

may be obtained from Dr. Earleen F. Elkins, Executive Secretary, National Deafness and Other Communication Disorders Advisory Council, National Institute on Deafness and Other Communication Disorders, National Institutes of Health, Executive Plaza South, Room 400C, Bethesda, Maryland 20892, 301-496-8693. A summary of the meetings and rosters of the members may also be obtained from her office. For individuals who plan to attend and need special assistance such as sign language interpretation or other reasonable accommodations, please contact Dr. Elkins at least two weeks prior to the meeting.

(Catalog of Federal Domestic Assistance Program No. 93.173 Biological Research Related to Deafness and Communication Disorders)

Dated: January 3, 1995.

Susan K. Feldman,

Committee Management Officer, NIH.

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Office of Community Services

[Program Announcement No. OCS 95-04]

Family Violence Prevention and Services Program

AGENCY: Office of Community Services, Administration for Children and Families, (ACF), Department of Health and Human Services.

ACTION: Notice of the availability of funding to States and Native American Tribes and Tribal organizations for family violence prevention and services.

SUMMARY: This announcement governs the proposed award of fiscal year (FY) 1995 formula grants under the Family Violence Prevention and Services Act to States (including Territories and Insular Areas) and Native American Tribes and Tribal organizations. The purpose of these grants is to assist in establishing, maintaining, and expanding programs and projects to prevent family violence and to provide immediate shelter and related assistance for victims of family violence and their dependents.

This announcement also specifies a new expenditure period for these funds and sets forth the application process and requirements for grants to be awarded for FY 1996 through FY 2000.

CLOSING DATES FOR APPLICATIONS: Applications for FY 1995 family violence grant awards meeting the criteria specified in this announcement must be received at the address specified below by March 13, 1995.

Grant applications for FY 1996 through FY 2000 should be received at the address specified below by November 15 of each following fiscal year.

ADDRESSES: Applications should be sent to: Office of Community Services, Administration for Children and Families, Attn: William D. Riley, 5th Floor, West Wing, 370 L'Enfant Promenade, SW., Washington, DC 20447.

FOR FURTHER INFORMATION CONTACT: William D. Riley (202) 401-5529 or Al M. Britt (202) 401-5453.

SUPPLEMENTARY INFORMATION:

Introduction

This notice for family violence prevention and services grants to States and Indian tribes serves two purposes. The first is to confirm a Federal commitment to reducing family and intimate violence and to urge States, localities, cities, and the private sector to become involved in State and local planning efforts leading to the development of a more comprehensive and integrated service delivery approach (Part I). The second purpose is to provide information on application requirements for FY 1995 grants to States and Indian tribes. These funds will support prevention activities, shelters, and related services for battered women and their children (Part II).

Part I. Reducing Family and Intimate Violence Through Coordinated Prevention and Services Strategies

A. The Importance of Coordination of Services

A person facing family or intimate violence may need more than immediate medical care and shelter. Assured protection and effective support are essential to end ongoing abuse.

The effects of domestic violence may manifest themselves in varying forms, including: substance abuse, hopelessness, arrest, felony charges, mental health concerns, injuries, lost time at work, child abuse, and welfare dependence. When programs that seek to address these issues operate independently of each other, a fragmented, and consequently less effective, service delivery and prevention system may be the result. Coordination and collaboration among the police, prosecutors, the courts, victim services providers, child welfare and family preservation services, and medical and mental health service providers is needed to provide more responsive and effective services to victims of domestic violence and their

families. It is essential that all interested parties are involved in the design and improvement of protection and services activities.

To help bring about a more effective response to the problem of intimate violence, the Department of Health and Human Services (HHS) urges State agencies and Indian tribes receiving funds under this grant announcement to coordinate activities funded under this grant with other new and existing resources for family and intimate violence and related issues.

B. Coordination of Efforts

1. Federal Coordination

In the fall of 1993, a Federal Interdepartmental Work Group (including the Departments of Health and Human Services, Justice, Education, Housing and Urban Development, Labor, and Agriculture) began working together to study cross-cutting issues related to violence, and to make recommendations for action in areas such as youth development, schools, juvenile justice, family violence, sexual assault, firearms, and the media. The recommendations formed a framework for ongoing policy development and coordination within and among the agencies involved.

The interdepartmental working group also initiated a "Cities Project" (now known as PACT, Pulling America's Communities Together) to help coordinate Federal assistance to four geographic areas (Denver; Atlanta; Washington, DC; and the State of Nebraska) as they develop comprehensive plans for violence prevention and control.

Based on these coordination efforts, a new interdepartmental strategy was developed for implementing the programs and activities recently enacted in the Violent Crime Control and Law Enforcement Act of 1994 (Crime Bill). A Steering Committee on Violence Against Women is coordinating activities among family violence-related programs and across agencies and departments.

2. Opportunities for Coordination at the State and Local Level

The major domestic violence prevention activities funded by the Federal government focus on law enforcement and justice system strategies; victim protection and assistance services; and prevention activities, including public awareness and education. Federal programs also serve related needs, such as housing, family preservation and child welfare services, substance abuse treatment, and job training.

We want to call to your attention two major programs, recently enacted by Congress, that provide new funds to expand services and which require the involvement of State agencies, Indian tribes, State Domestic Violence Coalitions, and others interested in prevention and services for victims of domestic violence. These programs are: Law Enforcement and Prosecution Grants to Reduce Violent Crimes Against Women, administered by the Department of Justice, and the Family Preservation and Support Services program, administered by DHHS. Both programs (described in detail below) require State agencies and Indian tribes administering them to conduct an inclusive, broad-based, comprehensive planning process at the State and community level.

We urge States and Indian tribes to participate in these service planning and decision-making processes; we believe the expertise and perspective of the family violence prevention and services field will be invaluable as decisions are made on how best to use these funds and design service delivery improvements.

(a) *Law Enforcement and Prosecution Grants to Reduce Violent Crimes Against Women (DoJ)*. The Violence Against Women Act (VAWA), provides an opportunity to respond to violence against women in a comprehensive manner. It emphasizes the development of Federal, State and local partnerships to assure that offenders are prosecuted to the fullest extent of the law, that crime victims receive the services they need and the dignity they deserve, and that all parts of the criminal justice system have training and funds to respond effectively to both offenders and crime victims.

The Department of Justice is implementing a new formula grant program, which makes available \$26 million to States in FY 1995, to develop and strengthen effective law enforcement and prosecution strategies. A smaller amount of discretionary dollars are also available for grants to Indian tribes. At least 25 percent of State grant funds must be dedicated to strengthening victim services.

Of particular importance are the law enforcement and prosecution strategies that must be coordinated with strong victim services activities. This grant program, will require the development of a coordinated, comprehensive approach to bring about changes in the way the justice system responds to domestic violence and sexual assault. Such a coordinated approach will require a partnership and collaboration among the police, prosecutors, the

courts, shelter and victim service providers, and medical and mental health professionals.

In order to be eligible for funds, States must develop a plan for implementation. As a part of the planning process, they must consult with nonprofit, nongovernmental victims' services programs including sexual assault and domestic violence victim services programs. DOJ expects that States will draw into the planning process the experience of existing family violence task forces and coordinating councils such as the State Domestic Violence Coalitions.

(b) *Family Preservation and Family Support Services Program (DHHS)*. In August 1993, Congress created a new program entitled "Family Preservation and Support Services" (Title IV-B of the Social Security Act).

Family preservation services include intensive services assisting families at-risk or in crisis, particularly in cases where children are at risk of being placed out of the home. Victims of family violence and their dependents are considered at-risk or in crisis.

Family support services include community-based preventive activities designed to strengthen parents' ability to create safe, stable, and nurturing home environments that promote healthy child development. These services also include assistance to parents themselves through home visiting and activities such as drop-in center programs and parent support groups.

In FY 1994, 100 percent Federal funds were available to State child welfare agencies and Indian Tribes to develop a comprehensive five-year Child and Family Services Plan for FYs 1995-1999 (due by June 30, 1995).

To develop the service plans, most States currently are in the process of consulting with a wide range of public agencies and nonprofit private and community-based organizations that have expertise in administering services for children and families, including those with experience and expertise in family violence.

Part II. Family Violence Prevention and Services Grant Requirements

This section includes application requirements for family violence prevention and services grants for States and Indian Tribes, and is organized as follows:

Part II—Application Requirements

- A. Legislative Authority
- B. Definitions
- C. Eligibility: States
- D. Eligibility: Indian Tribes and Tribal organizations

- E. Funds Available
- F. Requirements for Fiscal Years 1996-2000
- G. Expenditure Periods
- H. Reporting Requirements
- I. State Application Requirements
- J. Indian Tribes and tribal Organization Application Requirements
- K. Executive Order 12372
- L. Paperwork Reduction Act
- M. Certifications

A. Legislative Authority

Title III of the Child Abuse Amendments of 1984 (Pub. L. 98-457, 42 U.S.C. 10401 *et seq.*) is entitled the "Family Violence Prevention and Services Act" (the Act). The Act was first implemented in FY 1986, was reauthorized and amended in 1992 by Pub. L. 102-295, and was reauthorized and amended for fiscal years 1995 through 2000 by (Pub. L. 103-322, the Violent Crime Control and Law Enforcement Act of 1994 (the Crime Bill), signed into law on September 13, 1994.

The purpose of this legislation is to assist States in supporting the establishment, maintenance, and expansion of programs and projects to prevent incidents of family violence and provide immediate shelter and related assistance for victims of family violence and their dependents.

Both State and Native American Tribal grantees are required to use not less than 70 percent of the distributed funds for the purpose of providing immediate shelter and related assistance; not less than 25 percent of the distributed funds are to be used for the purpose of providing related assistance as defined in section 309(5)(A) of the Act.

B. Background

During FY 1994, 132 family violence prevention grants were made to States, Territories, and Native American Tribes; the Department also made 52 family violence prevention grant awards to nonprofit State domestic violence coalitions.

In addition, the Department has established the National Resource Center for Domestic Violence (NRC) and three Special Issue Resource Centers (SIRCs). The SIRCs are the Battered Women's Justice Project; the Resource Center on Child Custody and Protection; and the Health Resource Center on Domestic Violence. The purpose of the NRC and the SIRCs is to provide resource information, training, and technical assistance to Federal, State, and Native American agencies, local domestic violence prevention programs, and other professionals who provide services to victims of domestic violence.

C. Definitions

As used in this program, the following definitions are found in section 309 of the Act. The Crime Bill amendments added the phrase "or other supportive services" to the definition of related assistance in 3(b) below.

(1) Family Violence: Any act or threatened act of violence, including any forceful detention of an individual, which (a) results or threatens to result in physical injury and (b) is committed by a person against another individual (including an elderly person) to whom such person is or was related by blood or marriage or otherwise legally related or with whom such person is or was lawfully residing.

(2) Shelter: The provision of temporary refuge and related assistance in compliance with applicable State law and regulation governing the provision, on a regular basis, which includes shelter, safe homes, meals, and related assistance to victims of family violence and their dependents.

(3) Related assistance: The provision of direct assistance to victims of family violence and their dependents for the purpose of preventing further violence, helping such victims to gain access to civil and criminal courts and other community services, facilitating the efforts of such victims to make decisions concerning their lives in the interest of safety, and assisting such victims in healing from the effects of the violence. Related assistance includes:

(a) outreach and prevention, services for victims and their children, such as employment training, parenting and other educational services for victims and their children, preventive health services within domestic violence programs (including nutrition, disease prevention, exercise, and prevention of substance abuse), domestic violence prevention programs for school age children, family violence public awareness campaigns, and violence prevention counseling services to abusers;

(b) counseling with respect to family violence, counseling or other supportive services by peers individually or in groups, and referral to community social services;

(c) transportation, technical assistance with respect to obtaining financial assistance under Federal and State programs, and referrals for appropriate health-care services (including alcohol and drug abuse treatment), but does not include reimbursement for any health-care services;

(d) legal advocacy to provide victims with information and assistance through the civil and criminal courts, and legal assistance; or

(e) children's counseling and support services, and child care services for children who are victims of family violence or the dependents of such victims.

D. Eligibility: States

"States" as defined in section 309(6) of the Act are eligible to apply for funds. The term "State" means each of the several States, the District of Columbia, the Commonwealth of Puerto Rico, Guam, American Samoa, the Virgin Islands, the Commonwealth of the Northern Mariana Islands, and the remaining eligible entity previously a part of the Trust Territory of the Pacific Islands—the Republic of Palau. In the past, Guam, the Virgin Islands, and the Commonwealth of the Northern Mariana Islands, have applied for funds as a part of their consolidated grant under the Social Services Block grant. These jurisdictions need not submit an application under this Program Announcement if they choose to have their allotment included in a consolidated grant.

E. Eligibility: Native American Tribes and Tribal Organizations

Native American Tribes and Tribal organizations are eligible for funding under this program if they meet the definition of such entities as found in sections (e) and (l), respectively, of section 4 of the Indian Self-Determination and Education Assistance Act and are able to demonstrate their capacity to carry out a family violence prevention and services program. The required capacity must be demonstrated in the application. Methods of demonstrating such capacity can include, but are not limited to, showing:

(1) The current operation of a shelter, safehouse, or family violence prevention program;

(2) The establishment of joint, collaborative, or service agreements with a local public agency or a private non-profit agency for the operation of family violence prevention activities or services; or

(3) The operation of social services programs as evidenced by receipt of "638" contracts with the Bureau of Indian Affairs (BIA); Title II Indian Child Welfare grants from the BIA; or Child Welfare Services grants under Title IV-B of the Social Security Act.

A list of currently eligible Native American Tribes and Tribal organizations is found at Appendix B of this Announcement. Any Native American Tribe or Tribal organization that believes it has met the eligibility criteria and should be included in the

list of eligible tribes should provide supportive documentation and a request for inclusion. The documentation and the request may be submitted concurrently with their grant application addressed to the contact person at the above address.

As in previous years, Native American Tribes may apply singularly or as a consortium. In addition, a non-profit private organization, approved by a Native American Tribe for the operation of a family violence shelter on a reservation, is eligible for funding. Any non-profit organization submitting an application must submit proof of its non-profit status in its application at time of submission. The non-profit agency can accomplish this by providing a copy of the applicants listing in the Internal Revenue's Service (IRS) most recent list of tax-exempt organizations described in Section 501(c)(3) of the IRS code, or by providing a copy of the currently valid IRS tax-exemption certificate, or by providing a copy of the articles of incorporation bearing the seal of the State in which the corporation or association is domiciled.

Because section 304(a) specifies a minimum base amount for State allocations, we have set a base amount for Native American Tribal allotments. Since FY 1986, we have found, in practice, that the establishment of such an allocation, based on population, has facilitated our efforts to make a fair and equitable distribution of limited grant funds.

Native American Tribes which meet the application requirements and whose reservation and surrounding Tribal Trust Lands population is less than 3,000 will receive a minimum of \$3,000; Tribes which meet the application requirements and whose reservation and surrounding Tribal Trust Lands population exceeds 3,000 will receive a minimum of \$8,000, except for the Navajo Tribe which will receive a minimum of \$24,000 because of its population. We have used these population figures to determine minimum funding levels since the beginning of the program.

In computing Native American Tribal allocations, we will use the latest available population figures from the Census Bureau. Where Census Bureau data are unavailable, we will use figures from the BIA Indian Population and Labor Force Report. If not all eligible Tribes apply, the available funds will be divided proportionally among the Native American Tribes which apply and meet the requirements.

F. Funds Available

The Secretary is required to make available not less than 80% of amounts appropriated for section 303 to make formula grants to States and not less than 10% of amounts appropriated for Section 303 to make formula grants to Native American Tribes, Tribal organizations, and non-profit private organizations approved by a Native American Tribe.

Family violence grants to the States, the District of Columbia, and the Commonwealth of Puerto Rico are based on population. Each grant shall be not less than 1% of the amounts appropriated for grants under section 303(a) or \$200,000, whichever is the lesser amount. State allocations are listed at the end of this announcement and have been computed based on the formula in section 304 of the Act.

For the purpose of this allotment, Guam, American Samoa, the Virgin Islands, the Northern Mariana Islands, and the Republic of Palau are not included in the definition of "States" and will each receive grants of not less than one-eighth of 1% percent of the amounts appropriated. On October 1, 1994, Palau became independent and a Compact of Free Association between the United States and Palau came into effect. This change in the political status of Palau has the following affect on the status of Palau's allocation:

In FY 95, Palau will receive 100% of its allocation. Beginning in FY 96, its share will be reduced as follows:

FY 96—not to exceed 75% of the total amount appropriated for such programs in FY 95;

FY 97—not to exceed 50% of the total amount appropriated for such programs in FY 95;

FY 98—not to exceed 25% of the total amount appropriated for such programs in FY 95;

Public Law 103-333, the FY 1995 Department of Health and Human Services Appropriations Act, made \$32,648,000 available for carrying out the Family Violence Prevention and Services Act. Of this amount \$2,500,000 will be allocated to State Domestic Violence Coalitions to coordinate services with local domestic violence programs and to encourage appropriate responses to domestic violence within the State. The distribution of funds for the State Domestic Violence Coalitions will be made in a separate announcement.

Of the remaining \$30,148,000, the Department will make \$24,118,400 available for grants to States and Territories, \$3,014,800 available for grants to Native American Tribes or Tribal organizations, and \$1,507,400

available to the National Resource Center and the Special Issue Resource Centers.

The balance of approximately \$1.5 million of FY 1995 family violence funds will be used to support technical assistance projects, research, and public education activities.

G. Requirements for FY 1995 and FYs 1996-2000

Additional application requirements for FY 1995 family violence prevention and services grants have been established pursuant to the passage of the Crime Bill on September 13, 1994. Sections I and J below explain the new requirements. States that have submitted applications for FY 95 in accordance with last year's requirements for a November 15 deadline will have to submit only additional information in response to a program instruction.

We strongly recommend that States and Native American Tribes and Tribal organizations keep a copy of this **Federal Register** notice for future reference. The requirements set forth in this announcement also will apply to State and Native American family violence program grants for FY 1996 through FY 2000. Information regarding any changes in available funds, State/Tribal allocations, administrative, and reporting requirements will be provided by program announcement in the **Federal Register** or program instruction.

There are authorized to be appropriated to carry out this title:

- (1) \$50,000,000 for fiscal year 1996;
- (2) \$60,000,000 for fiscal year 1997;
- (3) \$70,000,000 for fiscal year 1998;
- (4) \$72,500,000 for fiscal year 1999; and
- (5) \$72,500,000 for fiscal year 2000.

H. Expenditure Periods

The family violence prevention funds for FY 1995 through FY 2000 may be used for expenditures on and after October 1 of each fiscal year for which they are granted, and will be available for expenditure through September 30 of the following fiscal year, i. e., FY 1995 funds may be expended from October 1, 1994 thru September 30, 1996.

Reallotted funds are available for expenditure until the end of the fiscal year following the fiscal year that the funds became available for reallotment. FY 1995 grant funds which are made available to the States through reallotment, under section 304(d)(1), must be expended by the States no later than September 30, 1996.

I. Reporting Requirements.

The Crime Bill added a new reporting requirement for States in section 303(a)(4). It requires that upon completion of the activities specified in the State applications funded by a grant under this announcement, the State grantee shall file a performance report with the Department. The performance report shall describe the activities carried out and include an assessment of the effectiveness of those activities in achieving the purposes of the grant. A section of this performance report shall be completed by each grantee or subgrantee that performed the direct services contemplated in the State's application.

Performance reports are due on an annual basis beginning in FY 1995. The first performance report is due December 29, 1995. The Department shall suspend funding for an approved application if any applicant fails to submit an annual performance report or if the funds are expended for purposes other than those set forth under this announcement. Federal funds may be used only to supplement, not supplant, State funds.

All State and Native American Tribal grantees are reminded that annual program reports and annual Financial Status Reports (Standard Form 269) are due 90 days after the end of each Federal fiscal year. First reports are due on December 29, of each year. Final reports are due 90 days after the end of the expenditure period, i.e., December 29.

J. State Application Requirements

The Crime Bill added new application requirements in section 303(a)(2)(C) of the Act. Please note paragraph (2) below, requires additional documentation in the plan as to how the State will address the needs of the underserved populations, including populations that are underserved because of ethnic, racial, cultural, language diversity or geographic isolation. In paragraph (6) below, we are also requiring a description of the direct services contemplated, and in what manner and by whom the direct services will be delivered. This information will help us assess the performance data which will have to be submitted by grantees to section 303(a)(4) of the Act.

We have cited each requirement to the specific section of the law.

The Secretary will approve any application that meets the requirements of the Act and this announcement will not disapprove any such application except after reasonable notice of the Secretary's intention to disapprove has

been provided to the applicant and after a 6-month period providing an opportunity for the applicant to correct any deficiencies.

The notice of intention to disapprove will be provided to the applicant within 45 days of the date of the application.

All State Applications Must Meet the Following Requirements

The State's application must be signed by the Chief Executive of the State or the Chief Program Official designated as responsible for the administration of the Act.

All applications must contain the following information/documents:

(1) The name of the State agency, the name of the Chief Program Official designated as responsible for the administration of State programs and activities related to family violence carried out by the State under the Act and for coordination of related programs within the State, and the name of a contact person if different from the Chief Program Official (section 303(a)(2)(D)).

(2) A plan to address the needs of underserved populations, including populations underserved because of ethnic, racial, cultural, language diversity or geographic isolation (section 303(a)(2)(C)).

(3) A description of the process and procedures used to involve State domestic violence coalitions and other knowledgeable individuals and interested organizations to assure an equitable distribution of grants and grant funds within the State and between rural and urban areas in the State (sections 303(a)(2)(C) and 311(a)(5)).

(4) A description of the process and procedures implemented that allow for the participation of the State domestic violence coalitions in determining whether a grantee is in compliance with section 303(a)(2)(A) [i.e., is a local public agency or nonprofit private organization which has been provided grant funds for programs and projects to prevent incidents of family violence and to provide immediate shelter and related assistance (section 303(a)(3))].

(5) A copy of the procedures developed and implemented that assure the confidentiality of records pertaining to any individual provided family violence prevention or treatment services by any program assisted under Title III (section 303(a)(2)(E)).

(6) A detailed description of how the State plans to use the grant funds to provide the services, and through whom, to prevent incidents of family violence and to provide immediate shelter and related assistance to victims

of family violence and their dependents (section 303(a)(4)).

(7) A copy of the law or procedures that the State has implemented for the eviction of an abusive spouse from a shared household (section 303(a)(2)(F)).

All applications must contain the following assurances:

(1) That grant funds under the Act will be distributed to local public agencies and nonprofit private organizations (including religious and charitable organizations and voluntary associations) for programs and projects within the State to prevent incidents of family violence and to provide immediate shelter and related assistance for victims of family violence and their dependents in order to prevent future incidents (section 303(a)(2)(A)).

(2) That not less than 70 percent of the funds distributed shall be used for immediate shelter and related assistance to the victims of family violence and their dependents and not less than 25 percent of the funds distributed shall be used to provide related assistance (section 303(b)(3)(f)).

(3) That not more than 5 percent of the funds will be used for State administrative costs (section 303(a)(2)(B)(i)).

(4) That in distributing the funds, the States will give special emphasis to the support of community-based projects of demonstrated effectiveness carried out by non-profit private organizations, particularly those projects the primary purpose of which is to operate shelters for victims of family violence and their dependents and those which provide counseling, advocacy, and self-help services to victims and their children (section 303(a)(2)(B)(ii)).

(5) That grants funded by the State will meet the matching requirements in section 303(e), i.e., 20 percent of the total funds provided under this title in the first year, 35 percent in the second year, and 50 percent in the third and subsequent year(s); that, except in the case of a public entity, not less than 25 percent of the local matching share will be raised from private sources; that the local share will be cash or in-kind; and that the local share will not include any Federal funds provided under any authority other than this program (section 303(b)(3)(e)).

(6) That grant funds made available under this program by the State will not be used as direct payment to any victim or dependent of a victim of family violence (section 303(b)(3)(c)).

(7) That no income eligibility standard will be imposed on individuals receiving assistance or services supported with funds appropriated to carry out the Act (section 303(b)(3)(d)).

(8) That the address or location of any shelter-facility assisted under the Act will not be made public, except with written authorization of the person or persons responsible for the operation of such shelter (section 303(a)(2)(E)).

(9) That all grants made by the State under the Act will prohibit discrimination on the basis of age, handicap, sex, race, color, national origin or religion (section 307).

(10) That States will comply with applicable Departmental recordkeeping and reporting requirements and general requirements for the administration of grants under 45 CFR Parts 74 and 92.

K. Native American Tribe and Tribal Organization Application Requirements

We have cited each requirement to the specific section of the law.

The Secretary will approve any application that meets the requirements of the Act and this Announcement, and will not disapprove an application unless the Native American Tribe or Tribal organization has been given reasonable notice of the Department's intention to disapprove and an opportunity to correct any deficiencies (section 303(b)(2)).

All applications must meet the following requirement:

The application from the Native American Tribe, Tribal organization, or nonprofit private organization approved by an eligible Native American Tribe, must be signed by the Chief Executive Officer of the Native American Tribe or Tribal organization.

All applications must contain the following information/documents:

(1) The name of the organization or agency designated as responsible for programs and activities relating to family violence to be carried out by the Native American Tribe or Tribal organization and the name of a contact person in the designated organization or agency.

(2) A copy of a current resolution stating that the designated organization or agency has the authority to submit an application on behalf of the Native American individuals in the Tribe(s) and to administer programs and activities funded under this program (section 303(b)(2)).

(3) A description of the procedures designed to involve knowledgeable individuals and interested organizations in providing services under the Act (section 303(b)(2)). (For example, knowledgeable individuals and interested organizations may include: Tribal officials or social services staff involved in child abuse or family violence prevention, Tribal law enforcement officials, representatives of

State coalitions against domestic violence, and operators of family violence shelters and service programs).

(4) A description of the services contemplated and how the Native American Tribe or Tribal organization plans to use the grant funds to provide the direct services, and to whom the services will be provided, to prevent incidents of family violence and to provide immediate shelter and related assistance to victims of family violence and their dependents (section 303(a)(4)).

(5) Documentation of the procedures that assure the confidentiality of records pertaining to any individual provided family violence prevention or treatment services by any program assisted under Title III (section 303(a)(2)(E)).

Each application must contain the following assurances:

(1) That not less than 70 percent of the funds shall be used for immediate shelter and related assistance to the victims of family violence and their dependents and not less than 25% of the funds distributed shall be used to provide related assistance (section 303(b)(3)(f)).

(2) That grant funds made available under the Act will not be used as direct payment to any victim or dependent of a victim of family violence (section 303(b)(3)(c)).

(3) That no income eligibility standard will be imposed upon individuals receiving assistance or services supported with funds appropriated to carry out the Act (section 303(b)(3)(d)).

(4) That the address or location of any shelter-facility assisted under the Act will not be made public, except with written authorization of the person or persons responsible for the operation of such shelter (section 303(a)(2)(E)).

(5) That grantees receiving funds under this program will prohibit discrimination on the basis of age, handicap, sex, race, color, national origin, or religion (section 307).

(6) That grantees will comply with applicable Departmental recordkeeping and reporting requirements and general grant administration requirements in 45 CFR Parts 74 and 92.

Applications from Native American Tribes/Organizations Not Included in Appendix B:

Each application must contain documentation which supports the Tribe's/Organization's contention that it has the capacity to carry out a family violence prevention and services program (see section E. Eligibility).

L. Notification Under Executive Order 12372

For States, this program is covered under Executive Order 12372, "Intergovernmental Review of Federal Programs" for State plan consolidation and simplification only—45 CFR 100.12. The review and comment provisions of the Executive Order and Part 100 do not apply. Federally-recognized Native American Tribes are exempt from all provisions and requirements of E.O. 12372.

M. Paperwork Reduction Act

In accordance with the Paperwork Reduction Act of 1980 (Pub. L. 96-511), the application requirements contained in this notice have been approved by the Office of Management and Budget under control number 0980-0175.

N. Certifications

Applicants must comply with the required certifications found at Appendix C as follows:

- Anti-Lobbying Certification and Disclosure Form must be signed and submitted with the application. If applicable, a standard Form LLL, which discloses lobbying payments must be submitted. Native American Tribes or Tribal organizations which are exempt from the foregoing requirements should include with their applications a statement to that effect.

- Certification Regarding Drug-Free Workplace Requirements and the Certification Regarding Debarment: The signature on the application by the chief program official attests to the applicants intent to comply with the Drug-Free Workplace requirements and compliance with the Debarment Certification. The Drug-Free Workplace and Debarment certifications do not have to be returned with the application.

(Catalog of Federal Domestic Assistance number 93.671, Family Violence Prevention and Services)

Dated: January 3, 1995

Jacqueline G. Lemire,
Acting Director, Office of Community Services.

Appendix A—Family Violence and Prevention Services 1995 State And Territory Allotments

Total Appropriation Available: \$30,148,000.

Total Appropriated to States and Territories: \$24,118,400

Total Appropriated to Tribal Organizations: \$0

Annual Limitation by CAN for the Following CAN(s): 5G994707.

Grantee	
Alabama	\$351,758
Alaska	200,000
American Samoa	30,148
Arizona	330,671
Arkansas	203,645
California	2,622,120
Colorado	299,587
Connecticut	275,307
Delaware	200,000
District of Columbia	200,000
Florida	1,149,202
Georgia	581,112
Guam	30,148
Hawaii	200,000
Idaho	200,000
Illinois	982,690
Indiana	479,961
Iowa	236,410
Kansas	212,634
Kentucky	318,322
Louisiana	360,832
Maine	200,000
Maryland	417,120
Massachusetts	505,081
Michigan	796,267
Minnesota	379,483
Mississippi	222,044
Missouri	439,719
Montana	200,000
Nebraska	200,000
Nevada	200,000
New Hampshire	200,000
New Jersey	661,931
New Mexico	200,000
New York	1,528,769
North Carolina	583,464
North Dakota	200,000
Northern Mariana Islands	30,148
Ohio	931,779
Oklahoma	271,443
Oregon	254,724
Palau	30,148
Pennsylvania	1,011,506
Puerto Rico	300,763
Rhode Island	200,000
South Carolina	306,056
South Dakota	200,000
Tennessee	428,378
Texas	1,514,823
Utah	200,000
Vermont	200,000
Virgin Islands	30,148
Virginia	545,323
Washington	441,483
West Virginia	200,000
Wisconsin	423,253
Wyoming	200,000
Total	\$24,118,400

Appendix B—Native American Tribal Eligibility

Below is the list of Native American Tribes which are eligible for fiscal year 1995 Family Violence Prevention and Services grants. Tribes are listed by BIA Area Office based on Census Bureau population data or, where that is not available, BIA data.

Tribes Under 3,000 Population*Eastern Area Office*

Houlton Band of Maliseet Indians of Maine
Indian Township Passamaquoddy
Reservation of Maine
Miccosukee Tribe of Indians of Florida
Narragansett Indian Tribe of Rhode Island
Penobscot Tribe of Maine
Pleasant Point Passamaquoddy Reservation
of Maine
Saint Regis Mohawk Tribe of New York
Seminole Tribe of Florida

Aberdeen Area Office

Cheyenne River Sioux Tribe of the Cheyenne
River Reservation, South Dakota
Crow Creek Sioux Tribe of the Crow Creek
Reservation, South Dakota
Devil's Lake Sioux Tribe of the Devil's Lake
Sioux Reservation, North Dakota
Lower Brule Sioux Tribe of the Lower Brule
Reservation, South Dakota
Yankton Sioux Tribe of South Dakota
Winnebago Reservation of Nebraska

Minneapolis Area Office

Grand Traverse Band of Ottawa and
Chippewa Indians of Michigan
Lac Vieux Desert Band of Chippewa Indians
Menominee Indian Tribe of Wisconsin
Michigan Inter-Tribal Council on behalf of:
Bay Mills Indian Community
Hannahville Indian Community
Keweenaw Bay Indian Community
Saginaw Chippewa Indian Tribe of Isabella
Reservation, Michigan
Sault Saint Marie Tribe of Chippewa Indians
of Michigan
Prairie Island Community of Minnesota
Forest County Potawatomi of Wisconsin
Lac du Flambeau Reservation of Wisconsin
Red Cliff Band of Lake Superior Chippewa
Indians of Wisconsin
Bad River Tribal Council, Wisconsin
Lower Sioux Tribe of Minnesota
Upper Sioux Tribe of Minnesota
Shakopee Community of Minnesota
Minnesota Chippewa:
Nett Lake Reservation (Bois Fort)
Fond du Lac Reservation
Grand Portage Reservation
Mille Lac Reservation
St. Croix Chippewa, Wisconsin

Anadarko Area Office

Apache Tribe of Oklahoma
Cheyenne-Arapaho Tribes of Oklahoma
Comanche Indian Tribe of Oklahoma
Four Tribes of Kansas
Iowa Tribe of Kansas and Nebraska
Kickapoo Tribe of Kansas
Sac and Fox Tribe of Kansas and Nebraska
Prairie Band of Potawatomi of Kansas
Absentee Shawnee Tribe of Oklahoma
Sac and Fox Tribe of Oklahoma
Pawnee Tribe of Oklahoma
Kiowa Indian Tribe of Oklahoma
Kickapoo Tribe of Oklahoma
Otoe-Missouria Tribes Oklahoma
Citizen Band of Potawatomi of Oklahoma
Fort Sill Apache Tribe of Oklahoma
Tonkawa Tribe of Oklahoma
Wichita Indian Tribe of Oklahoma

Billings Area Office

Chippewa-Cree Indians of the Rocky Boy's
Reservation, Montana
Fort Belknap Indian Tribe of Montana

Phoenix Area Office

Cocopah Tribe of Arizona
Colorado River Indian Tribes of the Colorado
River Indian Reservation, Arizona and
California
Duckwater Shoshone Tribe of the Duckwater
Reservation, Nevada
Elko Band Council
Ft. McDermitt Paiute and Shoshone Tribes of
the Ft. McDermitt Indian Reservation,
Nevada
Ft. McDowell Mohave-Apache Indian
Community, Arizona
Ft. Mojave Indian Tribe of Arizona
Hualapai Tribe of the Hualapai Reservation,
Arizona
Kaibab Band of the Paiute Indians of the
Kaibab Indian Reservation, Arizona
Las Vegas Tribe of the Paiute Indians of the
Las Vegas Indian Colony, Nevada
Moapa Band of Paiute Indians of the Moapa
River Indian Reservation, Nevada
Paiute Indian Tribe of Utah
Paiute-Shoshone Tribe of the Fallon
Reservation and Colony, Nevada
Pasqua Yaqui Tribe of Arizona
Pyramid Lake Paiute Tribe of the Pyramid
Lake Reservation, Nevada
Quechan Tribe of the Ft. Yuma Indian
Reservation, California
Reno-Sparks Indian Colony, Nevada
Salt River Pima-Maricopa Indian Community
of the Salt River Reservation, Arizona
Shoshone Paiute Tribes of the Duck Valley
Reservation, Nevada
Te-Moak Bands of the Western Shoshone
Indians, Nevada
Havasupai Tribe of Arizona
Ute Indian Tribe of the Unitah and Ouray
Reservation, Utah
Yavapai-Prescott Tribe, Arizona
Yavapai-Apache Indian Community of the
Camp Verde Reservation, Arizona
Yerington Paiute Tribe of the Yerington
Colony and Campbell Ranch, Nevada
Walker River Paiute Tribe of the Walker
River Reservation, Nevada
Washoe Tribe of Nevada and California

Albuquerque Area Office

Jicarilla Apache Tribe, New Mexico
Pueblo of Acoma, New Mexico
Pueblo of Isleta, New Mexico
Pueblo of Jemez, New Mexico
Pueblo of Picuris, New Mexico
Pueblo of San Felipe, New Mexico Pueblo of
San Juan, New Mexico
Pueblo of Santa Clara, New Mexico
Pueblo of Santo Domingo, New Mexico
Pueblo of Taos, New Mexico
Pueblo of Zia, New Mexico
Pueblo of San Ildefonso, New Mexico
Pueblo of Tesuque, New Mexico
Ramah Navajo Community
Southern Ute Indian Tribe of the Southern
Ute Indian Reservation, Colorado
Ute Mountain Tribe of the Ute Mountain
Reservation, Colorado, New Mexico and
Utah

Portland Area Office

Burns Paiute Indian Colony, Oregon

Confederated Tribes of the Siletz Reservation,
Oregon
Confederated Tribes of the Warm
Springs Reservation, Oregon
Confederated Tribes of the Grand Ronde
Oregon
Confederated Tribes of the Umatilla
Reservation, Oregon
Klamath Tribe
Hootenai Tribe of Idaho
Makah Tribe of Washington
Metlakatla Indian Community, Alaska
Muckleshoot Tribe of Washington
Nez Perce Tribe of Idaho
Nooksak Tribe of Washington
Nisqually Tribe of Washington
Puyallup Tribe of Washington
Quileute Tribe of Washington
Quinault Tribe of the Quinault Reservation,
Washington
Washington Sauk-Suiattle Tribe of
Washington
Skokomish Tribe of Washington
Squaxin Island Tribe of Washington
Stillquamish Tribe of Washington
Swinomish Tribe of Washington
Suquamish Tribe of Washington
Tulalip Tribes of Washington
Upper Skagit Indian Tribes of Washington

Juneau Area Office

Aleutian Pribiloff Islands, Alaska
Copper River Association, Alaska
Orutsaramuit Native Council, Alaska
Kawerak, Inc., Alaska
Ketchikan Indian Corporation, Alaska
Kenaitze Inc., Alaska
Kotzebue Native Association, Alaska
Kuskokwim Native Association, Alaska
Kodiak Native Association, Alaska
Northern Pacific Rim Association, Alaska
Sitka Community Association, Alaska
Tanana Indian Reorganization Act Council,
Tyonek, Alaska
United Crow Band, Alaska

Sacramento Area Office

Big Lagoon Rancheria, California
Cahuilla Band of Mission Indians
Coastal Indian Community of the Resighina
Rancheria
La Jolla Indian Band of Mission Indians
Jamul Indian Village
Morongo Band of Cahuilla Mission Indians
Soboba Band of Mission Indians
Trinidad Rancheria
Torres Martinez Band of Mission Indians

Tribes Over 3,000 Population*Eastern Area Office*

Eastern Band of Cherokee Indians of North
Carolina
Mississippi Band of Choctaw Indians,
Mississippi

Aberdeen Area Office

Oglala Sioux Tribe of the Pine Ridge
Reservation, South Dakota
Rosebud Sioux Tribe of the Rosebud Indian
Reservation, South Dakota
Standing Rock Sioux Tribe of the Standing
Rock Reservation, North and South Dakota
Sisseton-Wahpeton Sioux Tribe of the Lake
Traverse
Reservation, South Dakota
Three Affiliated Tribes of the Fort Berthold
Reservation, North Dakota

Turtle Mountain Band of Chippewa Indians, Turtle Mountain Indian Reservation North Dakota	Fort Apache Indian Reservation, Arizona	Association of Village Council Presidents, Alaska
<i>Billings Area Office</i>	<i>Navajo Area Office</i>	Central Council of the Tlingit and Haida Indians of Alaska
North Cheyenne Tribe of the	Navajo Tribe of Arizona, New Mexico and Utah	Tanana Chiefs Conference, Alaska
Northern Cheyenne Indian Reservation, Montana	<i>Albuquerque Area Office</i>	Sitka Community Association, Alaska
Shoshone-Arapaho Tribes of Wyoming (Wind River Reservation)	Pueblo of Laguna, New Mexico	Bristol Bay Native Association of Alaska
<i>Phoenix Area Office</i>	Zuni Tribe of the Zuni Reservation, New Mexico	Fairbanks Native Association, Alaska
Gila River Pima-Maricopa Indian Community of the	<i>Portland Area Office</i>	<i>Muskogee Area Office</i>
Gila River Reservation, Arizona	Confederated Salish and Kootenai Tribes of the Flathead Reservation, Montana	Cherokee Nation of Oklahoma
Hopi Tribe of Arizona	Confederated Tribes of the Colville Reservation, Washington	Choctaw Nation of Oklahoma
Papago Tribe of the Sells, Gila Bend, and San Xavier Reservations, Arizona	Lummi Nation of Washington	Muskogee Creek Nation of Oklahoma
San Carlos Apache Tribe of the	Shoshone Bannok Tribes of the Fort Hall Reservation, Idaho	<i>Minneapolis Area Office</i>
San Carlos Reservation, Arizona	Yakima Indian Nation, Washington	Minnesota Chippewa: Leech Lake Reservation
Tohono O'Odham Nation, Arizona	<i>Juneau Area Office</i>	White Earth Reservation
White Mountain Apache Tribe of the	Cook Inlet Corporation, Alaska	Oneida Tribe of Indians of Wisconsin

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APPENDIX C

U.S. Department of Health and Human Services
Certification Regarding Drug-Free Workplace Requirements
Grantees Other Than Individuals

By signing and/or submitting this application or grant agreement, the grantee is providing the certification set out below.

This certification is required by regulations implementing the Drug-Free Workplace Act of 1988, 45 CFR Part 76, Subpart F. The regulations, published in the May 25, 1990 Federal Register, require certification by grantees that they will maintain a drug-free workplace. The certification set out below is a material representation of fact upon which reliance will be placed when the Department of Health and Human Services (HHS) determines to award the grant. If it is later determined that the grantee knowingly rendered a false certification, or otherwise violates the requirements of the Drug-Free Workplace Act, HHS, in addition to any other remedies available to the Federal Government, may taken action authorized under the Drug-Free Workplace Act. False certification or violation of the certification shall be grounds for suspension of payments, suspension or termination of grants, or governmentwide suspension or debarment.

Workplaces under grants, for grantees other than individuals, need not be identified on the certification. If known, they may be identified in the grant application. If the grantee does not identify the workplaces at the time of application, or upon award, if there is no application, the grantee must keep the identity of the workplace(s) on file in its office and make the information available for Federal inspection. Failure to identify all known workplaces constitutes a violation of the grantee's drug-free workplace requirements.

Workplace identifications must include the actual address of buildings (or parts of buildings) or other sites where work under the grant takes place. Categorical descriptions may be used (e.g., all vehicles of a mass transit authority or State highway department while in operation, State employees in each local unemployment office, performers in concert halls or radio studios.)

If the workplace identified to HHS changes during the performance of the grant, the grantee shall inform the agency of the change(s), if it previously identified the workplaces in question (see above).

Definitions of terms in the Nonprocurement Suspension and Debarment common rule and Drug-Free Workplace common rule apply to this certification. Grantees' attention is called, in particular, to the following definitions from these rules:

"Controlled substance" means a controlled substance in Schedules I through V of the Controlled Substances Act (21 USC 812) and as further defined by regulation (21 CFR 1308.11 through 1308.15).

"Conviction" means a finding of guilt (including a plea of nolo contendere) or imposition of sentence, or both, by any judicial body charged with the responsibility to determine violations of the Federal or State criminal drug statutes;

"Criminal drug statute" means a Federal or non-Federal criminal statute involving the manufacture, distribution, dispensing, use, or possession of any controlled substance;

"Employee" means the employee of a grantee directly engaged in the performance of work under a grant, including: (i) All "direct charge" employees; (ii) all "indirect charge" employees unless their impact or involvement is insignificant to the performance of the grant; and, (iii) temporary personnel and consultants who are directly engaged in the performance of work under the grant and who are on the grantee's payroll. This definition does not include workers not on the payroll of the grantee (e.g., volunteers, even if used to meet a matching requirement; consultants or independent contractors not on the grantee's payroll; or employees of subrecipients or subcontractors in covered workplaces).

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

(a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;

(b) Establishing an ongoing drug-free awareness program to inform employees about:

(1) The dangers of drug abuse in the workplace; (2) The grantee's policy of maintaining a drug-free workplace; (3) Any available drug counseling, rehabilitation, and employee assistance programs; and, (4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;

(c) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (a);

(d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will:

(1) Abide by the terms of the statement; and, (2) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;

(e) Notifying the agency in writing, within ten calendar days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every grant officer or other designee on whose grant activity the convicted employee was working, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant;

(f) Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted:

(1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or, (2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;

(g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e) and (f).

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

Place of Performance (Street address, City, County, State, ZIP Code) _____

Check if there are workplaces on file that are not identified here.

Sections 76.630(c) and (d)(2) and 76.635(a)(1) and (b) provide that a Federal agency may designate a central receipt point for STATE-WIDE AND STATE AGENCY-WIDE certifications, and for notification of criminal drug convictions. For the Department of Health and Human Services, the central receipt point is: Division of Grants Management and Oversight, Office of Management and Acquisition, Department of Health and Human Services, Room 517-D, 200 Independence Avenue, S.W., Washington, D.C. 20201.

DGMO Form#2 Revised May 1990

Certification Regarding Debarment, Suspension, and Other Responsibility Matters—Primary Covered Transactions

By signing and submitting this proposal, the applicant, defined as the primary participant in accordance with 45 CFR Part 76, certifies to the best of its knowledge and belief that it and its principals:

(a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal Department or agency;

(b) Have not with a 3-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;

(c) Are not presently indicated or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (1) (b) of this certification; and

(d) Have not within a 3-year period preceding this application/proposal had one or more public transactions (Federal, State, or local) terminated for cause or default.

The inability of a person to provide the certification required above will not necessarily result in denial of participation in this covered transaction. If necessary, the prospective participant shall submit an explanation of why it cannot provide the certification. The certification or explanation will be considered in connection with the Department of Health and Human Services (HHS) determination whether to enter into this transaction. However, failure of the prospective primary participant to furnish a certification or an explanation shall disqualify such person from participation in this transaction.

The prospective primary participant agrees that by submitting this proposal, it will include the clause entitled "Certification Regarding Debarment, Suspension, Ineligibility, and Voluntary Exclusion—Lower Tier Covered Transaction." provided below without modification in all lower tier covered transactions.

Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion—Lower Tier Covered Transactions (To Be Supplied to Lower Tier Participants)

By signing and submitting this lower tier proposal, the prospective lower tier participant, as defined in 45 CFR Part 76, certifies to the best of its knowledge and belief that it and its principals:

(a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any federal department or agency.

(b) Where the prospective lower tier participant is unable to certify to any of the above, such prospective participant shall attach an explanation to this proposal.

The prospective lower tier participant further agrees by submitting this proposal that it will include this clause entitled "certification Regarding Debarment, Suspension Ineligibility, and Voluntary Exclusion—Lower Tier Covered Transactions." Without modification in all lower tier covered transactions and in all solicitations for lower tier covered transactions.

Certification Regarding Lobbying

Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan or cooperative agreement, the undersigned shall complete

and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

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

State for Loan Guarantee and Loan Insurance

The undersigned states, to the best of his or her knowledge and belief, that:

If any funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this commitment providing for the United States to insure or guarantee a loan, the undersigned shall complete and submit Standard Form-LLL "Disclosure Form to Report Lobbying," in accordance with its instructions.

Submission of this statement is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the require statement shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Signature

Title

Organization

Date

BILLING CODE 4184-01-P

