



STATE OF VERMONT
JOINT FISCAL OFFICE

MEMORANDUM

To: Joint Fiscal Committee members
From: Daniel Dickerson, Fiscal Analyst
Date: August 7, 2020
Subject: Grant Request – JFO #3015

Enclosed please find one (1) item, which the Joint Fiscal Office has received from the Administration.

JFO #3015 – \$33,598,000 from the Federal Emergency Management Agency to the VT Dept. of Public Safety. The funds will be used to provide public assistance to the state, local and non-profit entities that incurred costs to respond to the COVID-19 pandemic and the state emergency. FEMA funds will cover 75% of eligible costs. State, local and non-profit recipients will be required to provide the remaining 25%, however FEMA has authorized the use of Coronavirus Relief Fund for the 25% match, which will likely be utilized before state or local dollars.

[JFO received 08/05/20]

Please review the enclosed materials and notify the Joint Fiscal Office (Daniel Dickerson at (802) 828-2472; ddickerson@leg.state.vt.us) if you have questions or would like an item held for legislative review. Unless we hear from you to the contrary by August 21, 2020 we will assume that you agree to consider as final the Governor's acceptance of this request.

**STATE OF VERMONT
 FINANCE & MANAGEMENT GRANT REVIEW FORM**

Grant Summary:		This FEMA grant is for the COVID-19 pandemic (DR-4532) and will be used to cover emergency response efforts.			
Date:		6/19/2020			
Department:		Department of Public Safety			
Legal Title of Grant:		Disaster Grants- Public Assistance (Presidentially Declared Disasters)			
Federal Catalog #:		97.036			
Grant/Donor Name and Address:		Federal Emergency Management Agency			
Grant Period:	From:	1/20/2020	To:	--	
Grant/Donation		\$33,598,000			
	SFY 1	SFY 2	SFY 3	Total	Comments
Grant Amount:	\$16,799,001	\$13,439,200	\$3,359,799	\$33,598,000	
Position Information:		# Positions	Explanation/Comments		
		0			
Additional Comments:		DPS confirmed that the amounts in the FEMA application are less than those included in the AA-1, stating that while most FEMA grants tie, this is an ongoing disaster and the need has increased since the application was submitted. Additionally, the ongoing status of the pandemic is the reason for there being no grant end date.			
Department of Finance & Management					(Initial)
Secretary of Administration					(Initial)
Sent To Joint Fiscal Office					Date





State of Vermont
Department of Public Safety
45 State Drive
Waterbury, Vermont 05671-1300
(802) 241-5000
TTY/TDD (888) 545-7598
www.dps.vermont.gov

June 16, 2020

To: Timothy Metayer, Finance & Management Budget Analyst

From: Melissa Austin, Financial Administrator

Re: Request for Grant Acceptance

Attached you will find a request for Grant Acceptance (Form AA-1) for the FEMA Public Assistance grant program for FEMA-DR-4532-VT COVID-19 Pandemic.

If you have any questions please contact me at 802-595-1711 or at Melissa.Austin@vermont.gov.

Respectfully,

Melissa

Cc: Richard Deschamps, Financial Manager
Cc: Megan Klinefelter, Deputy Director of Administration/Finance
Cc: Rick Hallenbeck, Director of Administration/Finance

STATE OF VERMONT REQUEST FOR GRANT (*) ACCEPTANCE (Form AA-1)

BASIC GRANT INFORMATION				
1. Agency:				
2. Department:	Public Safety			
3. Program:	Vermont Emergency Management			
4. Legal Title of Grant:	Disaster Grants- Public Assistance (Presidentially Declared Disasters)			
5. Federal Catalog #:	97.036			
6. Grant/Donor Name and Address:				
Federal Emergency Management Agency				
7. Grant Period:	From:	1/20/2020	To:	Ongoing
8. Purpose of Grant:				
To provide Federal disaster assistance for emergency work during the COVID-19 pandemic response.				
9. Impact on existing program if grant is not Accepted:				
Eligible State, Local, and Non-Profit agencies may have to bear the full cost of the disaster related expenses. Budget information below is based on the SF-424 submission and allowable State Management Cost.				
10. BUDGET INFORMATION				
	SFY 1	SFY 2	SFY 3	Comments
Expenditures:	FY 2021	FY 2022	FY 2023	
Personal Services	\$1,099,000	\$879,200	\$219,800	Cat Z MC
Operating Expenses	\$	\$	\$	
Grants	\$15,700,001	\$12,560,000	\$3,139,999	Subgrants
Total	\$16,799,001	\$13,439,200	\$3,359,799	
Revenues:				
State Funds:	\$	\$	\$	
Cash	\$3,886,564	\$3,109,250	\$777,311	ERAF & CRF
In-Kind	\$	\$	\$	
Federal Funds:	\$	\$	\$	
(Direct Costs)	\$12,874,000	\$10,299,200	\$2,574,800	MC & Subgrants
(Statewide Indirect)	\$	\$	\$	
(Departmental Indirect)	\$	\$	\$	
Other Funds:	\$	\$	\$	
Grant (source Local Match)	\$38,437	\$30,750	\$7,688	Subgrant Match
Total	\$16,799,001	\$13,439,200	\$3,359,799	
Appropriation No:	2140030000 22005	Amount:	\$12,874,000	
	2140030000 21555		\$55,313	
			\$	
			\$	
			\$	
			\$	
			\$	
		Total	\$12,929,313	

STATE OF VERMONT REQUEST FOR GRANT (*) ACCEPTANCE (Form AA-1)

PERSONAL SERVICE INFORMATION

11. Will monies from this grant be used to fund one or more Personal Service Contracts? Yes No
 If "Yes", appointing authority must initial here to indicate intent to follow current competitive bidding process/policy.

Appointing Authority Name: _____ Agreed by: _____ (initial)

12. Limited Service Position Information:	# Positions	Title
Total Positions		

12a. Equipment and space for these positions: Is presently available. Can be obtained with available funds.


13. AUTHORIZATION AGENCY/DEPARTMENT

I/we certify that no funds beyond basic application preparation and filing costs have been expended or committed in anticipation of Joint Fiscal Committee approval of this grant, unless previous notification was made on Form AA-1PN (if applicable):	Signature:	E-SIGNED by Christopher Herrick on 2020-06-16 10:08:48 EDT	Date: June 16, 2020
	Title:	Deputy Commissioner	
	Signature:		Date:
	Title:		

14. SECRETARY OF ADMINISTRATION

<input type="checkbox"/> Approved:	(Secretary or designee signature) Kristin Clouser	Digitally signed by Kristin Clouser Date: 2020.08.03 09:51:53 -04'00'	Date:
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15. ACTION BY GOVERNOR

<input checked="" type="checkbox"/> Accepted	 (Governor's signature)	8/5/20 Date:
<input type="checkbox"/> Rejected		

16. DOCUMENTATION REQUIRED

Required GRANT Documentation	
<input type="checkbox"/> Request Memo	<input type="checkbox"/> Notice of Donation (if any)
<input type="checkbox"/> Dept. project approval (if applicable)	<input type="checkbox"/> Grant (Project) Timeline (if applicable)
<input type="checkbox"/> Notice of Award	<input type="checkbox"/> Request for Extension (if applicable)
<input type="checkbox"/> Grant Agreement	<input type="checkbox"/> Form AA-1PN attached (if applicable)
<input type="checkbox"/> Grant Budget	

End Form AA-1

(*) The term "grant" refers to any grant, gift, loan, or any sum of money or thing of value to be accepted by any agency, department, commission, board, or other part of state government (see 32 V.S.A. §5).

E-SIGNED by Richard Hallenbe
on 2020-06-11 13:27:16 EDT

DECLARED APRIL 8, 2020

SUMMARY

STATE: Vermont
NUMBER: FEMA-4532-DR
INCIDENT: COVID-19
INCIDENT PERIOD: January 20, 2020, and continuing
DATE REQUESTED BY GOVERNOR: April 6, 2020
FEDERAL COORDINATING OFFICER: W. Russell Webster

DESIGNATIONS AND TYPES OF ASSISTANCE:

INDIVIDUAL ASSISTANCE (Assistance to individuals and households):

Under Review

PUBLIC ASSISTANCE (Assistance for emergency work and the repair or replacement of disaster-damaged facilities):

Emergency protective measures (Category B) not authorized under other Federal statutes, including direct Federal assistance, under the Public Assistance program at 75 percent federal funding for all areas in the State of Vermont.

HAZARD MITIGATION GRANT PROGRAM (Assistance for actions taken to prevent or reduce long term risk to life and property from natural hazards):

Under Review.

OTHER: Additional designations may be made at a later date if requested by the state and warranted by the results of further damage assessments.

PHILIP B. SCOTT
GOVERNOR



State of Vermont
OFFICE OF THE GOVERNOR

April 6, 2020

The Honorable Donald J. Trump
President of the United States
The White House
1600 Pennsylvania Avenue NW
Washington, D. C.

Through: Captain W. Russell Webster (USCG Ret.), CEM
Regional Administrator
FEMA Region I
99 High Street
Boston, MA 02110

Dear Mr. President:

Under the provisions of section 401 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. §§ 5121-5207 (Stafford Act), and implemented by 44 CFR §206.36, I request that you declare a Major Disaster for Vermont as a direct result of the overwhelming and adverse impacts from the Corona Virus Pandemic (COVID-19) beginning January 20, 2020 and continuing. Specifically, I am requesting Public Assistance Category B, and Individual Assistance, including Disaster Unemployment Assistance and Crisis Counseling Assistance/Regular Services Program for all Vermont counties.

The COVID-19 pandemic is rapidly evolving in Vermont. As of April 3, 2020, 5,228 tests had been completed. This includes tests completed at the Vermont Department of Health Lab (VDHL), Centers for Disease Control (CDC) and commercial laboratories. Of those tested, 389 have tested positive and 17 residents have died from COVID-19. Drive-up testing is available at the following locations: Landmark College in Putney, Brattleboro Memorial Hospital, Copley Hospital in Morrisville, Central Vermont Medical Center in Berlin, Dartmouth Hitchcock, North Country Hospital in Newport, Northwestern Medical Center in St. Albans, Porter Hospital in Middlebury, Springfield Hospital, Rutland Regional Medical Center, and UVM Medical Center in Burlington, with variable hours. Two new testing sites will be available at Island Pond Health Care and Champlain Islands Health Care.

On March 13, 2020, I declared a State of Emergency which remains in effect. Under the Executive Order I restricted visitor access to nursing homes, hospitals and other health care facilities. I suspended State employee travel, prohibited large non-essential mass gatherings and suspended rules to facilitate medical services. All agencies of the state are directed to use and employ state personnel, equipment, and facilities or perform any and all activities consistent with the direction of the Vermont Department of Health and the Department of Public Safety in accordance with the State Emergency Management Plan.

Using federal guidance and direction, I, along with my Commissioner of Health have supplemented the Executive Order to order aggressive social distancing measures to mitigate the outbreak. I closed schools and nursery schools and ordered planning to begin for childcare for the children of essential health care workers and first responders. Schools are required to have continuity of learning plans for remote learning implemented on or before Monday, April 13. DMV Offices have been closed for in person transactions and bars and restaurants have been closed for on-premises consumption and may only provide curbside pickup or delivery service. I have issued an order for healthcare providers to postpone elective procedures and closed close contact businesses such as hair salons and barbers, nail salons, spas and tattoo parlors.

I have directed all Vermonters to “Stay Home/Stay Safe.” Vermonters are directed to stay at home or their place of residence, leaving only for essential reasons. All businesses and not-for-profit entities have been directed to suspend in-person business operations and are required to develop distance-based services, with exceptions for businesses and entities providing services or functions deemed critical to public health and safety, as well as economic and national security as set forth in the Order, which may remain in operation, subject to compliance with federal and state health guidance, to the extent possible.

I have ordered any person, resident or non-resident, traveling into Vermont to stay for anything other than an essential purpose, to immediately self-quarantine for 14 days. Visitors are instructed not to travel to Vermont if they are displaying symptoms or if they are traveling from cities and regions identified as COVID-19 “hot spots,” including, among others, the states of Florida and Louisiana and the cities of Detroit, Chicago and New York City. On-line lodging reservations have been suspended and providers shall post a prominent notice on their web platforms which advises potential guests that reservations for lodging in Vermont, as allowed, shall be accepted by phone only. Lodging services are only allowable in support of the COVID-19 Response for vulnerable populations or essential personnel. The Vermont State Police and all county and municipal law enforcement agencies shall monitor the compliance with this Executive Order and notify the Office of the Attorney General regarding potential non-compliance.

My most recent order makes clear that state agencies, municipalities and non-profits are directed to provide alternative non-congregate housing for those who would otherwise be in congregate shelters, or are exposed to or infected with COVID-19.

Preliminary damage assessments are unwise to perform now due to the dynamic nature of the pandemic. Cases continue to increase each day and ongoing life-saving response activities are overwhelming State and local resources. Further, conducting assessments at this time would jeopardize the health and safety of our collective staffs.

As of this date, the Vermont Department of Finance and Management advises that the State has already expended well over \$5 million for Personal Protective Equipment (PPE) and medical equipment alone. I have determined that this health emergency is of such severity and magnitude that effective response is beyond the capabilities of State and local governments and supplementary Federal assistance is necessary. Thirty-six percent (36%) of counties reported experiencing a decrease in available fire service responders this week. The Vermont Agency of Human Services, Department of Health, and Department of Human Resources are working to provide the Vermont Veterans Home with additional staff. Concerns are rising around health of employees and staffing at local food shelves should people get sick. Many employees and volunteers are in vulnerable populations. Many sites are having to limit hours due to a lack of volunteers. More than 3,000 businesses have reported an economic injury impact of \$100 million and rising. Vermont Dairy Farmers are reporting a loss of \$182,000 per month in income due to milk price decline, expected to worsen between April and August.

In response to the gravity and overwhelming impacts of the pandemic, I directed the execution of the State Emergency Management Plan, including activation of the State Emergency Operations Center (SEOC) on March 10, 2020.

Personnel at our State Emergency Operations Center and Health Operations Center are working tirelessly to prepare for the projected COVID-19 caseloads as the virus spreads. I have directed the establishment of multiple Medical Surge facilities off hospital grounds, arranged for innovative non-congregate housing and Isolation and Recovery sites for vulnerable populations, and made arrangements to provide food and food delivery solutions to those populations as we strive to segregate COVID-positive and COVID-negative persons from various facilities. We already have more than 700 hotel and motel rooms in use for non-congregate emergency housing to reduce the spread of infection, in accordance with my Executive Order and with oversight of our Department of Health Commissioner.

I have called upon the Vermont National Guard to assist in Medical Surge logistics and Personal Protective Equipment (PPE) emergency procurement and supply chain management.

The Office of Chief Medical Examiner has implemented the disaster mortuary plan by standing up Temporary Mortuary Facilities at (4) primary sites, planning for a fixed facility for temporary mortuary, and procuring additional temporary mortuary trailers and/or trucks.

Critically, we are striving to prepare for the projected need for additional medical, epidemiological, and emergency personnel in the weeks ahead. We are currently seeking additional personnel to temporarily augment our State Emergency Operations Center and up to 55 personnel including 15 nurses to augment our Agency of Human Services. We have created a website to seek medical volunteers, with more than 700 responses received to date. This is a massive effort for the State of Vermont, and a race against time.

The Vermont Agency of Commerce and Community Development (ACCD) developed a process for responding to questions regarding acceptable continuation of business operations. ACCD has updated FAQs to help commercial entities, non-profits, employers to self-determine if their operations are critical to public health, safety, or economic and national security in Vermont. ACCD has also developed Stay Home Stay Safe sector-specific guidance for businesses.

In order to quickly alleviate suffering and provide support to those who continue to be severely impacted by this disaster, I am requesting you authorize Disaster Unemployment Assistance and Crisis Counseling Assistance/Regular Services Program of the Individual Assistance Program for the COVID-19 disaster.

- **Disaster Unemployment Assistance.** COVID-19 and the associated community mitigation measures, including social distancing and business and school closures, is impacting the ability for individuals to work and is resulting in unprecedented temporary and permanent unemployment for Vermont workers.

Prior to the impact of COVID-19, the state experienced an unemployment rate of 2.4%. The most recent unemployment figures published by the U. S. Department of Labor reflect the impact of the virus on unemployment insurance claims filed. For the week ending on March 14, 2020 approximately 640 initial claims were filed. For the week ending on March 21, 2020 approximately 14,000 initial claims were filed. Total initial claims made as of Sunday March 29, 2020 were approximately 45,000 from the previous three-week period. This week, we have seen 14,633 new unemployment claims — a dramatic surge that represents a record levels of unemployment claims.

There are hundreds more workers who are ineligible for the regular employment insurance program, including self-employed and contract workers or individuals who work for covered employers who do not earn enough wages to qualify. Many of those are/were working in food and other service occupations that have been hit hard. Disaster Unemployment Assistance provides benefits for workers that do not qualify for support through the regular unemployment insurance program. We estimate that there are more than 50,000 or 15% of the workforce who are self-employed.

- **Crisis Counseling Assistance/Regular Services Program.** The long-term impacts of this disaster include significant mental and behavioral health concerns. As senior centers, faith-based organizations and other voluntary organizations limit, close or cancel services, the local mental health need is expected to grow across the state. Many of the services provided by state and local governmental agencies have been forced to close due to concerns over public health and safety. Locations offering congregate meal site programs, behavioral health and other services to individuals and families in communities across the state, including low income and homeless individuals and families, have either closed completely or reduced their services. The COVID-19 pandemic has adversely affected our most at-risk populations and resulted in reduced operations or closure of libraries, adult daycare centers, skilled nursing programs, counseling and support groups, senior foot care centers and many other governmental and non-governmental programs that have become vital to supporting the well-being of individuals and families in our communities.

The Vermont Department of Mental Health (DMH) is taking dramatic and immediate steps in response to the COVID-19 Pandemic. DMH has established alternative inpatient capacity for COVID-19 positive individuals by implementing an alternative psychiatric facility with 10-25 beds. The establishment of this facility will accomplish 3 primary goals: first, we will have capacity to provide treatment and care to COVID-19 positive patients who have mild COVID-19 symptoms, but significant psychiatric needs (Level 1), both those currently receiving inpatient care or those who may show up in an emergency departments; second, we will mitigate the spread of COVID19 in inpatient facilities to ensure the health and safety of patients receiving treatment; and third, we will preserve resources and capacity, both within the broader medical system for those most medically acute and within our inpatient psychiatric facilities.

By strengthening and expanding community mental health services and providing a comprehensive crisis counseling assistance program. The long-term impacts to this public health emergency include significant mental health concerns as access to services and other community programs are reduced local mental health needs are expected to grow across the state. Many services provided by state and local government agencies have been reduced due to concerns over public health and safety. Locations that offer access to mental health services and supports including to very low-income families, have been closed or reduced. This includes the closure of our public schools across the state that serve to provide access to mental health services and support to children, youth and families in collaboration with local mental health agencies. Further continuing to maintain an adequate workforce to provide care in residential mental health settings is critical. The enormity of the disaster will require substantial efforts to expand capacity for supportive mental health and crisis counseling and support services Vermont is unable to adequately provide without federal assistance.

In order to strengthen and expand community mental health services and provide a comprehensive crisis counseling assistance program, the DMH is working to provide resources to community mental health and other non-profit partners for enhanced pay to direct care mental workers who are working in 24/7 residential facilities; expand the capacity and access of the local community mental health agencies and other non-profit partners to implement and utilize telephonic and/or video-chat technology to conduct therapeutic counseling, support and wellness services to vulnerable Vermonter's including children, youth and families; and to expand the capacity and access to warm line and other peer supports across the state.

The goal of these efforts will be to expand access to mental health services and supports to help those in need who are experiencing significant emotional and mental health distress as result of the COVID-19 outbreak. DMH will be the lead agency for these efforts and has experience working with community mental health and non-profit partners.

In order to mitigate suffering and protect those who continue to be severely impacted by this disaster, I am requesting that you authorize Category B Emergency Protective Measures of the Public Assistance Program for the COVID-19 disaster.

Activation Summary

Representatives from the following agencies and organizations are actively engaged in the ongoing operations of the State Emergency Operations Center (SEOC)/Agency Operations Centers:

- Vermont Division of Emergency Management
- Vermont Department of Health [also operating the Health Operations (HOC)]
- Vermont Agency of Transportation
- Vermont State Police Center
- Vermont Agency of Human Services
- Vermont Division of Fire Safety
- Vermont Agency of Natural Resources
- Vermont Department of Forests, Parks and Recreation
- Vermont Agency of Commerce and Community Development
- Vermont Agency of Agriculture, Food and Markets
- Vermont National Guard
- Federal Emergency Management Agency
- American Red Cross
- Vermont Agency of Education
- Vermont Department of Public Service
- Vermont Judiciary
- Vermont Department of Labor
- SerVermont
- Vermont Department of Buildings and General Services
- Vermont Department of Human Resources

Local Emergency Operations Centers Activated (EOCs):

- Burlington
- Charleston
- Chittenden (town)
- Hartford
- Johnson
- Mad River Valley Regional EOC (Fayston, Moretown, Waitsfield, and Warren)
- Mountain Town virtual EOC (Landgrove, Londonderry, and Weston),
- Peacham
- Pomfret
- Rutland
- Strafford

I have designated the Director of Vermont Emergency Management, Erica Bornemann, as the State Coordinating Officer for this request and the Major Disaster Declaration. Ms. Bornemann will work with the Federal Emergency Management Agency and may provide further information or justification on my behalf.

The Honorable Donald J. Trump
April 6, 2020
Page 7

I thank you for the support we have received from the Federal Emergency Management Agency throughout this challenging period and for your consideration of this request for a Major Disaster Declaration.

Sincerely,

A handwritten signature in black ink, appearing to read "Philip B. Scott", with a long horizontal line extending to the right.

Philip B. Scott,
Governor

PBS/kp

Enclosures:

OMB No. 1660-0009/FEMA Form 010-0-13

A: Individual Assistance

B: Public Assistance

C: Requirements for Other Federal Agency Programs

Applicant Name:	Application Title:
DEPARTMENT OF PUBLIC SAFETY /	SF-424 for Disaster Number 4532
Period of Performance Start:	Period of Performance End:

Grant Application - Entire Application

Application Title: SF-424 for Disaster Number 4532

Application Number:

Application Type: Grant Application (SF-424)

Funds Allocated: **\$ 0.00**

FedShare Estimated: **\$ 0.00**

Fedshare Requested: **\$ 0.00**

Fedshare Obligated: **\$ 0.00**

Number of Pre-Applications (RPAs/RFMAs) Submitted to FEMA: **0**

Number of Subgrant Applications (PWs) Submitted to FEMA: **0**

Preparer Information

Prefix
First Name: Melissa
Middle Initial
Last Name: Austin
Title: Financial Administrator
Agency/Organization Name: Vermont Department of Public Safety
Address 1: 45 State Drive
Address 2
City: Waterbury
State: VT
Zip: 05671 - 1300
Phone: 802-241-5396
Email: melissa.austin@vermont.gov

Is the application preparer the Point of Contact? No

Contact Information

Prefix
First Name: Kim
Middle Initial
Last Name: Canarecci
Suffix
Phone: 802-585-4209
Fax
Email: kim.canarecci@vermont.gov

Applicant Information

Disaster Number: 4532
 Applicant Legal Name DEPARTMENT OF PUBLIC SAFETY /
 Applicant ID 000-U6HEW-00
 Congressional District 00
 Type of Applicant: State Government
 Federal Employer Identification Number(EIN) 03-6000264
 If Indian Tribe, this is your Tribal Identification Number:
 What is your DUNS Number 809376692

Comments
Attachments

Organization Information

Division Emergency Management
 Department Public Safety
 Address Line 1 45 State Drive
 Address Line 2
 County Washington
 City Waterbury
 State VT
 Zip 05671 - 1300
 Country United States of America
 Phone 802-244-8721

Project Information

List the Congressional District(s) for your Project:

Areas affected by the Project:

Addison, Bennington, Caledonia, Chittenden, Essex, Franklin, Grand Isle, Lamoille, Orange, Orleans, Rutland, Washington, Windham, and Windsor Counties.

Comments
Attachments

	Budget Estimate \$	Percentage of Total Budget Estimate
Federal	\$ 23550000	75.00%
Applicant	\$ 0	0.00%
State	\$ 3218500	10.25%
Local	\$ 4631500	14.75%

Other	\$ 0	0.00%
Program Income	\$ 0	0.00%
Total	\$ 31400000	100%

Comments
Attachments

Comments and Attachments

Name of Section	Comment	Attachment
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Assurances and Certifications

Forms	Status
Part I: FEMA Form 20-16A, Assurances Non-Construction Programs.	<u>Complete</u> Applicable
Part II: FEMA Form 20-16B, Assurances Construction Programs.	<u>Complete</u> Applicable
Part III: FEMA Form 20-16C, Certifications Regarding Lobbying; Debarment, Suspension and Other Responsibilities Matters; and Drug-Free Workplace Requirements.	<u>Complete</u>
Part IV: SF-LLL, Disclosure of Lobbying Activities (Complete only if applying for a grant of more than \$100,000 and have lobbying activities using Non-Federal funds. See Form 20-16C for lobbying activities definition.)	Complete Not Applicable

FEMA Form 20-16A

Assurances Non-Construction Programs

Note: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the awarding agency. Further, certain Federal awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant I certify that the applicant:

- Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of the project described in this application.
- Will give the awarding agency, the Comptroller General of the United States, and if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
- Will establish safeguards to prohibit employees from using their positions for a purpose that constitute or presents the appearance of personal or organizational conflict of interest, or personal gain.
- Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
- Will comply with the Intergovernmental Personnel Act of 1970 (42 USC 4728-4763) relating to prescribed standards for merit systems for programs funded under one of the nineteen statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 CFR 900, Subpart F).
- Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (PL 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as

amended (20 USC 11681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (20 USC ~ 794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 USC " 6101~106), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 19 (PL 92-255), as amended, relating to n' discrimination on the basis of drug abuse; (f) Comprehensive Alcohol Abuse and Alcohol Prevention, Treatment and Rehabilitation Act of 1970 (PL 91-616), as amended, relating nondiscrimination on the basis of alcohol abuse alcoholism; (g) sections 523 and 527 of the Public Health Service Act of 1912 (42 USC 290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 USC 3601 et seq.) as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute under which application for Federal assistance being made; and O the requirements of any off nondiscrimination statute(s) which may apply to application.

7. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (PL 91~ which provide fair and equitable treatment of persons displaced whose property is acquired as a result of Federal federally assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
8. Will comply with the provisions of the Hatch Act (5 USC 1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
9. Will comply, as applicable, with the provisions of Davis-Bacon Act (40 USC 276a to 276a-7), Copeland Act (40 USC 276c and 18 USC 874), and the Contract Work Hours and Safe Standards Act (40 USC 327-333); regard labor standards for federally assisted construct subagreements.
10. Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
11. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (PL 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with-EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. I' 1451 et seq.); (f) conformity of Federal actions to State (Clear Air) Implementation Plans under Section 176(c) of the Clear Air Act of 1955, as amended (42 U.S.C. I 7401 et seq.); (g) protection of underground source of drinking water under the Safe Drinking Water Act of 1974, as amended, (PL 93-523); and (h) protection of endangered species under the Endangered Special Act of 1973, as amended, (PL 93-205).
12. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. 1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
13. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. 470), EO 11593 (identification protection of historic properties), and Archaeological and Historic Preservation AI 1974 (16 U.S.C. 469a-1 et seq.)
14. Will comply with PL 93-348 regarding protection of human subjects involved in research, development, and related activities supported by this award of assistance.
15. Will comply with the Laboratory Animal We Act of 1966 (PL 89-544, as amended, 7 U. 2131 et seq.) pertaining to the care, handling, treatment of warm blooded animals held research, teaching, or other activities supports this award of assistance.
16. Will comply with the Lead-Based Paint Poise Prevention Act (42 U.S.C. 4801 et seq.) which prohibits the use of lead based paint in construe or rehabilitation of residence structures.
17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
18. Will comply with all applicable requirements a other Federal laws, executive orders, regular and policies governing this program.
19. It will comply with the minimum wage and maximum hours provisions of the Federal fair Labor

Standards Act (29 U.S.C 201), as they apply to employees of institutions of higher education, hospitals, and other non-profit organizations.

FEMA Form 20-16B

Assurances Construction Programs

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0042), Washington, DC 20503.

PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.

NOTE: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the Awarding Agency. Further, certain Federal assistance awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the assistance; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will not dispose of, modify the use of, or change the terms of the real property title, or other interest in the site and facilities without permission and instructions from the awarding agency. Will record the Federal interest in the title of real property in accordance with awarding agency directives and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure non-discrimination during the useful life of the project.
4. Will comply with the requirements of the assistance awarding agency with regard to the drafting, review and approval of construction plans and specifications.
5. Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications and will furnish progress reports and such other information as may be required by the assistance awarding agency or State.
6. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
7. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
8. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain. nondiscrimination statute(s) which may apply to the application.
9. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
10. Will comply with all Federal statutes relating to non-discrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681- 1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which

prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and, (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.

11. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal and federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
12. Will comply with the provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
13. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327- 333) regarding labor standards for federally-assisted construction subagreements.
14. Will comply with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
15. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91- 190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
16. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
17. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).
18. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
19. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.

Certifications Regarding Lobbying; Debarment, Suspension and Other Responsibilities Matters; and Drug-Free Workplace Requirements.

Applicants should refer to the regulations cited below to determine the certification to which they are required to attest. Applicants should also review the instructions for certification included in the regulations before completing this form. Signature on this form provides for compliance with certification requirements under 44 CFR Part 18, "New Restrictions on Lobbying; and 44 CFR Part 17, "Government-wide Debarment and suspension (Nonprocurement) and Government-wide Requirements for Drug-Free Workplace (Grants)." The certifications shall be treated as a material representation of fact upon which reliance will be placed when the Federal Emergency Management Agency (FEMA) determines to award the covered transaction, grant, or cooperative agreement.

1. LOBBYING

As required by the section 1352, Title 31 of the US Code, and implemented at 44 CFR Part 1a for persons into a grant or cooperative agreement over \$100,000, as defined at 44CFR Part 16, the applicant certifies that:

(1) No federal appropriated funds have been paid or will be paid by or on behalf of the undersigned to any person for influencing or attempting to influence an officer or employee of any agency, a Member of congress, an officer or employee of congress, or an employee of a Member of Congress in connection with the making of any federal grant, the entering into of any cooperative agreement and extension, continuation, renewal amendment or modification of any Federal Grant or cooperative agreement.

(2) If any other funds than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of congress, an officer or employee of congress, or an employee of a Member of Congress in connection with the making of any federal grant, the entering into of any cooperative agreement: the undersigned shall complete and submit Standard Form LLL, "Disclosure of Lobbying Activities", in accordance with its instructions.

Standard Form LLL Disclosure of Lobbying Activities Attached? No

(3) The undersigned shall require that the language of this certification be included in the award documents for all the subawards at all tiers (including subgrants, contracts under grants and cooperative agreements and subcontract(s)) and that all subrecipients shall certify and disclose accordingly.

2. Debarment, Suspension and Other Responsibilities Matters (Direct Recipient)

As required by Executive Order 12549, Debarment and Suspension, and implemented a: 44CFR Part 67, for participants in primary covered transactions, as defined at 44 CFR Part 17, Section 17-510A, the applicant certifies that it and its principals:

(1) Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a State or Federal court, or voluntarily excluded from covered transactions by any Federal department or agency.

(2) Have not within a three-year period preceding this application been convicted of or had a civilian judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain or perform a public (Federal, State, or local) transaction or contract under a public transaction; violation of federal or state antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.

(3) Are not presently indicted for or otherwise criminally or civilly charged by a government entity (Federal, State, or locally) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification: and

(4) have not within a three-year period preceding this application had one or more public transactions (Federal, State, or local) terminated for cause or default; and

Where the applicant is unable to certify to any of the statements in this certification, he or she shall attach an explanation to this application.

3. Drug-Free Workplace (Grantees other than individuals)

As required by the Drug-Free Workplace Act of 1988, and implemented at 44CFR Part 17, Subpart F, for grantees, as defined at 44 CFR part 17, Sections 17.615 and 17.623:

(A) The applicant certifies that it will continue to provide a drug-free workplace by:

(a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;

(b) Establishing an on-going drug free awareness program to inform employees about:

- (1) The dangers of drug abuse in the workplace;
- (2) The grantee's policy of maintaining a drug-free workplace;
- (3) Any available drug counseling, rehabilitation and employee assistance programs; and
- (4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;

(c) Making it a requirement that each employee to be engaged in the performance of the grant to be given a copy of the statement required by paragraph (a);

(d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will:

- (1) Abide by the terms of the statement and
- (2) Notify the employee in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction.

(e) Notifying the agency, in writing within 10 calendar days after receiving notice under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to the applicable FEMA awarding office, i.e. regional office or FEMA office.

(f) Taking one of the following actions against such an employee, within 30 calendar days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted:

- (1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
- (2) Require such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement or other appropriate agency.

(g) Making a good effort to continue to maintain a drug free workplace through implementation of paragraphs (a), (b), (c), (d), (e), and (f).

(B) The grantee may insert in the space provided below the site(s) for the performance of work done in connection with the specific grant.

Place of Performance

Street	City	State	Zip	Action
45 State Drive	Waterbury	VT	05671-1300	

Include all places of performance, which are workplaces for this application.

Section 17.630 of the regulations provide that a grantee that is a State may elect to make one certification in each Federal fiscal year. A copy of which should be included with each application for FEMA funding. States and State agencies may elect to use a Statewide certification.

Grant Application - SF424

**APPLICATION FOR
FEDERAL ASSISTANCE**

1. TYPE OF SUBMISSION

Application

Pre-Application
N/A

2. DATE SUBMITTED

**3. DATE RECEIVED BY
STATE**

N/A

**4. DATE RECEIVED BY
FEDERAL AGENCY**

N/A

Applicant Identifier
000-U6HEW-00

State Application Identifier
N/A

Federal Identifier

5. APPLICANT INFORMATION

Legal Name:

DEPARTMENT OF PUBLIC SAFETY /

Organizational DUNS: 809376692

Address

Street: 45 State Drive

City: Waterbury

County: Washington

State: VT

Zip Code: 05671 - 1300

Country: United States of America

Organizational Unit:

Department:

Public Safety

Division: Emergency Management

**Name and telephone number of person to
be contacted on matters involving this
application (give area code)**

Prefix: First Name: Kim

Middle Initial:

Last Name: Canarecci

Suffix:

Email: kim.canarecci@vermont.gov

Phone Number: Fax Number:

802-585-4209

6. FEDERAL EMPLOYER IDENTIFICATION NUMBER (EIN)

03-6000264

8. TYPE OF APPLICATION

Grant Application (SF-424)

10. CATALOG OF FEDERAL DOMESTIC ASSISTANCE NUMBERS

97.036

CFDA TITLES: PUBLIC ASSISTANCE

12. AREAS AFFECTED BY PROJECT (cities, counties, states, etc.)

Addison, Bennington, Caledonia, Chittenden, Essex, Franklin, Grand Isle, Lamoille, Orange, Orleans, Rutland, Washington, Windham, and Windsor Counties.

13. PROPOSED PROJECT:

Start Date: January 20, 2020

End Date: April 6, 2021

7. TYPE OF APPLICANT

State Government

9. NAME OF FEDERAL AGENCY

Federal Emergency Management Agency

**11. DESCRIPTIVE TITLE OF APPLICANT'S
PROJECT**

DR-4532-VT Covid-19 Pandemic January 20, 2020 and continuing

14. CONGRESSIONAL DISTRICTS OF:

a. Applicant: 00

b. Project:

15. ESTIMATED FUNDING

a. Federal	\$ 23550000
b. Applicant	\$ 0
c. State	\$ 3218500
d. Local	\$ 4631500
e. Other	\$ 0
f. Program Income	\$ 0
g. TOTAL	\$ 31400000

**16. IS APPLICATION SUBJECT TO REVIEW
BY STATE EXECUTIVE ORDER 12372
PROCESS?**

N/A

**17. IS THE APPLICANT DELINQUENT ON
ANY FEDERAL DEBT?**

No

18. TO THE BEST OF MY KNOWLEDGE AND BELIEF, ALL DATA IN THIS APPLICATION ARE TRUE AND CORRECT, THE DOCUMENT HAS BEEN DULY AUTHORIZED BY GOVERNING BODY OF THE APPLICANT AND THE APPLICANT WILL COMPLY WITH THE ATTACHED ASSURANCES IF THE ASSISTANCE IS REQUIRED.

a. Name of Authorized Representative b. Title
Secretary of Administration/Governor's Authorized Representative
d. Signature of Authorized Representative

c. Telephone Number
802-828-3322
e. Date Signed

April 23, 2020

Go Back