only:</b>				Authorized for Local Reproduction Standard Form LLL (Rev. 7-97)	

## INSTRUCTIONS FOR COMPLETION OF SF-LLL, DISCLOSURE OF LOBBYING ACTIVITIES

This disclosure form shall be completed by the reporting entity, whether subawardee or prime Federal recipient, at the initiation or receipt of a covered Federal action, or a material change to a previous filing, pursuant to title 31 U.S.C. section 1352. The filing of a form is required for each payment or agreement to make payment to any lobbying entity 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 a covered Federal action. Complete all items that apply for both the initial filing and material change report. Refer to the implementing guidance published by the Office of Management and Budget for additional information.

1. Identify the type of covered Federal action for which lobbying activity is and/or has been secured to influence the outcome of a covered Federal action.
2. Identify the status of the covered Federal action.
3. Identify the appropriate classification of this report. If this is a followup report caused by a material change to the information previously reported, enter the year and quarter in which the change occurred. Enter the date of the last previously submitted report by this reporting entity for this covered Federal action.
4. Enter the full name, address, city, State and zip code of the reporting entity. Include Congressional District, if known. Check the appropriate classification of the reporting entity that designates if it is, or expects to be, a prime or subaward recipient. Identify the tier of the subawardee, e.g., the first subawardee of the prime is the 1st tier. Subawards include but are not limited to subcontracts, subgrants and contract awards under grants.
5. If the organization filing the report in item 4 checks "Subawardee," then enter the full name, address, city, State and zip code of the prime Federal recipient. Include Congressional District, if known.
6. Enter the name of the Federal agency making the award or loan commitment. Include at least one organizational level below agency name, if known. For example, Department of Transportation, United States Coast Guard.
7. Enter the Federal program name or description for the covered Federal action (item 1). If known, enter the full Catalog of Federal Domestic Assistance (CFDA) number for grants, cooperative agreements, loans, and loan commitments.
8. Enter the most appropriate Federal identifying number available for the Federal action identified in item 1 (e.g., Request for Proposal (RFP) number; Invitation for Bid (IFB) number; grant announcement number; the contract, grant, or loan award number; the application/proposal control number assigned by the Federal agency). Include prefixes, e.g., "RFP-DE-90-001."
9. For a covered Federal action where there has been an award or loan commitment by the Federal agency, enter the Federal amount of the award/loan commitment for the prime entity identified in item 4 or 5.
10. (a) Enter the full name, address, city, State and zip code of the lobbying registrant under the Lobbying Disclosure Act of 1995 engaged by the reporting entity identified in item 4 to influence the covered Federal action.  
  
(b) Enter the full names of the individual(s) performing services, and include full address if different from 10 (a). Enter Last Name, First Name, and Middle Initial (MI).
11. The certifying official shall sign and date the form, print his/her name, title, and telephone number.

According to the Paperwork Reduction Act, as amended, no persons are required to respond to a collection of information unless it displays a valid OMB Control Number. The valid OMB control number for this information collection is OMB No. 0348-0046. Public reporting burden for this collection of information is estimated to average 10 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0046), Washington, DC 20503.