

## Attachment C: Terms and Conditions

The funding being used for this project is [Federal State and Local Fiscal Recovery Funds \(SLFRF\)](#). The State of Michigan was awarded \$6.54 billion dollars under the Fiscal Recovery Fund. Under [Section 251 of PA 9 of 2022](#), \$250,000 of the SLFRF funds is provided for the Michigan Department of Education (MDE) to allocate as competitive grants to school districts and intermediate school districts that offer pupils in grades 9 through 12 expanded opportunities for work-based learning health services academies hosted in partnership with Name A Future (NAF). Programs funded under this subsection are intended to increase the number of pupils who are college and career-ready after high school graduation in the critical-needs occupations in health care services.

Usage of these funds must comply with the federal requirements of the Federal Fiscal Relief Fund. *The district* will be expected to coordinate, not to supplant, funding with other partners, Agency local office, and other SLFRF funding. Funds must be obligated by *July 30, 2023, and expended by September 30, 2023.*

As of April 4, 2022 the Federal government will use a Unique Entity Identifier (UEI) created in SAM.gov as the official subrecipient identifier. All subrecipients will be required to maintain an active registration on SAM.gov and provide a UEI as part of reporting requirements.

### Single Audit Requirements

Recipients and subrecipients that expend more than \$750,000 in Federal awards during their fiscal year will be subject to an audit under the Single Audit Act and its implementing regulation at [2 CFR Part 200, Subpart F](#) regarding audit requirements. Recipients and subrecipients may also refer to the Office of Management and Budget (OMB) Compliance Supplements for audits of federal funds and related guidance and the Federal Audit Clearinghouse to see examples and single audit submissions.

### Civil Rights Compliance

The applicant hereby agrees that it will comply with all Federal and Michigan laws and regulations prohibiting discrimination, and in accordance therewith, shall not discriminate against any person on the basis of religion, race, color, national origin or ancestry, age, sex, height, weight, familial status, or marital status, exclude from participation in, deny the benefits of, or otherwise subject to discrimination in any program or activity for which it is responsible or for which it receives financial assistance from a U.S. Federal Agency or the Michigan Department of Education. [Michigan Public Act 453 of 1976 (Elliott-Larsen Civil Rights Act)]; [Title VI and Title VII of the Civil Rights Act of 1964 (45 U.S.C. 2000d through 2000d-4); Title IX of the Education Amendments of 1972 (20 U.S.C. 1681-1683); Age Discrimination Act of 1975 (42 U.S.C. 6101 et seq.)]

Recipients of Federal financial assistance from the Treasury are required to meet legal

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requirements relating to nondiscrimination and nondiscriminatory use of Federal funds. Those requirements include ensuring that entities receiving Federal financial assistance from the Treasury do not deny benefits or services, or otherwise discriminate on the basis of race, color, national origin (including limited English proficiency), disability, age, or sex (including sexual orientation and gender identity), in accordance with the following authorities: Title VI of the Civil Rights Act of 1964 (Title VI) Public Law 88-352, 42 U.S.C. 2000d-1 et seq., and the Department's implementing regulations, 31 CFR part 22; Section 504 of the Rehabilitation Act of 1973 (Section 504), Public Law 93-112, as amended by Public Law 93-516, 29 U.S.C. 794; Title IX of the Education Amendments of 1972 (Title IX), 20 U.S.C. 1681 et seq., and the Department's implementing regulations, 31 CFR part 28; Age Discrimination Act of 1975, Public Law 94-135, 42 U.S.C. 6101 et seq., and the Department implementing regulations at 31 CFR part 23. In order to carry out its enforcement responsibilities under Title VI of the Civil Rights Act, Treasury will collect and review information from recipients to ascertain their compliance with the applicable requirements before and after providing financial assistance. Treasury's implementing regulations, 31 CFR part 22, and the Department of Justice (DOJ) regulations, Coordination of Non-discrimination in Federally Assisted Programs, 28 CFR part 42, provide for the collection of data and information from recipients (see 28 CFR 42.406). Treasury may request that recipients submit data for post-award compliance reviews, including information such as a narrative describing their Title VI compliance status.

**Termination/Recovery of Funds**

Any funds received under this grant and expended in a manner that does not comply with the American Rescue Plan Act (Public Law 117-2) and the regulations and guidance promulgated thereunder the Uniform Guidance (2 CFR 200), Michigan state law and regulations, and/or the terms and conditions of this award, as applicable, shall be returned to the State of Michigan. Should any grant funds that are provided by the State of Michigan under this agreement found to be based on incomplete, inaccurate, nonqualifying, or fraudulent information, in whole or in part, all grant funds provided to the recipient shall be returned to the State of Michigan. Fiscal Recovery Funds provided by the State of Michigan must adhere to the US Department of Treasury's Interim Final Rule, and such other federal regulations and federal guidance as may be issued regarding use of funds, eligible expenditures and proper grant administration. In accordance with the [Uniform Guidance](#) (including but not limited to, sections §200.332 and §§200.339-200.343), the State of Michigan reserves the right to monitor the recipient and take such corrective action for noncompliance as it deems necessary and appropriate, including but not limited to, termination of the grant agreement and return of funds previously provided to the recipient. Any amounts subject to recovery must be repaid within 120 calendar days of receipt of any notice of recoupment.

**Protective Personally Identifiable Information (PII) and the Privacy Act**

In accordance with the Uniform Guidance (including but not limited to, sections §200.303 and §200.338) and the Privacy Act of 1974 (5 U.S.C. § 552a), the recipient is required to take reasonable measures to safeguard protected personally identifiable information and other information the US Department of Treasury or State of Michigan

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designates as sensitive or the recipient considers sensitive consistent with applicable Federal, State, local, and tribal laws regarding privacy and responsibility over confidentiality.

**Eligible Use of Funds**

Funds must be used for one of two NAF options for entry into NAF's academy network:

- Year of Planning Program (\$12,000)**
- Fast Track Program (\$3,500)**

**Period of Performance**

Grant applications will be reviewed monthly and eligible grantees will be awarded funds within 30 days of approval of funding.

All funds that have not been incurred within 60 days of award date or by **Sept. 30, 2023**, must be returned to the State of Michigan within 90 days by **December 30, 2023**.

**Reporting Requirements**

Your organization should appropriately maintain accounting records for compiling and reporting accurate, compliant financial data, in accordance with appropriate accounting standards and principles.

**Reporting Timeline**

Programs using SLFRF are required to report on a quarterly basis on expenditures and annually on programmatic data. Please note, sub-recipients will not be required to report to U.S. Treasury directly. As the primary recipient of Fiscal Recovery Funds, the State of Michigan will be required to submit the Quarterly Expenditure Report and the Recovery Plan Performance Report. However, to comply with federal reporting requirements, subrecipients of Fiscal Recovery Funds, will be required to submit certain information to State of Michigan reporting entities.

**Expenditure Reporting Requirements**

Once a grantee is approved for funding, documentation of a contract with NAF must be submitted to MDE through the grant application before the funds are released. Furthermore, the grantee will be expected to submit a receipt of payment from NAF to the MDE within 60 days of receiving the funds or risk recapture of funds.

The program lead will provide additional details on the specific requirements including a detailed reporting plan and template based on the reporting requirements specific to your program and the expenditure category.

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Programmatic Data Reporting

The program-specific reporting requirements are dependent on the expenditure categories aligned to the grant program.

The **Michigan Department of Education** has identified the following outcome measures outputs to best track the project’s tangible impacts:

- **Outcome measure:**  
Increase the number of pupils who are college- and career-ready after high school graduation in the critical-needs occupations in health care services.
- **Output(s):**  
Increased number of work-based learning health services academies hosted  
Increased number of pupils participating in work-based learning health services academies.

It is anticipated each grantee will be required to submit information on the number of academies opened, the number of students enrolled in each academy, and the number of students earning certifications or continuing their training in a post-secondary health care preparation program.

Quarterly Project and Expenditure Report Timeline

<b>Reporting Period</b>	<b>Report Due Date</b>
January 1, 2023 – March 31, 2023	April 30, 2023
April 1, 2023 – June 30, 2023	July 31, 2023
July 1, 2023 – September 30, 2023	October 31, 2023

Annual program impact report due date will be due December 31, 2023.

Project Contact Information

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## OMB Uniform Guidance for Non-federal Agencies Receiving These Funds

The U.S. Department of Treasury has indicated in the Coronavirus State and Local Fiscal Recovery Fund Frequently Asked Questions that are accessible at [U.S. Department of Treasury State and Local Fiscal Recovery Funds](https://home.treasury.gov/system/files/136/SLFRPFAQ.pdf), located at <https://home.treasury.gov/system/files/136/SLFRPFAQ.pdf>, that the SLFRF awards are generally subject to the requirements set forth in the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, 2 CFR Part 200 (the “Uniform Guidance”). All reimbursements requested under this program should be accounted for with supporting documentation. Eligible applicants should maintain documentation evidencing that the funds were expended in accordance with federal, state, and local regulations. In accordance with federal Uniform Guidance, funds received under this program shall be included on the eligible applicant’s Schedule of Expenditures of Federal Awards (SEFA) and included within the scope of the eligible applicant’s Single Audit.

The following is a summary of Uniform Guidance provisions that have been identified as significant. Applicants must review the [eCFR Uniform Guidance](https://www.ecfr.gov/cgi-bin/text-idx?SID=6214841a79953f26c5c230d72d6b70a1&tpl=/ecfrbrowse/Title02/2cfr200_main_02.tpl) at [https://www.ecfr.gov/cgi-bin/text-idx?SID=6214841a79953f26c5c230d72d6b70a1&tpl=/ecfrbrowse/Title02/2cfr200\\_main\\_02.tpl](https://www.ecfr.gov/cgi-bin/text-idx?SID=6214841a79953f26c5c230d72d6b70a1&tpl=/ecfrbrowse/Title02/2cfr200_main_02.tpl) for complete requirements.

### 2 CFR 35.9 Compliance with Applicable Laws

Subrecipients must comply with all other applicable Federal statutes, regulations, and Executive orders, and a recipient shall provide for compliance with the American Rescue Plan Act, this subpart, and any interpretive guidance by other parties in any agreements it enters into with other parties relating to these funds.

### 2 CFR 200.303 Internal Controls

The non-Federal entity must:

1. Establish and maintain effective internal control over the Federal award that provides reasonable assurance that the non-Federal entity is managing the Federal award in compliance with Federal statutes, regulations, and the terms and conditions of the federal award.
2. Comply with Federal statutes, regulations, and the terms and conditions of the Federal awards.
3. Evaluate and monitor the non-Federal entity's compliance with statutes, regulations, and the terms and conditions of Federal awards.
4. Take prompt action when instances of noncompliance are identified including noncompliance identified in audit findings.
5. Take reasonable measures to safeguard protected personally identifiable information.

### 2 CFR 200.501 – Audit Requirements

- (a) Audit required. A non-federal entity that expends \$750,000 or more during the non-Federal entity’s fiscal year in Federal awards must have a single or program-

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specific audit conducted for that year in accordance with the provisions of this part.