

Federal Grant  
Award

C-18-0410

<b>Sub-grantee:</b> Lancaster County	<b>Federal Grant Number:</b> 2017-WF-AX-0004	<b>Date of Award:</b> 04/10/2018	<b>CFDA #:</b> 16.588
<b>Sub-grant Number:</b> 17-VW-0709	<b>Department:</b> U.S. Department of Justice		
	<b>Federal Program</b> FY2017 Nebraska S.T.O.P. Violence Against Women Grant		
<b>Project Title:</b> A Coordinated Response to Reducing Violence Against Women in Lancaster County		<b>Grant Amount:</b>	
		Federal	\$ 240,235.00
		Match	\$ 102,202.00
		Total	\$ 342,437.00

Approved Budget for Project

CATEGORY	FEDERAL SHARE	MATCH SHARE	TOTAL PROJECT COST
Personnel	\$112,889.00	\$86,623.00	\$199,512.00
Consultants/Contracts	\$103,831.00	\$15,579.00	\$119,410.00
Travel	\$0.00	\$0.00	\$0.00
Supplies/Operating/Expenses	\$0.00	\$0.00	\$0.00
Equipment	\$0.00	\$0.00	\$0.00
Other	\$0.00	\$0.00	\$0.00
Indirect Cost	\$23,515.00	\$0.00	\$23,515.00
Total Amount	\$240,235.00	\$102,202.00	\$342,437.00
% Contribution	70%	30%	100%

This award is subject to the General and Fiscal Conditions established by the Nebraska Commission on Law Enforcement and Criminal Justice and to the Special Conditions enclosed with this award as indicated below.

The grant period will be from 06/01/2018 to 05/31/2019 except as authorized by the Commission. To be a valid grant, this Grant Award must be signed and returned to the Commission within 30 days of receipt.

The subgrantee hereby attests and affirms that the required cash match will be designated, appropriated, and expended for the project within the duration of the Grant Period.

This award is subject to special conditions (enclosed).

  
Signature of Executive Director or Representative


Darrell Fisher, Executive Director  
Typed Name and Title

27 June 2018  
Date

Signature of Authorized Official  
(Mayor, County Board Chairman, Chair of Non-profit Board etc.)

Todd Wiltgen, County Board Chair  
Typed Name and Title

Date

  
Signature of Project Director

Bob Moyer, Family Violence Council Director  
Typed Name and Title

7/6/2018  
Date

  
Signature of Financial Officer  
(County Treasurer, City Clerk, etc.)

Rhonda Ryan, Grants Coordinator  
Typed Name and Title

7-3-18  
Date

# Subgrant Special Conditions – S.T.O.P. VAWA

Form GA-3

Rev. 02/18

**Distribution:**  
Original to Nebraska  
Commission on Law  
Enforcement and  
Criminal Justice

<b>Subgrantee:</b> Lancaster County	<b>Subgrant Number:</b> 17-VW-0709
<b>CFDA 16.588</b> NE's FY 2017 STOP Formula Grant Program 2017-WF-AX-0004 Dept. of Justice, Office on Violence Against Women	<b>Subgrant Title:</b> A Coordinated Response to Reducing Violence Against Women in Lancaster County

This contract is subject to the standard conditions outlined in the applicable solicitation, grant application and the signed Certified Assurances. The subrecipient and any subawards agree to comply with the Uniform Administrative Requirements, Cost Principles, and Audit Requirements in 2 CFR Part 200, as adopted and supplemented by the Department of Justice (DOJ) in 2 CFR Part 2800 (together, the Part 200 Uniform Requirements), and the current edition of the DOJ Grants Financial Guides as posted on the OVW website to include any amendments made throughout the course of the grant period in addition to the Commission on Law Enforcement and Criminal Justice (Crime Commission) Guidelines and the following special conditions:

1. The subrecipient agrees to follow the applicable set of general terms and conditions which are available to <http://www.justice.gov/ovw/grantees>. These do not supersede any specific conditions in this award document.
2. **Audits** All audits will comply with the Single Audit Act of 1984, as amended. Audits for private non-profit agencies shall comply with 2 CFR Part 200 or the OMB Circular A-133.

Agencies and organizations receiving federal funds from various sources totaling \$750,000 or more during their Fiscal Year are required to have an annual 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 an annual audit. However, a complete agency audit complying with the Single Audit Act of 1984, as amended, is highly recommended once every three years for private non-profit agencies receiving funding from the Crime Commission.

**ONE Copy** of the audit that includes a **Letter of Findings** is **required** to be submitted to the Crime Commission, if they are not part of the audit.

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 for five (5) years from the date of the final fiscal report unless an audit is in progress or the findings of a completed audit have not been resolved satisfactorily.

3. **Acceptance of Grant Award and Special Conditions:**
  - a. **Grant Award** must be accepted; signed by the subrecipient's Authorized Official, the Project Point of Contact (director of the project) and the Fiscal Point of Contact; and, returned to the Crime Commission within thirty (30) days from the date the Grant Award is mailed to the subgrantee.
  - b. **Special Conditions** must be accepted, signed by the subrecipient's Authorized Official, the Agency Director, the Project Point of Contact (Agency Director and Project Point of Contact are often the same individual), and the Fiscal Point of Contact, and returned to the Crime Commission within thirty (30) days from the date the Special Conditions are mailed to the subgrantee.
  - c. The subrecipient agrees that they and all subawards under this award have a DUNS number and are registered with the System for Award Management (SAM) (or with a successor government-wide system officially designated by OMB and OVW).
  - d. Subrecipients receiving payments from the Crime Commission are required to receive payments via the Automated Clearing House (ACH) payment. New subrecipients must complete paperwork to sign up for ACH payment and can find the form at [http://das.nebraska.gov/accounting/forms\\_new.html](http://das.nebraska.gov/accounting/forms_new.html)

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4. Accounting Procedures/Practices:

- a. Subrecipients 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. See: [http://www.ecfr.gov/cgi-bin/text-idx?tpl=/ecfrbrowse/Ttitle02/2cfr200\\_main\\_02.tpl](http://www.ecfr.gov/cgi-bin/text-idx?tpl=/ecfrbrowse/Ttitle02/2cfr200_main_02.tpl) for further information regarding the standards of these requirements.
- b. Subrecipient 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.
- 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, 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.
- e. If at any time an impropriety is found in the accounting or use of any funds received by the subrecipient, the Crime Commission must be notified immediately and informed about how the agency will address the problem.
- f. Subrecipients will maintain time records that comply with the Office of Management and Budget (OMB) A-87 Circular 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 funded 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:  
[http://ojp.gov/financialguide/DOJ/pdfs/2015\\_DOJ\\_FinancialGuide.pdf](http://ojp.gov/financialguide/DOJ/pdfs/2015_DOJ_FinancialGuide.pdf)  
<https://ojp.gov/funding/Explore/SolicitationRequirements/MandatoryTermsConditions.htm>
- 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 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/2017%20Procurement%20Manual.pdf](http://das.nebraska.gov/materiel/purchase_bureau/docs/manuals/2017%20Procurement%20Manual.pdf)
- h. Program income earned by the subrecipient must be approved by the Crime Commission. Program income, as defined by 2 C.F.R. 200.80, 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 an award, subrecipient must seek approval from the Crime Commission prior to generating any program income. Any program income added to an award must be used to support activities that were approved in the budget and follow the conditions of the award agreement. Any approved program income must be reported to the Crime Commission so that the income can be reflected on the Crime Commission's 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 subrecipient must receive approval prior to the end of the project period in order to avoid possible audit findings for both the Crime Commission and the subrecipient.
- i. Subrecipient agrees that if they receive any funding that is duplicative of funding received under this award, they will notify the Crime Commission immediately to eliminate any duplication. Further, the subrecipient agrees and understands that any duplicative funding that cannot be re-programmed to support non-duplicative activities within the program's statutory scope must be deobligated and returned to the Crime Commission.

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5. Reporting Requirements:

- a. **Grant Activity Summary Reports** are required **quarterly**. Reports are due by the last working day of the month for each quarter during the grant period.
- b. **Cash Report/Cash Requests** are required **quarterly**. Reports are due by the last working day of the month following the end of each quarter. Grant payments are on a reimbursement basis. Reimbursement cannot be made until financial documentation from the subrecipient has been approved by the Crime Commission. The final Cash Report reflecting the total grant expenditures and amount reimbursed is due no later than 45 days from the end of the grant period.
- c. To assure that expenditures are proper and in accordance with the terms and conditions of the award and approved project budget, Cash Reports/Cash Requests under this award must be signed by an official who is authorized to legally bind the entity and 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. 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 others (U.S. Code, Title 18, Section 1001 and Title 231, Sections 3729-3730 and 3801-3812).
- d. **Regardless of the start date of the grant project**, quarterly reports are due for normal quarters as listed.
  - Jan. – March (due last working day of April)
  - April – June (due last working day of July)
  - July – Sept. (due last working day of Oct.)
  - Oct. – Dec. (due last working day of Jan.)
- e. Subrecipients that are non-profits must certify their non-profit status.
- f. All non-profit subrecipients are required to make their financial statements available online (either on the subrecipient's website or another publically available website). Subrecipient organizations that have federal 501(c)(3) tax status will be considered as in compliance with this requirement, to the extent that such organization files IRS Form 990 or equivalent, as several sources already provide searchable online databases of such financial statements.
- g. Under the Government Performance and Results Act, VAWA 2000 and subsequent legislation, subrecipients are required to collect and maintain data that measure the effectiveness of their grant-funded activities. Accordingly, the subrecipient agrees to submit electronic progress reports to the Crime Commission to include any requested information required from OVW.

6. Use of Federal Grant Funds:

- a. The subrecipient and any subawards must promptly refer to the DOJ OIG and the Crime Commission any credible evidence that a principal, employee, agent, subrecipient, contractor, subcontractor, or other person has – 1) submitted a claim for award funds 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 involving award funds. Potential fraud, waste, abuse or misconduct should be reported. In addition, the subrecipient must notify the Crime Commission. For more information on how to report go to:  
[http://www.justice.gov/sites/default/files/civil/legacy/2011/04/22/C-FRAUDS\\_FCA\\_Primer.pdf](http://www.justice.gov/sites/default/files/civil/legacy/2011/04/22/C-FRAUDS_FCA_Primer.pdf)
- b. Federal grant funds will not be used to supplant State, local or any other funds that would otherwise be available. The agency's budget cannot decrease as a result of grant dollars. If an existing employee is assigned to this project and their salary is paid with grant funds, his or her position must be backfilled. The agency's personnel cannot decrease as a result of this grant project.
- c. No State/Federal grant funds shall be used for costs existing prior to or after the grant period.
- d. 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.

\_\_\_\_\_ initials of Authorized Official



- e. Federal funds cannot be used for lobbying. If matching funds are used for lobbying, a disclosure report shall be submitted to the Crime Commission.

Restrictions on “lobbying” and policy development:

In general, as a matter of federal law, federal funds may not be used by any subrecipient or subawardee, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government, in order to avoid violation of 18 U.S.C. 1913. However, federal funds may be used to collaborate with and provide information to federal, state, local, tribal and territorial public officials and agencies to develop and implement policies and develop and promote state, local, or tribal legislation or model codes designed to reduce or eliminate domestic violence, dating violence, sexual assault, and stalking when such collaboration and provision of information is consistent with the activities otherwise authorized under this grant program.

Another federal law generally prohibits federal funds awarded by OVW from being used by subrecipients or subawardees to pay any person to influence (or attempt to influence) a federal agency, a Member of Congress, or Congress with respect to 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, OVW is to be contacted for guidance, and no action taken without the expressed prior written approval from OVW.

- f. No other Federal funds shall be used to meet the match requirement.
- g. No Federal funds will be used for land acquisition.
- h. No Federal funds are to be used for entertainment, fines and penalties, Visa fees, passport charges, bar charges/alcoholic beverages, or membership fees.
- i. Crime Commission funding cannot be placed in interest bearing accounts by private non-profit agencies.
- j. Subrecipient and any subawardees 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 pertinent DOJ definition of conferences and rules applicable to this award are available at: <http://www.justice.gov/ovw/grantees>

7. Nondiscrimination/Civil Rights:

- a. Applicable nondiscrimination statutes Executive Order 13,559, amending Executive Order 13,279; Title II of the Americans with Disabilities Act (ADA) of 1990, as amended; and the Violence Against Women’s Act of 1994, as amended.
- b. Federal laws that apply to recipients of financial assistance from Department of Justice prohibit discrimination on the basis of race, color, national origin, religion, sex or disability in funded programs or activities, not only in employment but also in the delivery of services or benefits. Federal law also prohibits discriminating on the basis of age in the delivery of services or benefits.
- c. Subrecipient understands and acknowledges that by accepting OVW grant funds it is prohibited from excluding, denying benefits to, or discriminating against any person on the basis of actual or perceived race, color, religion, national origin, sex, gender identity, sexual orientation or disability in any program or activity funded in whole or in part by OVW.

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- d. Subrecipient agrees to notify employees and clients, customers, and program participants of prohibited discrimination and the procedures for filing a complaint of discrimination. The subrecipient 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.
- e. Subrecipient understands and agrees that award funds 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 of the parents or legal guardians of such students.
- f. The subrecipient assures it and all its contractors will comply with all applicable nondiscrimination requirements as set forth by federal and state laws. No person shall be excluded from participation in, denied the benefits of, subjected to discrimination under, or be denied employment in connection with any activities receiving funds under the Act on the basis of race, color, religion, age, sex, national origin or handicap.
- g. Subrecipient acknowledges that failure to submit an acceptable equal employment opportunity program (EEO) that is approved by the Office for Civil Rights, is a violation of its Certified Assurances and may result in suspension or termination of funding, until such time as the subrecipient is in compliance. If subrecipient is required to submit an EEO pursuant to 28 C.F.R. Section 42.302 et seq it will be submitted electronically to the OCR, and that it will electronically submit a certification to the OCR indicating that it has a current EEO on file which meets the requirements therein or that it is exempt for the EEO requirement.
- h. In the event a federal or state court or administrative agency makes a finding of discrimination after a due process hearing the subrecipient of funds will forward a copy of the finding to the Office of Civil Rights Compliance of the Office of Justice Programs in Washington, D.C. Additionally, a copy of the findings is to be sent to the Crime Commission.
- i. Subrecipients, whose projects, personnel or subawards become involved in any litigation, whether civil or criminal, shall immediately notify the Crime Commission and forward a copy of any demand notices, lawsuits, or indictments to the Commission.
- j. Subrecipient must comply with the Department of Justice Guidance pertaining to Title VI of the Civil Rights Act of 1964, 42 U.S.C. § 2000d. Subrecipients receiving Federal financial assistance must take reasonable steps to provide meaningful access to their programs and activities for persons with limited English proficiency (LEP). Information on the civil right responsibilities, see <http://www.lep.gov>.
- k. Partnerships with Faith-Based and Other Neighborhood Organizations: Subrecipient and any subawardees must comply with all applicable requirements of 28 CFR Part 38, specially including any applicable requirements regarding written notice to program beneficiaries and prospective program beneficiaries. Part 38 of 28 C.F.R., a DOJ regulation, was amended effective May 4, 2016. 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 subrecipient organizations that engage in or conduct explicitly religious activities, as well as rules and requirements that pertain to subrecipients that are faith-based or religious organizations.  
  
Faith-based organizations should note that the Omnibus Crime Control and Safe Streets Act of 1968, as amended, 34 U.S.C. §§10228(c) and 10221(a) and the Violence Against Women Act of 1994, as amended, 34 U.S.C. § 12291(b)(13) contain prohibitions against discrimination on the basis of religion in employment.
- l. Subrecipient should be mindful that the misuse of arrest or conviction records to screen either applicants for employment or employees for retention or promotion may have a disparate impact based on race or national origin, resulting in unlawful employment discrimination. Subrecipients should consult local counsel in reviewing employment practices and if warranted, an analysis of the use of arrest and conviction records should be incorporated into the subrecipient's Equal Employment Opportunity Plan. More information on Arrest and Conviction Records in Employment Decisions under Title VII of the Civil Rights Act of 1964 (June 2013), is available at [http://ojp.gov/about/ocr/pdfs/UseofConviction\\_Advisory.pdf](http://ojp.gov/about/ocr/pdfs/UseofConviction_Advisory.pdf).
- m. Subrecipient 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

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for the employee's disclosure of information related to gross mismanagement of a federal grant, a gross waste of federal funds, an 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 subrecipient 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.

- n. The subrecipient and any subawardees 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."

8. Restrictions and certifications regarding non-disclosure agreements and related matters

No subrecipient or subaward 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 to contravene requirements applicable to any form issued by a federal department or agency governing the nondisclosure of classified information.

Under this award if the subrecipient does or is authorized to make subawards or contracts –

- a. it represents that –
    - 1) it has determined that no other entity that the recipient's application proposes may or will receive award funds (whether through a subaward, contract, or subcontract) either requires or 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
    - 2) it has made appropriate inquiry, or otherwise has an adequate factual basis, to support this representation; 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 agency making this award, and will resume (or permit resumption of) such obligations only if expressly authorized to do so by that agency.
9. Requirements pertaining to prohibited conduct related to trafficking in persons (including reporting requirements and authority to terminate award).

Subrecipient and any subgrantees, 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 the subrecipient or subgrantee, or individuals defined (for purposes of this condition) as "employees" of the subrecipient or of any subgrantee.

The details of the subrecipient's obligation related to prohibited conduct related to trafficking in persons are posted on the OVW website at <https://www.justice.gov/ovw/grantees> (Award condition: Prohibited conduct by subrecipients related to trafficking in persons, and are incorporated by reference here.)

10. Compliance with general appropriations-law restrictions on the use of federal funds (FY 2016)

Subrecipient and any subgrantees, 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, 2016, are set out at <https://www.justice.gov/ovw/grantees>, and are incorporated by reference here.

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

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11. The subrecipient agrees to attend Grant Management Training sponsored by the Crime Commission, as indicated by the grant program.
12. Subrecipient agrees to comply with any additional requirements that may be imposed as a result of grant performance and that the misuse of award funds may result in a range of penalties, including suspension of current and future funds, recoupment of money provided under an award, and civil and/or criminal penalties.
13. The subrecipient understands and agrees that any training or training materials developed or delivered with funding provided under this award must adhere to the OVW Training Guiding Principles for Grantees and Subgrantees available at <http://www.ovw.usdoj.gov/grantees.html>
14. The subgrantee agrees that all materials and publications (written, visual, or sound) resulting from subgrant award activities shall contain the following statement: "This project was supported by subgrant No. \_\_\_\_\_ awarded by the state administering office for the STOP Formula Grant Program (Nebraska Crime Commission). The opinions, findings, conclusions and recommendations expressed in this publication/program/exhibition are those of the author(s) and do not necessarily reflect the views of the Commission or the US Department of Justice, Office on Violence Against Women. A copy of any such material or publication is to be submitted to the Crime Commission.
15. If at any time during the grant period the subgrantee, 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.
16. All agencies who are participants in the awarded project shall establish and maintain a drug free work-place policy.
17. Pursuant to 2 CFR §200.315(b), the Office on Violence Against Women reserves a royalty-free, nonexclusive, and irrevocable license to reproduce, publish or otherwise use, and to authorize others to use, in whole or in part (including in the creation of derivative works), for Federal Government purposes:
  - a) Any work that is subject to copyright and was developed under this award, subaward, contract or subcontract pursuant to this award: and
  - b) Any work that is subject to copyright for which ownership was purchased by a subrecipient, subaward or a contractor with support under this award.

Subrecipient must obtain advance written approval from the Crime Commission, and must comply with all conditions specified by the Crime Commission in connection with that approval before: 1) using award funds to purchase ownership of, or a license to use, a copyrighted work; or 2) incorporating any copyrighted work, or portion thereof, into a new work developed under this award.

It is the responsibility of the subrecipient to ensure that this condition is included in any subaward, contract or subcontract under this award.

18. The subrecipient understand and agrees that – (a) No award funds may be used to maintain or establish a computer network unless such network blocks the viewing, downloading and exchanging of pornography, and (b) Nothing in subsection (a) 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 or adjudication activities.
19. The subrecipient agrees to comply with the provisions of 42 U.S.C. 13925(b)(2), nondisclosure of confidential or private information, which includes creating and maintaining documentation of compliance, such as policies and procedure for release of victim information. Subgrantees not covered under federal or state statute must have written confidentiality policies in place that prohibit the disclosure of a victim's name, address, telephone number, or any other identifying information without the prior voluntary written consent of the victim. This written consent must be reasonably time-limited.
20. 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 Nebraska Crime Commission.
21. Pursuant to Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," 74 Fed. Reg. 51225 (October 1, 2009), the subrecipient is encouraged to adopt and enforce polices banning employees from text messaging while driving any vehicle during the course of performing work founded by this grant, and to establish

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workplace safety polices and conduct education, awareness, and other outreach to decrease crashes caused by distracted drivers.

22. Subrecipients funded for \$25,000 or more and, in certain circumstances, agree to comply with applicable requirements to report the names and total compensation of the five most highly compensated executives of the subrecipient. Such data will be submitted to the Federal Funding Accountability and Transparency Act of 2006 (FFATA), Subaward Reporting System (FSRS). The details of the Crime Commission obligations, which derive from the FFATA, are posted on the Office of Justice Programs web site at <http://www.ovw.usdoj.gov/docs/ffata-award-term.pdf> (Award Condition: Reporting Subawards and Executive Compensation), and are incorporated by reference here.
23. The subrecipient agrees to comply with all relevant statutory and regulatory requirements which may include, among other relevant authorities, the Violence Against Women Act of 1994, as amended 34 U.S.C. § 12291(b)(13), and the Violence Against Women Act of 2000, P.L. 106-386, the Omnibus Crime Control and Safe Streets Act of 1968, 34 U.S.C. §§ 10228(c) & 10221(a), the Violence Against Women and Department of Justice Reauthorization Act of 2005, P.L. 109-162, the Violence Against Women Reauthorization Act of 2013, P.L. 113-4, and OVW's implementing regulations at 28 CFR Part 90.
24. The subrecipient understands and agrees that misuse of award funds may result in a range of penalties, including suspension of current and future funds, recoupment of money provided under and award, and civil and/or criminal penalties.
25. The subgrantee agrees that grant funds will not support activities that compromise victim safety and recovery, such as: procedures or policies that exclude victims from receiving safe shelter, advocacy services, counseling, and other assistance based on their actual or perceived sex, age, immigration status, race, religion, sexual orientation, gender identity, mental health condition, physical health condition, criminal record, work in the sex industry, or the age and/or sex of their children; pre-trial diversion programs not approved by OVW or the placement of offenders in such programs; mediation, couples counseling, family counseling or any other manner of joint victim-offender counseling; mandatory counseling for victims, penalizing victims who refuse to testify, or promoting procedures that would require victims to seek legal sanctions against their abusers (e.g., see a protection order, file formal complaint); the placement of perpetrators in anger management programs; or any other activities outlined in the state solicitation under which funds are received.
26. The subgrantee agrees to participate in strategic planning efforts and/or other activities necessary for the development of the state's three year implementation plan as required by the STOP Violence Against Women Act Formula Grant Program.
27. The subrecipient agrees and understands that grant funds used for providing legal assistance must meet the following requirements: (1) any person providing grant funded legal assistance has (A) demonstrated expertise in providing legal assistance to victims of domestic violence, dating violence, sexual assault or stalking in the targeted population; or (B) (i) is partnered with an entity or person that has demonstrated expertise described in subparagraph (A): and (ii) has completed or will complete training in connection with domestic violence, stalking or sexual assault and related legal issues, including training on evidence-based risk factors for domestic and dating violence homicide; (2) any training program conducted in satisfaction of the requirement of paragraph (1) has been or will be developed with input from and in collaboration with a State, local, territorial or tribal domestic violence, dating violence, sexual assault or stalking victim service provider or coalition, as well as appropriate State, local, territorial and tribal law enforcement officials; (3) any person or organization providing legal assistance through this Program has informed and will continue to inform State, local, territorial or tribal domestic violence, dating violence, stalking or sexual assault programs and coalitions, as well as appropriate State and local law enforcement officials of their work; and (4) the subrecipient's organizational policies do not require mediation or counseling involving offenders and victims physically together, in, cases where sexual assault, dating violence, domestic violence, stalking or child sexual abuse is an issue.
28. The subgrantee agrees that grant funds will not be used to support the following:
  - a) Law enforcement equipment, including uniforms, safety vest, shields, weapons, bullets, and armory.
  - b) Chemical dependency or alcohol abuse programs that are not an integral part of a court-mandated batterer intervention program.
  - c) Development or presentation of a domestic violence, sexual assault, dating violence and/or stalking curriculum

\_\_\_\_\_ initials of Authorized Official

for primary or secondary schools. The subgrantee further agrees that grant funds will not be used to teach primary or secondary school students from an already existing curriculum.

- 29. Subrecipients agree that no more than the amount of grant funds designated for Prevention and Education can be used to conduct public awareness or community education campaigns or related activities to broadly address domestic violence, dating violence, sexual assault or stalking. Grant funds may be used without limit to support, inform and outreach to victims about available services.
- 30. The subgrantee agrees to comply with any additional requirements that may be imposed as a result of grant performance and that the misuse of award funds may result in a range of penalties, including suspension of current and future funds, recoupment of money provided under an award, and civil and/or criminal penalties.
- 31. Coordinated Response Team / Effort (CRT) requirements:
  - a) At a minimum, active participation of prosecution, law enforcement and victim service agencies. Attendance records should be maintained.
  - b) Operate from a written "criminal justice domestic violence improvement plan" which identifies gaps, needs and solutions in the local criminal justice system when addressing domestic violence cases and clearly states the role of each agency to insure domestic violence victims are provided coordinated assistance at each stage of the criminal justice system. CRT's funded by VAWA funds for 3 or more years need to develop and operate under a similar plan addressing sexual assault. At a minimum, these plans need to be updated every 3 years.
  - c) Ensure participants receive training on domestic violence, sexual assault, dating violence and stalking.
  - d) Develop and implement policy and procedure changes that improve the overall criminal justice response and are effective at achieving victim safety and offender accountability. Policies and Procedures are to be agreed upon by a consensus of the participating agencies. The agency for which policy and procedure changes are identified is to be responsible for their development, implementation and training. CRT agencies are to be trained on each agency's policies and procedures to increase coordinated efforts.
  - e) Have written confidentiality policies.

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

Signature of Authorized Official \_\_\_\_\_ Date \_\_\_\_\_

*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 or Executive Director of the Agency is NOT considered the authorized official for the signing of these Special Conditions.*

Signature of Agency Director *[Signature]* Date *7-3-18*

Signature of Project Point of Contact *[Signature]* Date *7/6/2018*

*Note: The Agency Director and Project Point of Contact are often the same individual. The Agency Director may be the Executive Director who is also identified on the grant application as the Project Point of Contact.*

Signature of Fiscal Point of Contact *[Signature]* Date *7-3-18*

\_\_\_\_\_ initials of Authorized Official



# NEBRASKA

Good Life. Great Service.

COMMISSION ON LAW ENFORCEMENT  
AND CRIMINAL JUSTICE



State of Nebraska Government

## GRANT AWARD PACKET – S.T.O.P. VAWA Grant Program

**Date:** 06/27/2018  
**To:** Sara Hoyle, Lancaster County Human Services Director  
**From:** Merry Wills, Federal Aid Administrator *MW*  
**Re:** Grant Award Packet #17-VW-0709

Attached are the Grant Award and Special Conditions approved by the Nebraska Crime Commission Grant Review Committee at its April 10, 2018 meeting. **Submit by mail signed originals or provide a PDF version of the signed documents by email to [merry.wills@nebraska.gov](mailto:merry.wills@nebraska.gov). These documents must be returned to the Crime Commission within 30 days of the date of this memo.** Signatures of the Authorized Official, Project Director, and Financial Officer are required on both documents, and the Authorize Official must initial each page of the Special Conditions. Retain the originals and or a copy of these legal documents for your records.

Please review the Special Conditions thoroughly as this document outlines subrecipient reporting requirements, due dates and other legal obligations associated with the acceptance and use of federal funds from the Crime Commission. For your assistance various grant forms (i.e., Subgrant Adjustment Request, Cash Reports/Request Form, and Grant Activity Summary), instructions and training videos are available on the Crime Commission website at [www.ncc.ne.gov](http://www.ncc.ne.gov).

All correspondence regarding this grant award including emails must identify the grant number listed above. Also, all project contact information must be on file at the Crime Commission and current at all times. Any updates or changes in the individuals identified as the Project Point of Contact, Project Coordinator, Fiscal Point of Contact or Authorized Official or their contact information (i.e., email address, phone #, etc.) must be submitted through a Subgrant Adjustment Request.

**As a subrecipient of federal funds your organization is required to have a completed EEOP Certification form submitted to the Federal Office of Civil Rights. A copy of this completed form must be provided to the Crime Commission within 30 days of the date of this memo.** The certification form and complete instructions are available on-line and can be found at <http://ojp.gov/about/ocr/pdfs/cert.pdf>. Per the instructions the completed certification should be emailed to [EEOPForms@usdoj.gov](mailto:EEOPForms@usdoj.gov). Please "cc" Merry Wills ([merry.wills@nebraska.gov](mailto:merry.wills@nebraska.gov)) on this email.

Questions about this award or the forms required should be directed to Merry Wills at (402) 471-3416 / [merry.wills@nebraska.gov](mailto:merry.wills@nebraska.gov).

Darrell Fisher, Executive Director

Nebraska Commission on Law Enforcement and Criminal Justice

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