

## Assurances

The applicant hereby assures and certifies compliance with all federal statutes, regulations, policies, guidelines and requirements that govern the application, acceptance and use of federal funds for this federally-assisted project. The Uniform Administrative Requirements, Cost Principles, and Audit Requirements in 2 C.F.R. Part 200, as adopted and supplemented by the Department of Justice (DOJ) in 2 C.F.R. Part 2800 (the "Part 200 Uniform Requirements") may apply to this award from the Office of Justice Programs (OJP). The Grant Award Acceptance document will advise the recipient if these requirements apply by noting the 'Funding Stream' as 2016. If the requirements apply, the Part 200 Uniform Requirements, which were first adopted by DOJ on December 26, 2014, supersede, among other things, the provisions of 28 C.F.R. Parts 66 and 70, as well as those of 2 C.F.R. Parts 215, 220, 225, and 230.

If this award supplements funds previously awarded by OJP under the same award number, the Part 200 Uniform Requirements apply with respect to all award funds (whether derived from the initial award or a supplemental award) that are obligated on or after the acceptance date of this award.

Potential availability of grace period for procurements standards: Under the Part 200 Uniform Requirements, including information regarding the potentially-available grace period described above, see the Office of Justice Programs (OJP) website at <http://ojp.gov/funding/Part200UniformRequirements.htm>.

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

If the Part 200 Uniform Requirements DO NOT apply, the applicant hereby assures and certifies compliance with all federal statutes, regulations, policies, guidelines and requirements, including OMB Circulars No. A-21, A-110, A-122, A-128, A-87; E.O. 12372 and Uniform Administrative Requirements for Grants and Cooperative Agreements – 28 CFR, Part 66, Common Rule, that govern the application, acceptance and use of federal funds for this federally-assisted project.

Also, the applicant assures and certifies that it will:

1. Recognize that recipients and sub-recipients of federal grants have been awarded funds to carry out the goals and objectives identified in the grant. These funds are subject to certain regulations, oversight, and audit. In addition, the applicant acknowledges that grant recipients and sub-recipients are stewards of federal funds.
2. Possess the legal authority to apply for the grant, that a resolution, motion or similar acton has been duly adopted or passed as an official act of the applicant's governing body authorizing the filing of the application, including all understandings and assurances contained therein, and directing and authorizing the person identified as the official representative of the applicant to act in connection with the application and to provide such additional information as may be required.
3. Comply with requirements of the provisions of the Uniform Relocation Assistance and Real Property Acquisitions Act of 1970, as amended (42 U.S.C. § 4601 et seq.), which provides for

fair and equitable treatment of persons displaced as a result of federal and federally-assisted programs.

4. Comply with provisions of federal law which limit certain political activities of employees of a state or local unit of government whose principal employment is in connection with an activity financed in whole or in part by federal grants. (5 U.S.C. § 1501, et seq.) The recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of the enactment, repeal, modification or adoption of any law, regulation or policy, at any level of government, without the express prior written approval of CVS and OJP.
5. Comply with the minimum wage and maximum hours provisions of the Fair Labor Standards Act of 1938, as amended (29 U.S.C. § 201 et seq.), as applicable.
6. Establish safeguards to prohibit employees from using their positions for a purpose that is or gives the appearance of being motivated by a desire for private gain for themselves or others, particularly those with whom they have family, business, or other ties.
7. The Grantee authorizes Office for Victims of Crime (OVC) and/or the Office of the Chief Financial Officer (OCFO), and its representatives, access to and the right to examine all records, books, paper or documents related to the VOCA grant. The State will further ensure that all VOCA subgrantees will authorize representatives of OVC and OCFO access to and the right to examine all records, books, paper or documents related to the VOCA grant.
8. Ensure that the facilities under its ownership, lease or supervision which shall be utilized in the accomplishment of the project are not listed on the Environmental Protection Agency's (EPA) list of Violating Facilities and that it will notify the Federal grantor agency of the receipt of any communication from the Director of the EPA Office of Federal Activities indicating that a facility to be used in the project is under consideration for listing by the EPA, 14 C.F.R. § 1274.926
9. Comply with the flood insurance purchase requirements of Section 102 (a) of the Flood Disaster Protection Act of 1973, Public Law 93-234, 87 Stat. 975, approved December 31, 1976, Section 102 (a) requires, on and after March 2, 1975, the purchase of flood insurance in communities where such insurance is available as a condition for the receipt of any Federal financial assistance for construction or acquisition purposes for use in any area that has been identified by the Secretary of the Department of Housing and Urban Development as an area having special flood hazards. The phrase "Federal financial assistance" includes any form of loan, grant, guaranty, insurance payment, rebate, subsidy, disaster assistance loan or grant, or any other form of direct or indirect Federal assistance.
10. The recipient understands that all OJP awards are subject to the National Environmental Policy Act (NEPA, 42 U.S.C. section 4321 et seq.) and other related Federal laws (including the National Historic Preservation Act), if applicable. The recipient agrees to assist OJP in carrying out its responsibilities under NEPA and related laws, if the recipient plans to use VOCA funds (directly or through subaward or contract) to undertake any activity that triggers these requirements, such as renovation or construction. (See 28 C.F.R. Part 61, App. D.) The recipient also agrees to comply with all Federal, State, and local environmental laws and regulations applicable to the development and implementation of the activities to be funded under this award.

11. Comply and assure the compliance of its subgrantees and contractors with the following federal civil rights laws that are applicable: Title VI of the Civil Rights Act (Title VI) of 1964, as amended, 42 U.S.C. §§ 2000d to 2000d-7 (2012) and its implementing regulation C.F.R. §§ 42.101-.112 (2013); Title IX of the Education Amendments (Title IX) of 1972, as amended, 20 U.S.C. §§ 1681-88 (2012) and its implementing regulation 28 C.F.R. §§ 54.100-.605 (2013); Section 504 of the Rehabilitation Act (Section 504) of 1973, as amended, 29 U.S.C. § 794 (2012) and its implementing regulation 28 C.F.R. §§ 42.501-.540 (2013); the Age Discrimination Act (Age Act) of 1975, as amended, 42 U.S.C. §§ 6101-07 (2012) and its implementing regulation 28 C.F.R. §§ 42.700-.799 (2013); Title II of the Americans with Disabilities Act (ADA) of 1990, as amended, 42 U.S.C. §§ 12131-34 (2012) and its implementing regulation 28 C.F.R. §§ 35.101-.999 (2013); the Omnibus Crime Control and Safe Streets Act (Safe Street Act) of 1968, as amended, 42 U.S.C. § 3789d(c) (2012) and its implementing regulation 28 C.F.R. §§ 42.201-.215 (2013); the Juvenile Justice and Delinquency Prevention Act (JJDP) of 1974, as amended, 42 U.S.C. § 5672(b) (2012) (adopting by reference the nondiscrimination provisions of the Safe Streets Act and its implementing regulation); the Victims of Crime Act (VOCA) of 1984, as amended, 42 U.S.C. § 10604(e) (2012); Equal Treatment for Faith-Based Organizations (Equal Treatment Regulation), 28 C.F.R. §§ 38.1-.2 (2013); and Exec. Order No. 13,559, 75 Fed. Reg. 71,319 (Nov. 22, 2010).
12. Comply with the Department of Justice Grants Financial Guide as posted on the OJP website (currently, the "2015 DOJ Grants Financial Guide").
13. Comply with Federal regulations applicable to grants and cooperative agreements including Hearing and Appeal Procedures, 28 C.F.R. Part 18; Criminal Justice Information Systems, 28 C.F.R. Part 20; Confidentiality of Identifiable Research and Statistical Information, 28 C.F.R. Part 22; Intergovernmental Review of Department of Justice Programs and Activities, 28 C.F.R. Part 30; Floodplain Management and Wetland Protection Procedures, 28 C.F.R. Part 63; and Federal laws or regulations applicable to Federal assistance programs.
14. Forward a copy of any findings of discrimination made by a Federal or State court or Federal or State administrative agency after a due process hearing to the U.S. Office for Civil Rights (OCR), Office of Justice Programs (OJP), U.S. Department of Justice (DOJ) and CVS. Reporting may be made to the OCR by electronic mail to [askOCR@ojp.usdoj.gov](mailto:askOCR@ojp.usdoj.gov) or the mailing address 810 7th Street, NW; Washington, DC 20531.
15. Use appropriate accounting, auditing, and monitoring procedures and maintain records to assure fiscal control, proper management, and efficient disbursement of VOCA/SVAA funds. The recipient agrees to track, account for, and report on all funds from this award separately from all other funds, including each other. The accounting systems of the recipient must ensure that funds from this award are not comingled with funds from any other sources. Further, all personnel, as well as volunteers, whose activities are to be charged to the grant will maintain appropriate timesheets to document hours worked for activities related to this grant and non-grant related activities (2 C.F.R. 230 App. B 8.m).
16. Provide an assurance that the program does not have an outstanding debt with any state or federal entity.

17. Submit an annual performance report documenting the activities supported by grant funds, and an assessment of the impact of the grant funds.
18. Provide an assurance that funds granted under this application will not be used to *supplant* federal, state, or local funds, which would otherwise be available to the office of victim assistance program through any other source. Grantees must use federal funds to *supplement* existing State and local funds for program activities and must not replace (supplant) State or local funds that they have appropriated or allocated for the same purpose. Potential supplanting will be the subject of monitoring and audit. Violations may result in a range of penalties, including suspension of current and future funds under this program, suspension or debarment from federal grants, recoupment of monies provided under a grant, and civil and/or criminal penalties.
19. Provide the name of a civil rights contact person who has lead responsibility for ensuring that all applicable civil rights requirements are met. The person shall act as a liaison in civil rights matters with the Office for Civil Rights, Office of Justice Programs, U.S. Department of Justice.
20. The recipient acknowledges that failure to submit an acceptable Equal Employment Opportunity Plan (if recipient is required to submit one pursuant to 28 C.F.R. Section 42.302) that is approved by the Office for Civil Rights is a violation of the Standard Assurances executed by the recipient, and may result in suspension of funding until such time as the recipient is in compliance, or termination of the award.
21. Provide an assurance that, in the event a federal or state court or federal or state administration agency makes a finding of discrimination after a due process hearing, on the grounds of a class protected classes expressly stated in 28 C.F.R. § 42.204(c) (race, color, national origin, sex, and religion) against the program, the program will forward a copy of the finding to the Office for Civil Rights, Office of Justice Programs, U.S. Department of Justice. Reporting may be made to the OCR by electronic mail to [askOCR@ojp.usdoj.gov](mailto:askOCR@ojp.usdoj.gov) or the mailing address 810 7th Street, NW; Washington, DC 20531.
22. Acknowledge that grant dollars must be used for their intended purpose and using grant funds for unjust enrichment, personal gain, or for other than their intended use is a form of theft, subject to criminal and civil prosecution under the laws of the United States. The applicant agrees to post a "Grant Fraud Reporting Contacts Poster" in a public place where all employees have access to contact information.
23. The recipient organization must demonstrate an ability to serve all crime victims. Federal law prohibits procedures or policies that exclude victims from receiving safe shelter, advocacy services, counseling, and other assistance based on their race, color, national origin, sex, religion, disability, or age. Additionally, Ohio law prohibits discrimination based on race, color, religion, sex, military status, familial status, ancestry, disability, and national origin (O.R.C. 4412.02). Procedures or policies that exclude members of aforementioned protected groups may be cause to interrupt, suspend, discontinue, or disqualify an organization from receiving a funding award.
24. The recipient understands and agrees that OJP or AGO may withhold award funds, or may impose other related requirements, if the recipient does not satisfactorily and promptly address outstanding issues from audits required by the Part 200 Uniform Requirements (or

by the terms of this award), or other outstanding issues that arise in connection with audits, investigations, or reviews of DOJ awards.

25. The recipient and any subrecipients must promptly refer to the DOJ OIG 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 awards funds. Potential fraud, waste, abuse, or misconduct should be reported to the OIG by - mail: Office of the Inspector General U.S. Department of Justice Investigations Division 950 Pennsylvania Avenue, N.W. Room 4706 Washington, DC 20530 e-mail: [oig.hotline@usdoj.gov](mailto:oig.hotline@usdoj.gov) hotline: (contact information in English and Spanish): (800) 869-4499 or hotline fax: (202) 616-9881 Additional information is available from the DOJ OIG website at [www.usdoj.gov/oig](http://www.usdoj.gov/oig)
26. Restrictions and certifications regarding non-disclosure agreements and related matters: No recipient or subrecipient under this award, or entity that receives a contract or subcontract with any funds under this award, may require any employee or contractor to sign an internal confidentiality agreement or statement that prohibits or otherwise restricts, or purports to prohibit or restrict, the reporting (in accordance with law) of waste, fraud, or abuse to an investigative or law enforcement representative of a federal department or agency authorized to receive such information. The foregoing is not intended, and shall not be understood by the agency making this award, to contravene requirements applicable to Standard Form 312 (which relates to classified information), Form 4414 (which relates to sensitive compartmented information), or any other form issued by a federal department or agency governing the nondisclosure of classified information.

In accepting this award, the recipient --

1. represents that it neither requires nor has required internal confidentiality agreements or statements from employees or contractors that currently prohibit or otherwise currently restrict (or purport to prohibit or restrict) employees or contractors from reporting waste, fraud, or abuse as described above; and
2. 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.
3. If the recipient does or is authorized to make subawards or contracts under this award --it represents that --
  - 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 currently restrict (or purport to prohibit or restrict) employees or contractors from reporting waste, fraud, or abuse as described above; and

- it has made appropriate inquiry, or otherwise has an adequate factual basis, to support this representation; and
- it certifies that, if it learns or is notified that any subrecipient, contractor, or subcontractor entity that receives funds under this award is or has been requiring its employees or contractors to execute agreements or statements that prohibit or otherwise restrict (or purport to prohibit or restrict), reporting of waste, fraud, or abuse as described above, it will immediately stop any further obligations of award funds to or by that entity, 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.

27. Recipient understands and agrees that it cannot use any federal funds, either directly or indirectly, in support of any contract or subaward to either the Association of Community Organizations for Reform Now (ACORN) or its subsidiaries, without the express prior written approval of OJP and AGO.
28. The recipient agrees to comply with any additional requirements that may be imposed during the grant performance period if the agency determines that the recipient is a high-risk grantee. Cf. 28 C.F.R. parts 66, 70.
29. Pursuant to Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," 74 Fed. Reg. 51225 (October 1, 2009), the Department encourages recipients and sub recipients to adopt and enforce policies banning employees from text messaging while driving any vehicle during the course of performing work funded by this grant, and to establish workplace safety policies and conduct education, awareness, and other outreach to decrease crashes caused by distracted drivers.
30. The recipient agrees to comply with all applicable laws, regulations, policies, and guidance (including specific cost limits, prior approval and reporting requirements, where applicable) governing the use of federal funds for expenses related to conferences, meetings, trainings, and other events, including the provision of food and/or beverages at such events, and costs of attendance at such events. Information on rules applicable to this award appears in the DOJ Grants Financial Guide (currently, as section 3.10 of "Postaward Requirements" in the "2015 DOJ Grants Financial Guide").
31. The recipient understands and agrees that any training or training materials developed or delivered with funding provided under this award must adhere to the OJP Training Guiding Principles for Grantees and Subgrantees, available at <http://www.ojp.usdoj.gov/funding/ojptrainingguidingprinciples.htm>.
32. The recipient agrees that if it currently has an open award of federal funds or if it receives an

award of federal funds other than this OJP award, and those award funds have been, are being, or are to be used, in whole or in part, for one or more of the identical cost items for which funds are being provided under this OJP award, the recipient will promptly notify, in writing, the grant manager for this award, and, if so requested by OJP or OAG, seek a budget-modification or change-of-project-scope grant adjustment notice (GAN) to eliminate any inappropriate duplication of funding.

33. The recipient 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.
34. The recipient understands 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.
35. A recipient that is eligible under the Part 200 Uniform Requirements to use the "de minimis" indirect cost rate described in 2 C.F.R. 200.414(f), and that elects to use the "de minimis" indirect cost rate, must advise OAG in writing of both its eligibility and its election if such an election does not currently exist in its budget, and must comply with all associated requirements in the Part 200 Uniform Requirements. The "de minimis" rate may be applied only to modified total direct costs (MTDC).
36. The recipient must collect, maintain, and provide to OAG, data that measure the performance and effectiveness of activities under this award, in the manner, and within the timeframes, specified in the program solicitation, or as otherwise specified by OJP. Data collection supports compliance with the Government Performance and Results Act (GPRA) and the GPRA Modernization Act, and other applicable laws.
37. The recipient assures that its subrecipients will collect and maintain information on race, sex, national origin, age, and disability of victims receiving assistance, where such information is voluntarily furnished by the victim.
38. The recipient assures that in the event that a Federal or State court or Federal or State administrative agency makes a finding of discrimination after a due process hearing on the ground of race, religion, national origin, sex, or disability against a recipient of victim assistance formula funds under this award, the recipient will forward a copy of the findings to the Office for Civil Rights of OJP and OAG.
39. The recipient agrees to submit (and, as necessary, require sub-recipients to submit) performance reports on the performance metrics identified by OVC, and in the time and manner required by OVC. This information on the activities supported by the award funding will assist in assessing the effects that VOCA Victim Assistance funds have had on services to crime victims within the jurisdiction. Beginning October 1, 2015, the recipient agrees to submit (and, as necessary, require sub-recipients to submit) such information quarterly.
40. Ensure compliance with all federal laws and regulations applicable to federal assistance programs and with the provisions of Title 28 Code of Federal Requirements (CFR) applicable

to grants. The "Application for Victims Assistance Funds" states these assurances and requires the signature of the authorized official who is requesting funding.

41. Comply with the provisions of the Coastal Barrier Resources Act, 16 U.S.C. § 3501 et seq., which prohibits the expenditure of most new Federal funds within the units of the Coastal Barrier Resources System.
42. The recipient agrees to comply with applicable requirements regarding registration with the System for Award Management (SAM). The details of recipient obligations are posted on the Office of Justice Programs web site at <http://www.ojp.gov/funding/sam.htm> . Information about registering for SAM can be found at [www.sam.gov](http://www.sam.gov) .