



**GUAM BEHAVIORAL  
HEALTH & WELLNESS  
CENTER**

790 Gov. Carlos G. Camacho Rd.  
Tamuning, Guam 96913  
TEL: (671) 647-5330  
FAX: (671) 649-6948

**LOURDES A. LEON GUERRERO**  
Governor  
**JOSHUA F. TENORIO**  
Lieutenant Governor

**THERESA C. ARRIOLA**  
Director  
**CARISSA E. PANGELINAN**  
Deputy Director

**REQUEST FOR PROPOSAL**  
**Guam Non-Profit Organizations for Professional Services**  
**To Provide Residential Rehabilitation Substance**  
**Treatment for Adolescent Males and Females**

**GBHWC RFP 06-2019**

**AMENDMENT NO. 2**

To: All Prospective Offerors

The above numbered and described solicitation is amended as set forth below:

Add as Exhibit B, attached hereto.

**Notice of Award, Grant No. 3B08T1010014-19 dated 08/05/2019, CFDA No. 93.959**

**Notice of Award, Grant No. 2B08T1010014-19 dated 06/12/2019, CFDA No. 93.959**

Except as provided herein, all terms and conditions of the document referenced in the solicitation number above remain unchanged and in full force and effect.

**Carissa E. Pangelinan**  
Procurement Officer  
Deputy Director  
August 23, 2019

(This amendment must be included with the proposal.)







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Deputy Director

**ACKNOWLEDGEMENT RECEIPT  
GBHWC RFP 06-2019**

**AMENDMENT NO. 2  
Federal Notice of Awards**

The party identified below is a registered interested party and/or potential offeror for a request for proposal identified above.

Such party acknowledges receipt of the amendment identified hereinabove, and further understands that said amendment must be included as part of the proposal offer.

Received and submitted by:

<b>Name</b>	
<b>Title</b>	
<b>Company/Organization</b>	
<b>Date</b>	

This acknowledgment receipt may be emailed to [marilyn.oflaque@gbhwc.guam.gov](mailto:marilyn.oflaque@gbhwc.guam.gov); or faxed to (671) 649-6948 **AND** included in the proposal technical offer.

**Notice of Award**

**Issue Date: 08/05/2019**



**SABG**  
**Department of Health and Human Services**  
**Substance Abuse and Mental Health Services Administration**

**Center for Substance Abuse Treatment**

**Grant Number: 3B08TI010014-19S1**  
**FAIN: B08TI010014-19**  
**Contact Person: Rey Vega**

**Program: Substance Abuse Prevention & Treatment Block Grant**

**GUAM BEHAVIORAL HEALTH AND WELLNESS CENTER**  
**Rey Vega**  
**Drug and Alcohol Branch**  
**790 Governor Carlos G. Camacho Road**  
**Tamuning, GU 96913**

**Award Period: 10/01/2018 – 09/30/2020**

**Dear Grantee:**

The Substance Abuse and Mental Health Services Administration hereby awards the next quarterly (or partial) installment in the amount of \$276,168 (see "Award Calculation" in Section I) to GUAM BEHAVIORAL HEALTH AND WELLNESS CENTER in support of the above referenced project. This award is pursuant to the authority of Subparts II&III,B, Title XIX, PHS Act/45 CFR Part 96 and is subject to the requirements of this statute and regulation and of other referenced, incorporated or attached terms and conditions.

Acceptance of this award including the "Terms and Conditions" is acknowledged by the grantee when funds are drawn down or otherwise obtained from the grant payment system.

If you have any questions about this award, please contact your Grants Management Specialist and your Government Project Officer listed in your terms and conditions

Sincerely yours,  
Odessa Crocker  
Grants Management Officer  
Division of Grants Management

See additional information below

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**SECTION I – AWARD DATA – 3B08TI010014-19S1**

**FEDERAL FUNDS APPROVED:** \$1,104,675  
**AMOUNT OF THIS ACTION (FEDERAL SHARE):** \$276,168  
**CUMULATIVE AWARDS TO DATE:** \$1,104,675  
**UNAWARDED BALANCE OF CURRENT YEAR'S FUNDS:** \$0

**Fiscal Information:**

**CFDA Number:** 93 959  
**EIN:** 1980018947C1  
**Document Number:** 19B1GUSAPT  
**Fiscal Year:** 2019

IC	CAN	19
TI	C96N470	\$276,168

PCC: SAPT / OC: 4115

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**SECTION II – PAYMENT/HOTLINE INFORMATION – 3B08TI010014-19S1**

Payments under this award will be made available through the HHS Payment Management System (PMS). PMS is a centralized grants payment and cash management system, operated by the HHS Program Support Center (PSC), Division of Payment Management (DPM). Inquiries regarding payment should be directed to The Division of Payment Management System, PO Box 6021, Rockville, MD 20852, Help Desk Support – Telephone Number: 1-877-614-5533

The HHS Inspector General maintains a toll-free hotline for receiving information concerning fraud, waste, or abuse under grants and cooperative agreements. The telephone number is: 1-800-HHS-TIPS (1-800-447-8477). The mailing address is: Office of Inspector General, Department of Health and Human Services, Attn: HOTLINE, 330 Independence Ave., SW, Washington, DC 20201

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**SECTION III – TERMS AND CONDITIONS – 3B08TI010014-19S1****REMARKS**

-  
This award reflects the fourth quarter funding for the SABG. All previous terms and conditions remain in full force and effect.

In accordance with the regulatory requirements provided at 45 CFR 75.113 and Appendix XII to 45 CFR Part 75, recipients that have currently active Federal grants, cooperative agreements, and procurement contracts with cumulative total value greater than \$10,000,000 must report and maintain information in the System for Award Management (SAM) about civil, criminal, and administrative proceedings in connection with the award or performance of a Federal award that reached final disposition within the most recent five-year period. The recipient must also make semiannual disclosures regarding such proceedings. Proceedings information will be made

publicly available in the designated integrity and performance system (currently the Federal Awardee Performance and Integrity Information System (FAPIIS)). Full reporting requirements and procedures are found in Appendix XII to 45 CFR Part 75.

**Staff Contacts:**

Sherrye McManus, Program Official

Phone: (240) 276-2576 Email: Sherrye.McManus@samhsa.hhs.gov

Wendy Pang, Grants Specialist

Phone: (240) 276-1419 Email: wendy.pang@samhsa.hhs.gov Fax: (240) 276-1430







**SABG**  
Department of Health and Human Services  
Substance Abuse and Mental Health Services Administration

Notice of Award

Issue Date: 06/12/2019

Center for Substance Abuse Treatment

Grant Number: 2B08TI010014-19  
FAIN: B08TI010014-19  
Contact Person: Rey Vega

Program: Substance Abuse Prevention & Treatment Block Grant

**GUAM BEHAVIORAL HEALTH AND WELLNESS CENTER**  
Rey Vega  
Drug and Alcohol Branch  
790 Governor Carlos G. Camacho Road  
Tamuning, GU 98913

Award Period: 10/01/2018 -- 09/30/2020

Dear Grantee

The Substance Abuse and Mental Health Services Administration hereby awards a grant in the amount of \$828,507 (see "Award Calculation" in Section I) to GUAM BEHAVIORAL HEALTH AND WELLNESS CENTER in support of the above referenced project. This award is pursuant to the authority of Subparts II&III, B, Title XIX, PHS Act/45 CFR Part 96 and is subject to the requirements of this statute and regulation and of other referenced, incorporated or attached terms and conditions.

Acceptance of this award including the "Terms and Conditions" is acknowledged by the grantee when funds are drawn down or otherwise obtained from the grant payment system.

If you have any questions about this award, please contact your Grants Management Specialist and your Government Project Officer listed in your terms and conditions.

Sincerely yours,  
Odeasa Crocker  
Grants Management Officer  
Division of Grants Management

See additional information below

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**SECTION I – AWARD DATA – 2B08TI010014-19**

**FEDERAL FUNDS APPROVED:** \$1,104,875  
**AMOUNT OF THIS ACTION (FEDERAL SHARE):** \$828,507  
**CUMULATIVE AWARDS TO DATE:** \$828,507  
**UNAWARDED BALANCE OF CURRENT YEAR'S FUNDS:** \$276,168

**Fiscal Information:**

**CFDA Number:** 93 959  
**EIN:** 1980018947C1  
**Document Number:** 19B1GUSAPT  
**Fiscal Year:** 2019

IC	CAN	19
TI	C98N470	\$828,507

PCC: SAPT / DC: 4115

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**SECTION II – PAYMENT/HOTLINE INFORMATION – 2B08TI010014-19**

Payments under this award will be made available through the HHS Payment Management System (PMS). PMS is a centralized grants payment and cash management system, operated by the HHS Program Support Center (PSC), Division of Payment Management (DPM). Inquiries regarding payment should be directed to: The Division of Payment Management System, PO Box 6021, Rockville, MD 20852, Help Desk Support – Telephone Number: 1-877-814-5533

The HHS Inspector General maintains a toll-free hotline for receiving information concerning fraud, waste, or abuse under grants and cooperative agreements. The telephone number is 1-800-HHS-TIPS (1-800-447-8477). The mailing address is: Office of Inspector General, Department of Health and Human Services, Attn: HOTLINE, 330 Independence Ave., SW, Washington, DC 20201

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**SECTION III – TERMS AND CONDITIONS – 2B08TI010014-19****SPECIAL TERMS**

The state's SABG Behavioral Health Assessment and Plan and Behavioral Health Report is in substantial compliance with the authorizing legislation (42 USC §5 300x-21-66) and implementing regulation (45 CFR §5 98 120-137) for the program involved; however, the state is required to prepare and submit responses to any program staff requests for revisions to the state's SABG Behavioral Health Assessment and Plan and Behavioral Health Report within 30 days after receipt of the Notice of Award.

**STANDARD TERMS AND CONDITIONS**

## **SABG FY 2019 Award Terms and Reporting Requirements**

### **1) Acceptance of the Terms of an Award**

By drawing or otherwise obtaining funds from the HHS Payment Management System, the recipient acknowledges acceptance of the terms and conditions of the award and is obligated to perform in accordance with the requirements of the award. Except for any waiver granted explicitly elsewhere in this section, this award does not constitute approval for waiver of any Federal statutory/regulatory requirements for a SABG. Once a recipient accepts an award, the contents of the Notice of Award (NoA) are binding on the recipient unless and until modified by a revised NoA signed by the GMO.

### **Certification Statement:**

By drawing down funds, The recipient agrees to abide by the statutory requirements of all sections of the Substance Abuse Prevention and Treatment Block Grant (SABG) (Public Health Service Act, Sections 1921-1935 and sections 1941-1957) (42 U.S.C. 300x-21-300x-35 and 300x-51-300x-87, as amended), and other administrative and legal requirements as applicable for the duration of the award.

### **2) SABG Administrative Requirements**

This NoA issued is subject to the administrative requirements for HHS block grants under 45 CFR Part 96, as applicable, and 45 CFR Part 75 as specified. Except for section 75.202 of Subpart C, and sections 75.351 through 75.353 of Subpart D, the requirements in Subpart C, Subpart D, and Subpart E do not apply to this program (reference 45 CFR Part 75 Subpart B, 75.101(d))

Except for any waiver granted explicitly elsewhere in this section, this award does not constitute approval for waiver of any Federal statutory/regulatory requirements for a SABG

### **3) Flowdown of requirements to sub-recipients**

The grantee, as the awardee organization, is legally and financially responsible for all aspects of this award including funds provided to sub-recipients, in accordance with 45 CFR 75.351 75.353, Sub-recipient monitoring and management.

### **4) Availability of Funds**

Funds awarded under this grant must be obligated and expended by September 30, 2020

### **5) Executive Pay**

The Consolidated Appropriations Act, 2018 (Pub. L. 115-141) signed into law on January 10, 2018, restricts the amount of direct salary to Executive Level II of the Federal Executive Pay scale. The Executive Level II salary per E.O. 13819, was increased to \$189,800 effective January 1, 2018

For awards issued prior to this change if adequate funds are available in active awards, and if the salary cap increase is consistent with the institutional base salary, recipients may rebudget to accommodate the current Executive Level II salary level. However, no additional funds will be provided to these grant awards

**6) SAM and DUNS Requirements**

**THIS AWARD IS SUBJECT TO REQUIREMENTS AS SET FORTH IN 2 CFR 25.110 CENTRAL CONTRACTOR REGISTRATION CCR) (NOW SAM) AND DATA UNIVERSAL NUMBER SYSTEM (DUNS) NUMBERS. 2 CFR Part 25 - Appendix A4**

**System of Award Management (SAM) and Universal Identifier Requirements**

**A. Requirement for System of Award Management**

Unless you are exempted from this requirement under 2 CFR 25.110, you, as the recipient, must maintain the currency of your information in the SAM, until you submit the final financial report required under this award or receive the final payment, whichever is later. This requires that you review and update the information at least annually after the initial registration and more frequently if required by changes in your information or another award term.

**B. Requirement for unique entity identifier if you are authorized (reference project description) to make subawards under this award, you:**

1. Must notify potential subrecipients that no entity (see definition in paragraph C of this award term) may receive a subaward from you unless the entity has

provided its unique entity identifier to you.

2. May not make a subaward to an entity, unless the entity has provided its unique entity identifier to you.

**C. Definitions. For purposes of this award term:**

1. System of Award Management (SAM) means the federal repository into which an entity must provide information required for the conduct of business as a recipient. Additional information about registration procedures may be found at the SAM Internet site (currently at <http://www.sam.gov>).

2. Unique entity identifier means the identifier required for SAM registration to uniquely identify business entities.

3. Entity, as it is used in this award term, means all of the following, as defined at 2 CFR Part 25, Subpart C:

a. A governmental organization, which is a state, local government, or Indian Tribe, b. A foreign public entity, c. A domestic or foreign nonprofit organization, d. A domestic or foreign for-profit organization, and e. A Federal agency, but only as a sub-recipient under an award or sub-award to a nonfederal entity.

4. Sub-award:

a. This term means a legal instrument to provide support for the performance of any portion of the substantive project or program for which you received this award and that you, as the recipient, award to an eligible sub-recipient. b. The term does not include your procurement of property and services needed to carry out the project or program (for further explanation, see 2 CFR 200.330). c. A sub-award may be provided through any legal agreement, including an agreement that you consider a contract.

5. Sub-recipient means an entity that: a. Receives a sub-award from you under this award, and b. Is accountable to you for the use of the federal funds provided by the sub-award.

**7) Federal Financial Accountability and Transparency Act (FFATA)**

At this time, This award is not subject to FFATA reporting.

**8) FAPHS - Recipient Integrity and Performance**

## Appendix XII to 45 CFR Part 75

### A. Reporting of Matters Related to Recipient Integrity and Performance

#### 1. General Reporting Requirement

If the total value of your currently active grants, cooperative agreements, and procurement contracts from all Federal awarding agencies exceeds \$10,000,000 for any period of time during the period of performance of this Federal award, then you as the recipient during that period of time must maintain the currency of information reported to the System for Award Management (SAM) that is made available in the designated integrity and performance system (currently the Federal Awardee Performance and Integrity Information System (FAPIIS)) about civil, criminal, or administrative proceedings described in paragraph 2 of this award term and condition. This is a statutory requirement under section 872 of Public Law 110-417, as amended (41 U.S.C. 2313). As required by section 3010 of Public Law 111-212, all information posted in the designated integrity and performance system on or after April 15, 2011, except past performance reviews required for Federal procurement contracts, will be publicly available.

#### 2. Proceedings About Which You Must Report

Submit the information required about each proceeding that:

a. Is in connection with the award or performance of a grant, cooperative agreement, or procurement contract from the Federal Government;

b. Reached its final disposition during the most recent five year period, and

c. If one of the following:

(1) A criminal proceeding that resulted in a conviction, as defined in paragraph 5 of this award term and condition;

(2) A civil proceeding that resulted in a finding of fault and liability and payment of a monetary fine, penalty, reimbursement, restitution, or damages of \$5,000 or more;

(3) An administrative proceeding, as defined in paragraph 5 of this award term and condition, that resulted in a finding of fault and liability and your payment of either a monetary fine or penalty of \$5,000 or more or reimbursement, restitution, or damages in excess of \$100,000; or

(4) Any other criminal, civil, or administrative proceeding if:

(i) It could have led to an outcome described in paragraph 2 c.(1), (2), or (3) of this award term and condition;

(ii) It had a different disposition arrived at by consent or compromise with an acknowledgement of fault on your part; and

(iii) The requirement in this award term and condition to disclose information about the proceeding does not conflict with applicable laws and regulations.

#### 3. Reporting Procedures

Enter in the SAM Entity Management area the information that SAM requires about each proceeding described in paragraph 2 of this award term and condition. You do not need to submit the information a second time under assistance awards that you received if you already provided the information through SAM because you were required to do so under Federal procurement contracts that you were awarded.

#### 4. Reporting Frequency

During any period of time when you are subject to this requirement in paragraph 1 of this award term and condition, you must report proceedings information through SAM for the most recent five year period, either to report new information about any proceeding(s) that you have not reported previously or affirm that there is no new information to report. Recipients that have Federal contract, grant, and cooperative agreement awards with a cumulative total value greater than \$10,000,000 must disclose semiannually any information about the criminal, civil, and administrative proceedings.

#### 5. Definitions

For purposes of this award term and condition:

a. Administrative proceeding means a non-judicial process that is adjudicatory in nature in

order to make a determination of fault or liability (e.g., Securities and Exchange Commission Administrative proceedings, Civilian Board of Contract Appeals proceedings, and Armed Services Board of Contract Appeals proceedings). This includes proceedings at the Federal and State level but only in connection with performance of a Federal contract or grant. It does not include audits, site visits, corrective plans, or inspection of deliverables

b. Conviction, for purposes of this award term and condition, means a judgment or conviction of a criminal offense by any court of competent jurisdiction, whether entered upon a verdict or a plea, and includes a conviction entered upon a plea of nolo contendere

c. Total value of currently active grants, cooperative agreements, and procurement contracts includes

(1) Only the Federal share of the funding under any Federal award with a recipient cost share or match, and

(2) The value of all expected funding increments under a Federal award and options, even if not yet exercised

(81 FR 3019, Jan. 20, 2016)

#### **9) Mandatory Disclosures**

Consistent with 45 CFR 75.113, applicants and recipients must disclose in a timely manner, in writing to the HHS Office of Inspector General (OIG), all information related to violations or suspected violations, of Federal criminal law involving fraud, bribery, or gratuity violations potentially affecting the Federal award. Subrecipients must disclose, in a timely manner, in writing to the prime recipient (pass through entity) and the HHS OIG, all information related to violations, or suspected violations, of Federal criminal law involving fraud, bribery, or gratuity violations potentially affecting the Federal award. Disclosures must be sent in writing to the awarding agency and to the HHS OIG at the following addresses:

#### **U.S. Department of Health and Human Services**

**Office of Inspector General ATTN: Mandatory Grant Disclosures, Intake Coordinator**

**330 Independence Avenue, SW, Cohen Building Room**

**5527 Washington, DC 20201**

**Fax: (202) 205-0604 (Include Mandatory Grant Disclosures in subject line) or email [MandatoryGrantsDisclosures@oig.hhs.gov](mailto:MandatoryGrantsDisclosures@oig.hhs.gov)**

Failure to make required disclosures can result in any of the remedies described in 45 CFR 75.371 remedied for noncompliance, including suspension or debarment (see 2 CFR parts 180 & 376 and 31 U.S.C. 3321)

#### **10) The Trafficking Victims Protection Act of 2000 (22 U.S.C. 7104(G)), as amended, and 2 C.F.R. PART 176**

The Trafficking Victims Protection Act of 2000 authorizes termination of financial assistance provided to a private entity, without penalty to the Federal government, if the recipient or subrecipient engages in certain activities related to trafficking in persons. SAMHSA may unilaterally terminate this award, without penalty, if a private entity recipient, or a private entity subrecipient, or their employees:

a) Engage in severe forms of trafficking in persons during the period of time that the award is in effect,

b) Procure a commercial sex act during the period of time that the award is in effect, or

c) Use forced labor in the performance of the award or subawards under the award.

The text of the full award term is available at 2 C.F.R. 175.15(b). See <http://www.gpo.gov/fdsys/pkg/CFR-2012-title2-vol1/pdf/CFR-2012-title2-vol1-sec175-15.pdf>

#### 11) Drug-Free Workplace Requirements

The Drug-Free Workplace Act of 1988 (41 U.S.C. 701 et seq.) requires that all organizations receiving grants from any Federal agency agree to maintain a drug-free workplace. When the AR signed the application, the AR agreed that the recipient will provide a drug-free workplace and will comply with the requirement to notify SAMHSA if an employee is convicted of violating a criminal drug statute.

Failure to comply with these requirements may be cause for debarment. Government wide requirements for Drug-Free Workplace for Financial Assistance are found in 2 CFR part 182. HHS implementing regulations are set forth in 2 CFR part 382.400. All recipients of SAMHSA grant funds must comply with the requirements in Subpart B (or Subpart C if the recipient is an individual) of Part 382.

#### 12) Lobbying

No funds provided under the attached Notice of Award (NoA) may be used by you or any sub-recipient under the grant to support lobbying activities to influence proposed or pending federal or state legislation or appropriations. The prohibition relates to the use of federal grant funds and is not intended to affect your right or that of any other organization, to petition Congress or any other level of government, through the use of other nonfederal resources.

Reference 45 CFR Part 93.

#### 13) Accessibility Provisions

Grant recipients of Federal financial assistance (FFA) from HHS must administer their programs in compliance with Federal civil rights law. This means that recipients of HHS funds must ensure equal access to their programs without regard to a person's race, color, national origin, disability, age, and in some circumstances, sex and religion. This includes ensuring your programs are accessible to persons with limited English proficiency.

The HHS Office for Civil Rights also provides guidance on complying with civil rights laws enforced by HHS. Please see <http://www.hhs.gov/ocr/civilrights/understanding/section1557/index.html>. Recipients of FFA also have specific legal obligations for serving qualified individuals with disabilities. Please see <http://www.hhs.gov/ocr/civilrights/understanding/disability/index.html>. Please contact the HHS Office for Civil Rights for more information about obligations and prohibitions under Federal civil rights laws at <https://www.hhs.gov/civil-rights/index.html> or call 1-800-368-1019 or TDD 1-800-537-7697.

Also note that it is an HHS Departmental goal to ensure access to quality, culturally competent care, including long-term services and supports, for vulnerable populations. For further guidance on providing culturally and linguistically appropriate services, recipients should review the National Standards for Culturally and Linguistically Appropriate Services in Health and Health Care at <https://minorityhealth.hhs.gov/omb/browse.aspx?M=1&V=6>.

#### 14) Federal Recognition of Same-Sex Spouses/Marriages

On June 26, 2013, in *United States v Windsor*, the Supreme Court held that section 3 of the Defense of Marriage Act (DOMA) (P.L. 104-199), which prohibited federal recognition of same-sex marriages, was unconstitutional. As a result of that decision and consistent with HHS policy, SAMHSA recognizes same-sex marriages and same-sex spouses on equal terms with opposite sex-marriages and opposite-sex spouses, regardless of where the couple resides.

On June 26, 2015, in *Obergefell v Hodges*, the Court held that the Fourteenth Amendment requires a State to license a marriage between two people of the same sex and to recognize a marriage between two people of the same sex when their marriage was lawfully licensed and performed out-of-state. Consistent with both of these decisions, you must treat as valid the marriages of same-sex couples. This policy does not apply to registered domestic partnerships, civil unions or similar formal relationships recognized under state law as something other than a marriage.

#### 15) Legislative Mandates

Certain statutory provisions under P.L. 115-245, Department of Defense and Labor, Health and Human Services, and Education Appropriations Act, 2019, Division B, Title V, Title II, General Provisions limit the use of funds on SAMHSA grants, cooperative agreements, and contract awards. Such provisions are subject to change annually based on specific appropriation language that restricts the use of grant funds. The full text of P.L. 115-245 is available at [https://www.congress.gov/bills/115th-congress/house\\_bills/245/legislation?format=txt](https://www.congress.gov/bills/115th-congress/house_bills/245/legislation?format=txt).

#### 16) Audits

Non-Federal recipients that expend \$750,000 or more in federal awards during the recipient's fiscal year must obtain an audit conducted for that year in accordance with the provisions of 45 CFR 98.31.

Recipients are responsible for submitting their Single Audit Reports and the Data Collections Forms (SF-FAC) electronically to the Federal Audit Clearinghouse. Visit disclaimer page (FAC) within the earlier of 30 days after receipt or nine months after the FY's end of the audit period. The FAC operates on behalf of the OMB.

For specific questions and information concerning the submission process, visit the Federal Audit Clearinghouse at <http://harvester.census.gov/facweb>. Call FAC at the toll-free number (800) 253-0896.

#### 17) Tobacco

1) The state is required to maintain methodologically sound procedures for the measurement of compliance with the tobacco requirements listed in the application. Although improvement in the following activities is encouraged, all modifications in the conduct of the following activities must be approved by the Substance Abuse and Mental Health Services Administration's Center for Substance Abuse Prevention prior to implementation.

Activities described in Annual Symp Report Appendix B that include (a) creation of the sampling frame (b) probability sampling of tobacco outlets that meets the SAMHSA precision



requirement of 3 percentage point for the retailer violation rate with respect to a right-sided 95% confidence level;

Activities described in Annual Syner Report Appendix C that include: (a) methods of recruitment and training of adult and youth inspectors, (b) method of verifying age of inspectors, (c) method of accounting for distribution of youth and (d) purchase attempt procedures; and

#### **Syner reporting procedures**

These procedures are designed to ensure that violation rates for the state may be estimated in a valid and stable fashion from year to year.

2) The state is required to complete all random, unannounced inspections for the annual Syner survey for the Federal Fiscal Year 2020 application by September 30, 2019.

3) The state is required to use minors 15 years old and older in the conduct of all random, unannounced inspections for the annual Syner survey.

4) The state is required to maintain a retailer violation rate at 20 percent or below in order to comply with the requirements of section 1926 of the Public Health Services Act.

- o BAPT Application Target Rate
- o FFY 2020 20 percent
- o FFY 2021 20 percent

#### **18) Submitting Responses to Conditions and Reporting Requirements**

Unless otherwise identified in the special terms and conditions of award and post award requests, all responses to special terms and conditions of award and post award requests must be sent to the Grants Management Specialist and the Government Program Official as identified in the Notice of Award.

The grant or cooperative agreement award number **MUST** be included in the SUBJECT line of the email.

#### **SABO Reporting Requirements**

##### **1. Federal Financial Report (FFR)**

The recipient is required to submit a Federal Financial Report (FFR) by December 29, 2020, which is 90 days after the close of the statutory grant period (45 CFR 96.30). The SF-425 shall report total funds obligated and total funds expended by the grantee.

The SF-425 is available at (<http://apply07.grants.gov/apply/forms/sample/SF425-V1.0.pdf>)

The final FFR must be submitted by email to [grant\\_closeout@samhsa.hhs.gov](mailto:grant_closeout@samhsa.hhs.gov)

## 2. Annual Report

There is an annual report due by **December 1** of the fiscal year for which the State is seeking a grant. Grant awards will not be made without the report required under 96 130(e)

Title XIX, Part B, Subpart III of the Public Health Service Act (42 U.S.C. 300x-52(a)), requires the secretary of the Department of Health and Human Services, acting through the Assistant Secretary of the Substance Abuse and Mental Health Services Administration (SAMHSA), to determine the extent to which states and jurisdictions have implemented the state plan for the prior fiscal year. The purpose of the annual report is to provide information to assist the secretary in making this determination. States and jurisdictions are requested to prepare and submit their reports for the last completed state fiscal year (SFY), in the format provided in the guidance (<https://www.samhsa.gov/grants/block-grants>). The report must address the purposes for which the SABG were expended, the recipients of grant funds, and the authorized activities conducted, and services purchased with such funds. Particular attention should be given to the progress made toward accomplishing the goals and performance indicators identified in the grantee's SABG application. Grantees are required to prepare and submit their respective reports utilizing SAMHSA's Web Block Grant Application System (BGAS). This report must be received by SAMHSA no later than December 1, 2019 in order for the grantee to receive its next grant. Failure to comply with these requirements may cause the initiation of enforcement actions that can culminate in discontinuation of MHBG grants.

The report must be submitted via the electronic interface WebBGAS by December 1, 2019. Please contact your Government Program Official (State Project Officer) for additional submission information.

## 3. Syнар Report

The Syнар report due by December 31 of the fiscal year for which the State is seeking a grant. Grant awards may be reduced without the report required under 96 130(e)

Section 1920 of the Public Health Service Act (42 U.S.C. 300x-26) requires States receiving SABG funds to have in effect a law providing that it is unlawful for any manufacturer, retailer, or distributor of tobacco products to sell or distribute any such product to any individual under the age of 18. States must also annually submit a report describing (i) the activities carried out by the State to enforce such law during the fiscal year preceding the fiscal year for which the State is seeking the grant, (ii) the extent of success the State has achieved in reducing the availability of tobacco products to individuals under the age of 18, and (iii) the strategies to be utilized by the State for enforcing such law during the fiscal year for which the grant is sought.

In accordance with the regulatory requirements provided at 45 CFR 75.113 and Appendix XII to 45 CFR Part 75, recipients that have currently active Federal grants, cooperative agreements, and procurement contracts with cumulative total value greater than \$10,000,000 must report and maintain information in the System for Award Management (SAM) about civil, criminal, and administrative proceedings in connection with the award or performance of a Federal award that reached final disposition within the most recent five-year period. The recipient must also make semiannual disclosures regarding such proceedings. Proceedings information will be made

publicly available in the designated integrity and performance system (currently the Federal Awardee Performance and Integrity Information System (FAPIIS)). Full reporting requirements and procedures are found in Appendix XII to 45 CFR Part 75.

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