

Office of Health Care Financing Request for Applications (RFA) for the

Coronavirus State Fiscal Recovery Fund Health Care Facilities Program

I. Important Dates

RFA Release Date:	June 26, 2023
Date on Which Applications Will Be	June 26, 2023
Available in SAGE:	
Deadline by Which Applications Must Be	July 31, 2023
Submitted in SAGE:	
Date by Which Applicants Shall be Notified	August 31, 2023
Whether They Will Receive Funds:	
Date by Which Funds Must Be Obligated:	December 31, 2024
Date by Which Funds Must Be Expended:	December 31, 2026

II. Purpose and Background

In response to the COVID-19 Pandemic, Congress enacted a series of laws to address the pandemic's impacts, including the "American Rescue Plan Act of 2021" P.L. 117-2 (the "ARP Act"). The ARP Act was signed into law by the President of the United States on March 11, 2021. As part of the ARP Act, at subtitle M, Congress amended Title VI of the Social Security Act (42 U.S.C. 801 et seq.) by adding Sections 602 and 603 to create the "Coronavirus State Fiscal Recovery Fund" ("CSFRF").

CSFRF monies ("CSFRF Funds") are to be used, generally: (a) to respond to the public health emergency with respect to COVID-19 and its negative economic impacts, including assistance to households, small businesses, and nonprofits, and/or aid to impacted industries such as tourism, travel, and hospitality; (b) to respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers of the State who are performing such essential work, or by providing grants to eligible workers who perform essential work; (c) for the provision of government services to the extent of the reduction in revenue of the State due to the COVID-19 public health emergency relative to revenues collected in the most recent full fiscal year of the State prior

to the emergency; and/or (d) to make necessary investments in water, sewer, or broadband infrastructure.

The State of New Jersey received \$6,244,537,955.50 in CSFRF Funds under the ARP Act, and pursuant to the State Fiscal Year 2023 Appropriations Act, P.L. 2022, c. 49 (the "Appropriations Act"), Ninety-One Million Dollars (\$91,000,000) of CSFRF Funds were appropriated to the New Jersey Department of Health ("DOH") to allocate to ten (10) Health Care Facilities in order to implement various programs and improvements, which have been deemed eligible for CSFRF Funds by the Governor's Disaster Recovery Office and the New Jersey Department of Community Affairs ("DCA"). DOH is responsible for overseeing the funds that have been appropriated for these designated projects, consistent with CSFRF requirements, and will be working in partnership with DCA and other state entities.

The purpose of this RFA is to invite applications for grant support from those facilities and for those projects specified in the Appropriations Act.

III. Eligibility and Funding Information

The following projects are eligible for grant support, up to the amounts listed below:

2 RWJ Barnabas Health – Mobile Health Division \$10,000,000 3 Capital Health – Satellite Emergency Department, Trenton \$8,000,000 4 Virtua Health – Hospital Infrastructure and Workforce Education \$8,000,000 5 Inspira Health – Hospital Infrastructure and Workforce Education \$5,000,000 6 Cooper University Hospital – Ronald McDonald House Southern \$5,000,000 New Jersey 7 Carrier Clinic – Inpatient Behavioral Health Expansion \$5,000,000 8 St. Peter's Hospital – Family Health Center \$5,000,000 9 Coriell Institute for Medical Research – New Research Facility \$5,000,000			
3 Capital Health – Satellite Emergency Department, Trenton \$8,000,000 4 Virtua Health – Hospital Infrastructure and Workforce Education \$8,000,000 5 Inspira Health – Hospital Infrastructure and Workforce Education \$5,000,000 6 Cooper University Hospital – Ronald McDonald House Southern \$5,000,000 New Jersey 7 Carrier Clinic – Inpatient Behavioral Health Expansion \$5,000,000 8 St. Peter's Hospital – Family Health Center \$5,000,000 9 Coriell Institute for Medical Research – New Research Facility \$5,000,000	1	Overlook Medical Center – Emergency Department Renovation	\$35,000,000
4 Virtua Health – Hospital Infrastructure and Workforce Education \$8,000,000 5 Inspira Health – Hospital Infrastructure and Workforce Education \$5,000,000 6 Cooper University Hospital – Ronald McDonald House Southern \$5,000,000 New Jersey 7 Carrier Clinic – Inpatient Behavioral Health Expansion \$5,000,000 8 St. Peter's Hospital – Family Health Center \$5,000,000 9 Coriell Institute for Medical Research – New Research Facility \$5,000,000	2	RWJ Barnabas Health – Mobile Health Division	\$10,000,000
5 Inspira Health – Hospital Infrastructure and Workforce Education \$5,000,000 6 Cooper University Hospital – Ronald McDonald House Southern \$5,000,000 New Jersey 7 Carrier Clinic – Inpatient Behavioral Health Expansion \$5,000,000 8 St. Peter's Hospital – Family Health Center \$5,000,000 9 Coriell Institute for Medical Research – New Research Facility \$5,000,000	3	Capital Health – Satellite Emergency Department, Trenton	\$8,000,000
6 Cooper University Hospital – Ronald McDonald House Southern New Jersey \$5,000,000 7 Carrier Clinic – Inpatient Behavioral Health Expansion \$5,000,000 8 St. Peter's Hospital – Family Health Center \$5,000,000 9 Coriell Institute for Medical Research – New Research Facility \$5,000,000	4	Virtua Health – Hospital Infrastructure and Workforce Education	\$8,000,000
New JerseyX7Carrier Clinic – Inpatient Behavioral Health Expansion\$5,000,0008St. Peter's Hospital – Family Health Center\$5,000,0009Coriell Institute for Medical Research – New Research Facility\$5,000,000	5	Inspira Health – Hospital Infrastructure and Workforce Education	\$5,000,000
7Carrier Clinic – Inpatient Behavioral Health Expansion\$5,000,0008St. Peter's Hospital – Family Health Center\$5,000,0009Coriell Institute for Medical Research – New Research Facility\$5,000,000	6	Cooper University Hospital – Ronald McDonald House Southern	\$5,000,000
8St. Peter's Hospital – Family Health Center\$5,000,0009Coriell Institute for Medical Research – New Research Facility\$5,000,000		New Jersey	
9 Coriell Institute for Medical Research – New Research Facility \$5,000,000	7	Carrier Clinic – Inpatient Behavioral Health Expansion	\$5,000,000
	8	St. Peter's Hospital – Family Health Center	\$5,000,000
10 The New Valley Hospital – Pandemic and Emergency Preparedness \$5,000,000	9	Coriell Institute for Medical Research – New Research Facility	\$5,000,000
	10	The New Valley Hospital – Pandemic and Emergency Preparedness	\$5,000,000

Applicants may request funding to support allowable, <u>direct</u> costs, pursuant to <u>2 CFR</u> <u>§200.403</u> and as defined at <u>2 CFR §200.413</u>. Grantees will be required to obligate all awarded funds by December 31, 2024 and expend all awarded funds by December 31, 2026, to cover such incurred costs. As part of their budget request, applicants may include unreimbursed pre-award costs incurred on or after March 3, 2021, provided that the costs were necessary to carry out the work approved under the award and that the work was conducted in accordance with all compliance requirements referenced below (see "IV. Compliance Requirements").

IV. Compliance Requirements

Grantees are responsible for ensuring that they comply with all applicable Federal, State, and local laws and regulations, policies, guidelines, and requirements, as they relate to the acceptance and use of federal CSFRF Funds, including all applicable State and Federal Executive Orders, as well as all requirements set forth in the DOH <u>"Terms and Conditions for</u>"

Administration of Grants" and subject grant agreements. Grantees expressly acknowledge that the matters which are subject of the Grant Agreements are governed by the ARP Act, including subtitle M, and administered by the U.S. Treasury, and may be subject to ongoing modifications and clarifications. Grantees agree to comply with all applicable CSFRF requirements and Federal cross-cutting statutes and regulations as more fully detailed in the attached "Schedule of Assurances" (see Appendix 1), in addition to the U.S. Treasury Guidance and Frequently Asked Questions and the U.S. Treasury Final Rule (31 CFR Part 35) as they may be updated from time to time, and subject to any other exceptions and waivers that may be issued by the U.S. Treasury that affect CSFRF Funds.

V. Application Instructions

Applications must be completed and submitted electronically through the Department's online grant system, the System for Administering Grants Electronically (SAGE), which may be accessed at <u>www.sage.nj.gov</u>. First-time applicants must request access to the SAGE system by completing a "New Applicant: SAGE Registration Request" (GA-2) form and submitting it to <u>njdoh.grants@doh.nj.gov</u>. This registration form is available online at <u>www.nj.gov/health/grants/resources</u>. Registrants should allow up to seventy-two (72) business hours for account activation.

Active SAGE users may initiate new applications for this program under the funding opportunity titled **"Coronavirus State Fiscal Recovery Fund Project 2024"** beginning July 3, 2023. Please note that only those applicants that have been identified as eligible by DOH program staff and those users who have been granted administrative permissions by their organization will be able to initiate an application for this funding opportunity.

All applicants must complete a standard DOH grant application in accordance with the "Form Instructions" listed below. Completed applications must be submitted by July 31, 2023 at 11:59 PM. All submissions will be acknowledged via an automated email.

Technical questions related to the SAGE system may be directed to the SAGE Help Desk, Monday-Friday, 9:00AM to 4:00PM, by phone (609-376-8508) or email (<u>njdoh.grants@doh.nj.gov</u>). A system user manual and applicant FAQ are also available under the SAGE "Training Materials" menu. Any programmatic questions, including those related to the requirements of this RFA, must be directed to the program staff identified below (see "VIII. Program Contacts").

Form Instructions

 Organization Profile: Complete this form in accordance with the instructions displayed in SAGE. Non-profit applicants may request a "Letter of Compliance" from the New Jersey Division of Consumer Affairs, Charities Registration Section by sending an email to <u>charitiesportalsupport@dca.lps.state.nj.us</u>. Applicants may find instructions for requesting a tax clearance certificate from the New Jersey Division of Taxation at <u>www.state.nj.us/treasury/taxation/busasst.shtml</u>.

- 2. Project Contacts: Complete this form in accordance with the instructions displayed in SAGE.
- 3. Grant Period & Payment: Complete this form in accordance with the instructions displayed in SAGE, supplemented as follows. For the purposes of this program, the Budget Period will identify the time during which grantees may obligate grant funds and the Project Period will identify the time during which grantees may expend grant funds, to cover costs incurred. Applicants may not propose a Budget Period end date after December 31, 2024 or a Project Period end date after December 31, 2023 as the start date for both periods. The payment method for these awards will be Cost Reimbursement.
- 4. Service Area: Complete this form in accordance with the instructions displayed in SAGE.
- 5. Needs and Objectives: Complete this form in accordance with the instructions displayed in SAGE, supplemented as follows. In the "Assessment of Need(s)" field, enter "See Attached." In the "Objective(s) of Project" section, include with your objectives a description of each project deliverable (i.e., what specifically is being developed or constructed).
- Method(s) and Evaluation: Complete this form in accordance with the instructions displayed in SAGE, supplemented as follows. In both the "Method(s)" and "Evaluation" fields, enter "See Attached."
- 7. Schedule A, Parts I & II: If applicable, complete these linked forms in accordance with the instructions displayed in SAGE, supplemented as follows. If pre-award costs are being requested, place the award costs and pre-award costs on separate Schedule As, and enter "Pre-award costs from [Insert Start Date] through [Insert End Date]" in the "Title" field of the pre-award cost schedule. Note: The system will require you to "SAVE" changes to the Schedule A before it will give you the option to "ADD" a second Schedule A to your application.
- 8. Schedule B Other Direct Costs: If applicable, complete this form in accordance with the instructions displayed in SAGE, supplemented as follows. If funds are being requested for "Construction/Alterations and Renovations," upload as supporting documentation a completed "Application for Construction Grant Cost Estimate Outline" (FS-26) form. This construction cost estimate form is available online at https://healthapps.state.nj.us/forms/subforms.aspx?pro=grants. If pre-award costs are being requested, place the award costs and pre-award costs on separate Schedule Bs, and enter "Pre-award costs from [Insert Start Date] through [Insert End Date]" in the "Title" field of the pre-award cost schedule. Note: The system will require you to "SAVE" changes to the Schedule B before it will give you the option to "ADD" a second Schedule B to your application.
- 9. Cost Summary: Complete this form in accordance with the instructions displayed in SAGE, supplemented as follows. Indirect costs should not be requested.
- 10. Disclosures and Certifications: Complete this form in accordance with the instructions displayed in SAGE.
- 11. FFATA Certification: Complete this form in accordance with the instructions displayed in SAGE.

12. Attachments: Complete this form in accordance with the instructions displayed in SAGE, supplemented as follows. As the first attachment, upload a copy of the signed "Coronavirus State Fiscal Recovery Funds Application" previously submitted to DOH. As the second attachment, upload a written narrative addressing the following questions:

A. Project Purpose

1. Public Health (EC1): As relevant, describe how funds are being used to respond to COVID-19, the broader health impacts of COVID-19, and the COVID-19 public health emergency, including community violence interventions and behavioral health.

B. Targeted Beneficiaries (Describe all that Apply)

New Jersey aims to promote equity for underserved, marginalized, and adversely affected groups by directing programs to prioritize economic and racial equity. To review the State's equity strategy, please see the <u>"2021 New Jersey Recovery Plan</u> <u>Performance Report."</u>

1. How does your program align with New Jersey's equity strategy? As applicable, please describe how your use of funds prioritizes economic and racial equity as a goal, names specific targets intended to produce meaningful equity results at scale and articulates the strategies to achieve those targets.

a. Goals: Does your program intend to serve particular historically underserved, marginalized, or adversely affected groups?

b. Awareness: How will you ensure these groups become aware of the services funded by this program?

c. Access and Distribution: How will you ensure equal levels of access to benefits and services across groups? How will you remove administrative requirements that result in disparities in ability to complete applications or meet eligibility criteria?

d. Outcomes: How are intended outcomes focused on closing gaps, reaching universal levels of service, or disaggregating progress by race, ethnicity, and other equity dimensions where relevant for the policy objective?

2. How does your program's planned or current use of funds incorporate written, oral, and other forms of input that capture diverse feedback from constituents, community-based organizations, and the communities themselves?

3. How will funds build the capacity of community organizations to serve people with significant barriers to services, including people of color, people of low incomes, limited English proficient populations, and other traditionally underserved groups?

VI. Evaluation

Awards will be made on a noncompetitive basis to all eligible applicants that make a submission in accordance with the requirements of this RFA. The DOH Office of Health Care Financing reserves the right to reissue this RFA or modify parts thereof, as may be required for program compliance, and may, in its sole discretion, approve deadline extensions. Applicants will be notified by August 31, 2023 whether the proposed award will be made or if application modifications are required.

VII. Award Administration

Grant funds must be used for the purpose of funding an approved program, subject to the restrictions outlined in this RFA and the applicable Grant Agreement. Any material changes to a program must be approved by DOH prior to implementation. Budget Revision and Amendment requests will be documented in SAGE.

DOH will conduct regular monitoring to ensure grantee compliance with grant requirements. Grantees are required to cooperate with all DOH monitoring activities.

Grantees will be required to submit monthly financial reports. A "Report of Grant Expenditures" will be submitted via SAGE within ten (10) business days of the end of each reporting period. Grantees must attach to this document a supplemental report on the status of unexpended funds, specifically amounts obligated and uncommitted to date. Grantees must maintain full documentation for all expenses incurred and provide access to DOH and the U.S. Treasury, and any other monitoring agency upon request.

Grantee financial reports will be the basis for monthly reimbursement payments. Following the approval of each report, the assigned Grant Management Officer will prepare a "State of New Jersey Payment Voucher (Vendor Invoice)" and submit it to the grantee via SAGE for certification. Payments will be made following the submission and approval of certified payment vouchers.

Grantees will also be required to submit progress reports quarterly. A "DOH Progress Report" will be submitted via SAGE within ten (10) business days of the end of each reporting period. Grantees must attach to this report any supplemental reports or supporting documents requested by the assigned Program Management Officer.

DOH is responsible for reporting financial and performance data into DCA's State Integrated Recovery Operations and Management System ("SIROMS") and reserves the right to modify grantee reporting requirements as necessary to fulfill its own reporting obligations.

Grantees must maintain records for the period set forth in <u>2 CFR § 200.334</u> and must comply with the audit requirements as outlined in <u>2 CFR Part 200</u>, <u>Subpart F</u>, <u>Audit Requirements</u>, which mandates that if a non-Federal entity expends \$750,000 or more in federal awards during the non-Federal entity's fiscal year, the entity must have a single or Grant-specific audit conducted by an independent auditor for that year. To the extent that the U.S. Treasury audits DOH's use of grant funds, grantees must coordinate with DOH a response to such audit(s) and repay to DOH any amounts required by the U.S. Treasury as a result of audit findings.

VIII. Contacts

Questions regarding this RFA may be directed to:

Erica D. Holmes, JD Executive Director Office of Health Care Financing New Jersey Department of Health P.O. Box 360 Trenton, NJ 08625-0360 609-913-5975 Erica.holmes@doh.nj.gov

APPENDIX 1 SCHEDULE OF ASSURANCES

The Grantee will comply with the provisions of the following federal statutes, rules, and regulations in connection with the American Rescue Plan Act – Coronavirus State Fiscal Recovery Fund:

A. Federal regulations applicable include, without limitation, the following:

- Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, 2 C.F.R. Part 200, other than such provisions as U.S. Treasury may determine are inapplicable to this Award and subject to such exceptions as may be otherwise provided by U.S. Treasury. Subpart F – Audit Requirements of the Uniform Guidance, implementing the Single Audit Act, shall apply to this award.
- 2. Universal Identifier and System for Award Management (SAM), 2 C.F.R. Part 25, pursuant to which the award term set forth in Appendix A to 2 C.F.R. Part 25 is hereby incorporated by reference.
- 3. Reporting Subaward and Executive Compensation Information, 2 C.F.R. Part 170, pursuant to which the award term set forth in Appendix A to 2 C.F.R. Part 170 is hereby incorporated by reference.
- 4. OMB Guidelines to Agencies on Governmentwide Debarment and Suspension (Non-procurement), 2 C.F.R. Part 180, including the requirement to include a term or condition in all lower tier covered transactions (contracts and subcontracts described in 2 C.F.R. Part 180, subpart B) that the award is subject to 2 C.F.R. Part 180 and U.S. Treasury's implementing regulation at 31 C.F.R. Part 19.
- 5. Recipient Integrity and Performance Matters, pursuant to which the award term set forth in 2 C.F.R. Part 200, Appendix XII to Part 200 is hereby incorporated by reference.
- 6. Government-wide Requirements for Drug-Free Workplace, 31 C.F.R. Part 20.
- 7. New Restrictions on Lobbying, 31 C.F.R. Part 21.
- 8. Executive Order 13985 On Advancing Racial Equity and Support for Underserved Communities Through the Federal Government (January 20, 2021).
- 9. Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (42 U.S.C. §§ 4601-4655) and implementing regulations.
- 10. Generally applicable federal environmental laws and regulations.
- B. Statutes and regulations prohibiting discrimination applicable include, without limitation, the following:

 Title VI of the Civil Rights Act of 1964 (42 U.S.C. §§ 2000d et seq.) and U.S. Treasury's implementing regulations at 31 C.F.R. Part 22, which prohibit discrimination on the basis of race, color, or national origin under programs or activities receiving federal financial assistance. The following language must be included in every contract or agreement subject to Title VI and its regulations between the Recipient and the Recipient's sub-grantees, contractors, subcontractors, successors, transferees and assignees:

The sub-grantee, contractor, subcontractor, successor, transferee, and assignees shall comply with Title VI of the Civil Rights Act of 1964, which prohibits recipients of federal financial assistance from excluding from a program or activity, denying benefits of, or otherwise discriminating against a person on the basis of race, color, or national origin (42 U.S.C. § 2000d et seq.), as implemented by the U.S. Treasury's Title VI regulations, 31 C.F.R. Part 22, which are herein incorporated by reference and made a part of this contract (or agreement). Title VI also includes protection to persons with "Limited English Proficiency" in any program or activity receiving federal financial assistance, 42 U.S.C. § 2000d et seq., as implemented by the U.S. Treasury's Title VI regulations, 31 C.F.R. Part 22, and herein incorporated by reference and made by reference and made a part of this contract or agreement.

- 2. The Fair Housing Act, Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§ 3601 et seq.), which prohibits discrimination in housing on the basis of race, color, religion, national origin, sex, familial status, or disability.
- 3. Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794), which prohibits discrimination on the basis of disability under any program or activity receiving federal financial assistance.
- 4. The Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101 et seq.), and U.S. Treasury's implementing regulations at 31 C.F.R. Part 23, which prohibit discrimination on the basis of age in programs or activities receiving federal financial assistance.
- 5. Title II of the Americans with Disabilities Act of 1990, as amended (42 U.S.C. §§ 12101 et seq.), which prohibits discrimination on the basis of disability under programs, activities, and services provided or made available by state and local governments or instrumentalities or agencies thereto.

C. Federal Labor Standards

- The Contract Work Hours and Safety Standards Act (40 U.S.C. § 3701 <u>et seq</u>.), requiring that mechanics and laborers (including watchmen and guards) employed on federally assisted contracts of \$100,000 or greater be paid wages of not less than one and one-half times their basic wage rates for all hours worked in excess of forty in a work-week;
- 2. The Federal Fair Labor Standards Act (29 U.S.C. § 201 <u>et seq</u>.), requiring that covered nonexempt employees be paid at least the minimum prescribed wage, and also that they be paid one and one-half times their basic wage rate for all hours worked in excess of the prescribed work-week;
- 3. The Copeland "Anti-Kickback" Act (18 U.S.C. § 874), as supplemented in Department of Labor regulations (29 C.F.R. § 3), which requires payment of wages once a week and allows only permissible payroll deductions.

D. Other State and federal laws applicable include, but are not limited to, the following:

- 1. The New Jersey Prevailing Wage Act (N.J.S.A. 34:11-56.25 et seq.), establishing a prevailing wage level for workers engaged in public works.
- 2. The Hatch Act (5 U.S.C. §§ 1501-1508 and 7324-7328), which limits certain political activities of State or local government employees whose principal employment is in connection with an activity financed in whole or in part by this federal assistance.
- 3. State of New Jersey Executive Order No. 215 (Kean 1989), requiring environmental assessments or environmental impact statements to the extent applicable for major construction projects.
- 4. (a) In accordance with 41 U.S.C. § 4712, the Grantee may not discharge, demote, or otherwise discriminate against an employee in reprisal for disclosing to any of the list of persons or entities provided below, information that the employee reasonably believes is evidence of gross mismanagement of a federal contract or grant, a gross waste of federal funds, an abuse of authority relating to a federal contract or grant, a substantial and specific danger to public health or safety, or a violation of law, rule, or regulation related to a federal contract (including the competition for or negotiation of a contract) or grant.
 - (b) The list of persons and entities referenced in the paragraph above includes the following:
 - a. A member of Congress or a representative of a committee of Congress;
 - b. An Inspector General;
 - c. The Government Accountability Office;
 - d. A Treasury employee responsible for contract or grant oversight or management;
 - e. An authorized official of the U.S. Department of Justice or other law enforcement agency;
 - f. A court or grand jury; or
 - g. A management official or other employee of DOH, contractor, or subcontractor who has the responsibility to investigate, discover, or address misconduct.
 - (c) The Grantee shall inform its employees in writing of the rights and remedies provided under this section, in the predominant native language of the workforce.

4. Contracting with Small, Minority-owned, Women-owned and Veteran-owned Businesses, and Labor Surplus Area Firms.

(a) The Grantee shall take all necessary affirmative steps to ensure contracting opportunities are provided to small, minority-owned, woman-owned, and veteran-owned businesses, and labor surplus area firms. As used in this contract, the terms "minority-owned business," "women-owned business," and "veteran-owned business" means a business that is at least fifty-one percent (51%) owned and controlled by minority group members, women or veterans. For purposes of this definition, "minority group members" are African-Americans, Spanish-speaking, Spanish surnamed or Spanish-heritage Americans, Asian-Americans, and Native Americans. The Grantee may rely on written representations by businesses regarding their status as minority, women and veteran businesses in lieu of an independent investigation.

(b) Affirmative steps shall include:

a. Placing qualified small and minority-, veteran- and women-owned businesses on solicitation lists;

b. Ensuring that small and minority-, veteran- and women-owned businesses are solicited whenever they are potential sources for goods and/or services required in furtherance of the Agreement;

c. Dividing total requirements, when economically feasible, into smaller tasks or quantities to permit maximum participation by small and minority-, veteran- and women-owned businesses;

d. Establishing delivery schedules, where the requirement permits, which encourage participation by small and minority-, veteran- and women-owned businesses;

e. Using the service and assistance, as appropriate, of such organizations as the Small Business Administration and the Minority Business Development Agency of the U.S. Department of Commerce; and

f. Requiring the prime contractor, if subcontracts are to be let, to take the affirmative steps listed in subparagraphs (a) through (e) of this section.

E. Increasing Seat Belt Use in the United States.

1. Pursuant to Executive Order 13043, 62 FR 19217 (Apr. 18, 1997), the Grantee should encourage its contractors to adopt and enforce on-the-job seat belt policies and programs for their employees when operating company-owned, rented or personally owned vehicles.

F. Reducing Text Messaging When Driving

1. Pursuant to Executive Order 13513, 74 FR 51225 (Oct. 6, 2009), the Grantee should encourage its employees, subrecipients, and contractors to adopt and enforce policies that ban text messaging while driving, and the Grantee should establish workplace safety policies to decrease accidents caused by distracted drivers.

G. Personally Identifiable Information

1. To the extent the Grantee receives personally identifiable information, it will comply with the Privacy Act of 1974 and U.S. Treasury rules and regulations related to the protection of personally identifiable information. The term "personally identifiable information" refers to information which can be used to distinguish or trace an individual's identity, such as their name, social security number, biometric records, etc., either alone or when combined with other personal or identifying information which is linked or linkable to a specific individual, such as date and place of birth, mother's maiden name, etc. See 2 C.F.R. § 200.79. Subrecipients shall require all persons that have access to personally identifiable information (including subcontractors/subconsultants and their employees) to sign a Non-Disclosure Agreement.

H. Conflicts of Interest.

1. The Grantee must maintain a conflict of interest policy consistent with 2 C.F.R. § 200.318(c) and that such conflict of interest policy is applicable to each activity funded with CSFRF Funds.

2. The Grantee and any grantees or subrecipients must disclose in writing to U.S. Treasury or DOH, as appropriate, any potential conflict of interest affecting the CSFRF Funds in accordance with 2 C.F.R. § 200.112.

I. American Rescue Plan Act

- 1. Sections 602 and 603 of the Social Security Act, as added in Section 9901 of the American Rescue Plan Act (Pub. L. 117-2).
- 2. Implementing regulations adopted by U.S. Treasury pursuant to Section 602(f) of the Social Security Act, as added in Section 9901 of the American Rescue Plan Act (Pub. L. 117-2).