Section Name: ARRA SPECIAL CONDITIONS FOR STOP VIOLENCE AGAINST WOMEN

Section Description: Applicants applying for American Recovery and Reinvestment Act (ARRA) STOP Violence Against Women funds must certify they will comply with the following special conditions:

1. Reporting Requirements under Section 1512(c) of the Recovery Act:
(a) This award requires the recipient to complete projects or activities which are funded under the Recovery Act and to report on use of Recovery Act funds provided through this award. Information from these reports will be made available to the public.

(b) The reports are due to PCCD (via Egrants) no later than five calendar days after each calendar quarter in which the recipient receives the assistance award funded in whole or in part by the Recovery Act.

(c) The recipient understands that section 1512(c) of the Recovery Act provides as follows:

Recipient Program Reports - Not later than five days after the end of each calendar quarter, each recipient that received recovery funds from PCCD shall submit a program report (via Egrants) that contains--

(1) The total amount of recovery funds received;
(2) The amount of recovery funds received that were expended or obligated to projects or activities; and
(3) A detailed list of all projects or activities for which recovery funds were expended or obligated, including--
(A) The name of the project or activity;
(B) A description of the project or activity;
(C) An evaluation of the completion status of the project or activity;
(D) An estimate of the number of jobs created and the number of jobs retained by the project or activity; and
(E) For infrastructure investments made by State and local governments, the purpose, total cost, and rationale of the agency for funding the infrastructure investment with funds made available under this Act, and name of the person to contact at the agency if there are concerns with the infrastructure investment.
(4) Detailed information on any subcontracts or subgrants awarded by the recipient to include the data elements required to comply with the Federal Funding Accountability and Transparency Act of 2006 (Public Law 109-282), allowing aggregate reporting on awards below $25,000 or to individuals, as prescribed by the Director of the Office of Management and Budget.

2. The recipient agrees to submit quarterly financial status reports (Quarterly Subgrantee Reports) to PCCD. These reports are to be submitted via Egrants not later than 20 days after the end of each calendar quarter. The final report shall be submitted not later than 60 days following the end of the grant period.

3. The recipient authorizes the Department of Justice (DOJ), (Including the Office on Violence Against Women (OVW), the Office of the Inspector General (OIG), and the OJP Office of the Chief Financial Officer), and its representatives, and the Government Accountability Office (GAO), access to and the right to examine all records, books, papers or documents related to this Recovery Act award.

4. The recipient understands and agrees that awards under the Recovery Act will be one-time awards and accordingly that its proposed project activities and deliverables are to be accomplished without additional DOJ funding.

5. The recipient understands and agrees that all other terms and conditions contained in this award, or in applicable OVW grant policy statements or guidance, apply unless they conflict or are superseded by the terms and conditions included here that specifically implement the American Recovery and Reinvestment Act of 2009, Public Law 111-5 ("ARRA" or "Recovery Act") requirements. Recipients are responsible for contacting PCCD for any needed clarifications.

6. The recipient agrees to track, account for, and report on all funds from this Recovery Act award (including specific outcomes and benefits attributable to Recovery Act funds) separately from all other funds, including DOJ award funds from non-Recovery Act awards awarded for the same or similar purposes or programs. (Recovery Act funds may be used in conjunction with other funding as necessary to complete projects, but tracking and reporting of Recovery Act funds must be separate.)

Accordingly, the accounting systems of the recipient and all subrecipients must ensure that funds from this Recovery Act award are not commingled with funds from any other source.

The recipient further agrees that all personnel (including subrecipient personnel) whose activities are to be charged to the award will maintain timesheets to document hours worked for activities related to this award and non-award related activities.

7. The recipient agrees to comply with any modifications or additional requirements that may be imposed by law and future OVW (including government-wide) guidance and clarifications of Recovery Act requirements.

8. The recipient must promptly refer to the DOJ OIG any credible evidence that a principal, employee, agent, contractor, subgrantee, subcontractor, or other person has either 1) submitted a false claim for Recovery Act funds under 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 Recovery Act funds. This condition also applies to any subrecipients. 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

Email: 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.

9. The recipient recognizes that the Recovery Act provides certain protections against reprisals for employees of non-Federal employers who disclose information reasonably believed to be evidence of gross management, gross waste, substantial and specific danger to public health or safety, abuse of authority, or violations of law related to contracts or grants using Recovery Act funds. For additional information, refer to section 1553 of the Recovery Act. The text of Recovery Act is available at www.ojp.usdoj.gov/recovery.

10. The recipient agrees that none of the funds under this award may be used by any state or local government, or any private entity, for construction costs or any other support of any casino or other gambling establishment, aquarium, zoo, golf course, or swimming pool.

11. (a) Section 1606 of the Recovery Act requires that all laborers and mechanics employed by contractors and subcontractors on projects funded directly by or assisted in whole or in part by and through the Federal Government pursuant to the Recovery Act shall be paid wages at rates not less than those prevailing on projects of a character similar in the locality as determined by the Secretary of Labor in accordance with subchapter IV of chapter 31 of title 40, United States Code.

Pursuant to Reorganization Plan No. 14 and the Copeland Act, 40 U.S.C. 3145, the Department of Labor has issued regulations at 29 CFR Parts 1, 3, and 5 to implement the Davis-Bacon and related Acts. Regulations in 29 CFR 5.5 instruct agencies concerning application of the standard Davis-Bacon contract clauses set forth in that section. The standard Davis-Bacon contract clauses found in 29 CFR 5.5 (a) are to be incorporated in any covered contracts made under this award that are in excess of $2,000 for construction, alteration or repair (including painting and decorating).

(b) For additional guidance on the wage rate requirements of section 1606, contact PCCD. The U.S. Secretary of Labor retains final coverage authority under Reorganization Plan Number 14.

12. The recipient understands and agrees that misuse of award funds may result in a range of penalties, including suspension of current and future funds, suspension or debarment from federal grants, recoupment of monies provided under an award, and civil and/or criminal penalties.

13. The recipient understands that all OVW 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 OVW in carrying out its responsibilities under NEPA and related laws, if the recipient plans to use Recovery Act 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.

14. The recipient understands and agrees to the Agreement Addendum for Implementation of the American Recovery and Reinvestment Act of 2009, which is incorporated by reference herein. The Agreement Addendum is available at www.pccd.state.pa.us > Grant Opportunities > American Recovery and Reinvestment Act (ARRA) Information for PCCD Applicants. Please refer to the website for a copy. If you are unable to obtain a copy from the aforementioned website, please contact PCCD's offices at (800) 692-7292.

In the Egrants section called ARRA Special Conditions for STOP please certify that the Applicant Agency will comply with these ARRA Special Conditions for STOP Violence Against Women by stating, "Applicant certifies that we have read and will comply with these special conditions for ARRA STOP Violence Against Women." **Additionally, you must go to the Egrants Required Attachments section where you will find the template for the Certification as to Recovery Act Funding/Reporting Requirements. You must print and sign the Certification Form. The signed copy should be scanned and submitted electronically as an attachment in the Required Attachments section.**