

How To Work With Grants



FORUM 2015

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Objectives



- Learn how to use the Competitive Negotiation process in the award of federal grant monies to subrecipients.
- Incorporate federal requirements of 2 CFR 200, *Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards* in the procurement process.

2 CFR 200



2 CFR 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards

- OMB integrated the new rule into Title 2 of the Code of Federal Regulations. Effective December 26, 2014
- Consolidates OMB circulars and regulations to provide consistent guidance for grant recipients and issuers
- Provides a single resource for requirements that apply to all recipients
- <http://www.gpo.gov/fdsys/pkg/FR-2013-12-26/pdf/2013-30465.pdf>

Disclaimer

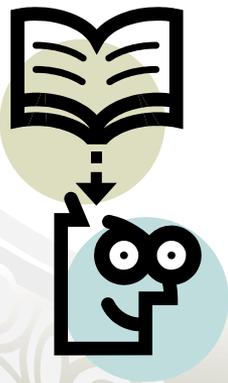


This presentation should not be all inclusive of the requirements of 2 CFR 200.

- Be wise ...



READ



Definitions



§ 200.69 *Non-Federal entity* means a state, local government, Indian tribe, institution of higher education (IHE), or nonprofit organization that carries out a Federal award as a recipient or subrecipient.

§ 200.74 *Pass-through entity* means a non-Federal entity that provides a subaward to a subrecipient to carry out part of a federal program.

§ 200.93 *Subrecipient* means a non-Federal entity that receives a subaward from a pass-through entity to carry out part of a federal program; but does not include an individual that is a beneficiary of such program

§ 200.92 *Subaward* means an award provided by a pass-through entity to a subrecipient for the subrecipient to carry out part of a Federal award received by the pass-through entity. It does not include payments to a contractor or payments to an individual that is a beneficiary of a Federal program. A subaward may be provided through any form of legal agreement, including an agreement that the pass-through entity considers a contract.



Characteristics that support classification as a Subrecipient

- Determines who is eligible to receive what Federal assistance;
- Has responsibility for programmatic decision making;
- Has its performance measured in relation to whether objectives of a Federal program were met;
- Is responsible for adherence to applicable Federal program requirements specified in the Federal award; and
- In accordance with its agreement, uses federal funds to carry out a program for a public purpose specified in authorizing statute, as opposed to providing goods or services for the benefit of the pass-through entity.



Characteristics that support classification as a Contractor

- Provides goods or services that are ancillary to the operation of the Federal program;
- Is not subject to compliance requirements of the Federal program as a result of the agreement, though similar requirements may apply for other reasons;
- Normally operates in a competitive environment;
- Provides goods and services within normal business operations; and
- Provides similar goods or services to many different purchasers.



Association of Government Accounts checklist can be used for determining if an entity receiving funds has a subrecipient or contractor relationship

https://www.agacgfm.org/AGA/ToolsResources/Documents/subcontractor_checklist_FINAL_08-28-15_fillable.pdf

Developing the Solicitation



Use the term:

“Applicant” instead of “Offeror”

“Subrecipient” instead of “Contractor”

Include all flow-down requirements necessary to ensure appropriate subrecipient use of Federal award;

Include requirements that allow the pass-through entity to meet its own responsibility to the Federal awarding agency such as identification of any required financial and/or performance reports.

Developing the Solicitation



§ 200.331 Must ensure every subaward is clearly identified to the subrecipient as a subaward. Thirteen (13) elements of required information to be provided at the time of subaward:

Solicitation:

Name of Federal Awarding Agency

Federal Award Identification Number (FAIN)

Federal Award Date

Total Amount of the Federal Award

Amount of Federal Funds Obligated by this action

Federal Award Project Description

CFDA Number and Name

Identification of whether the award is for Research & Development (R&D)

Developing the Solicitation



§ 200.331 Thirteen (13) elements continued

Proposal Submission:

Subrecipient Name

Subrecipient's DUNS Number

Indirect Cost Rate for the Federal Award

Contract Award:

Subaward Period of Performance Start and End Date

Total Amount of Federal Award Obligated to the Subrecipient

Developing the Solicitation



SPECIFIC PROPOSAL INSTRUCTIONS

Overview of Activities/Outcomes Form

Budget and Budget Narrative

- Match requirement (Cash Match or In-Kind), if applicable
- Indirect Cost Rate § 200.331(a)(4)
 - Federally Negotiated Rate
 - Submission of letter from applicable federal agency, specifying approved indirect cost rate for subrecipient
 - If no Federally negotiated rate exists:
 - Negotiate rate with subrecipient
 - Use De minimis rate of 10% of modified total direct cost (MTDC) per § 200.414

Developing the Solicitation



Audit Requirements – Special Term & Condition

- A Sub-grantee who exceeds \$750,000 or more in combined federal funding is required at its expense to have an independent audit performed
- On-line submission of single audit reports to the Federal Audit Clearinghouse (FAC) <https://harvester.census.gov/facweb/>
- Must be submitted 30 days after auditor's report(s), or 9 months after the end of the fiscal year end date – whichever comes first

Wise Step: Ask applicant to provide

- Expected level of federally funded expenditures
- Fiscal Year of Subrecipient

Publish Solicitation



eVA VBO

Category: Grant Opportunity



Evaluation of Proposals

- Use Adjectival Rating Method to evaluate proposal

Rating	Description
Exceptional	Applicant's proposal exceeds requirements and/or demonstrates an exceptional understanding of goals and objectives of the procurement. Major strengths are illustrated. No significant weaknesses exist.
Acceptable	Applicant's proposal demonstrates an acceptable understanding of goals and objectives of the procurement. There may be strengths and weaknesses, however strengths outweigh the weaknesses.
Marginal	Applicant's proposal demonstrates a minimal understanding of the goals and objectives of the procurement. Weaknesses have been found that out balance any strength that exists.
Unacceptable	The content of the Applicant's proposal is significantly incomplete and/or the proposal fails to demonstrate an understanding of the goals and objectives of the procurement.



Evaluation of Proposals



Multiple Teams (3 person teams)

Two Day Evaluation Team Meeting

- Day One: Individual Team Consensus Rating
- Day Two: Group Consensus of Subrecipient Awards

Pre-Award



- Check federal System For Award Management (SAM) database at <http://sam.gov>
- Verify applicant is not excluded from receiving federal funding

Note: This is now a required step

Negotiations



Intent to Award Letters Issued

- Fully Funded
- Partial Funding
 - Usually requires applicant to submit a revised Budget and Activities/Outcome form
- Not Recommended to Receive Funding

VPPA Conflicts



Federal Grants. Federal granting agencies typically require state agencies and institutions to include specific terms and conditions in contracts funded in whole or in part by federal grants. The state agency must coordinate with the Federal granting agency to ensure that applicable federal grant terms and conditions are included in such contracts.

VPPA Conflicts



Federal Grants. If federal grant or contract funds contain conditions that are in conflict with the *VPPA*, the state agency must request and obtain a written determination from the Governor that the acceptance of the grant or contract funds is in the public interest.

Such determination shall state the specific provision(s) of the *VPPA* in conflict with the conditions of the grant or contract (*Code of Virginia*, § 2.2-4343.B). Guidance on purchases funded in whole or in part by the American Recovery and Reinvestment Act of 2009 (ARRA) will be posted on the eVA website, eva.virginia.gov and is incorporated by reference.

Applying for a Federal Grant



What do I do when I have to name partners when applying for a federal grant?



Questions



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