

Federal Requirements, Assurances and Certifications

The Office of Library and Information Services (OLIS) and institutions awarded funding through the Library of Rhode Island (LORI) American Rescue Plan Act (ARPA) Grant Programs, subgrant programs supported with federal ARPA funds (Public Law 117-2, §2023) as administered by the Institute of Museum and Library Services under the priorities of ARPA and the Library Services and Technology Act, are required to follow federal guidance for the use of LSTA funds, as codified in the *Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (2 CFR Parts 200 and 3187 (Supercircular))*. Subgrant recipients must comply with all applicable federal and state statutes and regulations including, but not limited to, those listed below.

Audits

LSTA subgrant awards are 100 percent federal funds under the Catalog of Federal Domestic Assistance (CFDA) 45.310 and subject to the Single Audit Act. In accordance with the provisions of 2 CFR 200, Subpart F - Audit Requirements, non-Federal entities that expend financial assistance of \$750,000 or more in Federal awards will have a single or a program-specific audit conducted for that year. Non-Federal entities that expend less than \$750,000 a year in Federal awards are exempt from Federal audit requirements for that year, except as noted in 2 CFR 200.503. However, LORI-ARPA grant recipients must maintain all records of grant activities as specified in these assurances to support use of federal funds as subgrant recipients of OLIS.

Children's Internet Protection Act (CIPA)

Compliance with CIPA is required if subgrant funds are being used to purchase computers or other devices to access the Internet, or to pay for direct costs associated with accessing the Internet (20 U.S.C. § 9134 (f) (1) et seq.). If no subgrant funds are being used for this purpose, compliance is not required for this grant project.

Debarment and Suspension

The subgrant recipient shall comply with 2 C.F.R. part 3185 and 2 C.F.R. part 180, as applicable. The authorized representative of the institution certifies to the best of his or her knowledge and belief that neither the institution or its fiscal agent, if any;

- i. Are presently excluded or disqualified;
- ii. Have been convicted within the preceding three years of any of the offenses listed in 2 C.F.R. § 180.800(a) or had a civil judgment rendered against it or them for one of those offenses within that time period;
- iii. Are presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses listed in 2 C.F.R. §180.800(a); or
- iv. Have had one or more public transactions (Federal, State, or local) terminated within the preceding three years for cause or default.

- v. Comply with 2 C.F.R. §180 subpart C (Responsibilities of Participants Regarding Transactions Doing Business with Other Persons). OLIS may use the SAM (Systems for Award Management) to identify Excluded Entities.

Drug-Free Workplace

The subgrant recipient will provide a drug-free workplace by complying with 2 C.F.R. part 3186 (Requirements for a Drug-Free Workplace) and make a good-faith effort to maintain a drug free workplace.

Federal Debt Status

The subgrant recipient certifies that to the best of their knowledge neither the institution nor its fiscal agent, if any, is delinquent in the repayment of any Federal debt.

Federal Funding Accountability and Transparency Act

OLIS is required to report subgrants over \$25,000, per the Federal Funding Accountability and Transparency Act (FFATA), through the FFATA Subaward Reporting System (FSRS). Subgrants reported through FSRS will be displayed on www.USASpending.gov. (FFATA and Transparency Act- P.L. 109-282, as amended by § 6202(a) of P.L. 110-252)

Lobbying

The subgrant recipient certifies that no LORI grant funds shall be used for publicity or propaganda purposes for the preparation, distribution, or use of any kit, pamphlet, booklet, publication, electronic communication, radio, television, or video presentation designed to support or defeat the enactment of legislation before the Congress or any State or local legislature or legislative body or designed to support or defeat any proposed or pending regulation, administrative action, or order issued by the executive branch of any State or local government. No LORI grant funds shall be used to pay the salary or expenses of any grant or contract recipient, or agent acting for such recipient, related to any activity designed to influence the enactment of legislation, appropriations, regulations, administrative action or Executive order proposed or pending before the Congress or any State government, State legislature or local legislature or legislative body.

Nondiscrimination

The subgrant recipient must provide services resulting from the grant to all members of the community served and comply with the relevant nondiscrimination statutes and public policy requirements including, but not limited to, the following 2 CFR §3187.12

- Discrimination on the basis of race, color on national origin – Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C. § 2000 *et seq.*)
- Discrimination on the basis of sex – Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681-83, 1685-86)
- Discrimination on the basis of disability – Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §701 *et seq.* including §794)
- Discrimination on the basis of age – The Age Discrimination in Employment Act of 1975, as amended (42 U.S.C. §6101 *et seq.*)

SAMPLE

Records Retention

All records for the project must be maintained separately from those of other projects. Accounting records should be supported by source documentation such as canceled checks and paid invoices; copies of contracts/agreements and additional assurances must also be kept. Financial records, supporting documents, and all other project records pertinent to a LORI Grant award must be retained for a period of three years from the date of the final expenditure report submitted to and accepted by OLIS. 2020 LORI Learning Grant records must be retained until September 30, 2023 by the subgrant recipient.

Trafficking in Persons Under 22 U.S.C. § 7104(g) 2 C.F.R. Part 175

The subrecipient certifies that to the best of his or her knowledge and belief that neither the subgrantee or its fiscal agent, if any,

- i. engages in trafficking in persons, procures a commercial sex act, or uses forced labor
- ii. procures a commercial sex act during the period of time that the award is in effect
- iii. uses forced labor in the performance of the Grant.

As the duly authorized representative of the institution, I hereby certify that we will comply with the above assurances and certifications.

_____ Signature	_____ Title
_____ Print Name	_____ Institution
_____ Date	