

Michigan State Police Byrne-JAG Grant Requirements - Appendix

1. The subcontractor agrees and understands that the nonsupplanting requirement mandates that grant funds may be used only to supplement (increase) a subcontractor's budget and may not supplant (replace) state, local or tribal funds that the subcontractor otherwise would have spent on positions or any other items approved in this agreement if it had not received a grant award.
2. If the subcontractor hires new positions (including filling existing vacancies that are no longer funded in your agency's budget), it must hire these additional positions on or after the official grant award start date, above its current budgeted level of positions.
3. If the subcontractor rehires personnel who have already been laid off at the time of application as a result of state, local or tribal budget cuts, it must rehire the personnel on or after the official grant award start date and maintain documentation showing the date(s) that the positions were laid off and rehired.
4. For the subcontractor's plans on maintaining personnel who are at the time of the application scheduled to be laid off on a future date as a result of state, local or tribal budget cuts, the subcontractor must continue to fund the personnel with its own funds from the grant award start date until the date of the scheduled lay-off and maintain documentation showing the date(s) and reason(s) for the lay-off.
5. The court gives assurance to the county and the SCAO that the subcontractor shall comply with 45 CFR §76 and certifies to the best of its knowledge and belief that it and its subcontractors: (a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any federal department or agency. (b) Have not within a three year period preceding this agreement been: (1) Convicted of or had a civil judgment rendered against them for commission of fraud; (2) Convicted of a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; (3) Convicted of a violation of federal or state anti-trust statutes; or (4) Convicted of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property. (c) Are not presently indicted for or otherwise criminally or civilly charged by a government entity (federal, state or local) with commission of any of the offenses enumerated in subsection B. (d) Have not within a three (3) year period preceding this agreement had one or more public transactions (federal, state or local) terminated for cause or default.
6. The subcontractor agrees that it will provide a drug-free workplace and abide by all requirements under the Drug-Free Workplace Act of 1988, and implemented at 28 C.F.R. Part 67, Subpart F, for contractors.
7. Costs must be reasonable and necessary. If required by the local jurisdiction, costs must be sustained by competitive bids. All contracts and subcontracts require approval by SCAO. Individual consultant fees are limited to \$450 (excluding travel, lodging and meal costs) per day, which includes legal, medical, psychological, and accountant consultants. If the rate will exceed \$450 for an eight-hour day, written approval is required from SCAO. Compensation for individual consultant services is to be responsible and consistent with that paid for similar services in the marketplace.

Signature of Authorized Certifying Official	Title
Applicant Organization	Date Submitted