

FEDERAL AWARDING AGENCY NAME: United States Department of Agriculture, Rural Development, Rural Utilities Service (RUS).

FUNDING OPPORTUNITY TITLE: Rural Decentralized Water Systems (DWS) Grant

ANNOUNCEMENT TYPE: Funding Opportunity Announcement.

FUNDING OPPORTUNITY NUMBER: RDRUS-21-01-DWS.

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The Rural Utilities Service (RUS), an agency of the United States Department of Agriculture (USDA), herein referred to as RUS or the Agency, announces its Rural Decentralized Water System (DWS) Grant Program application window for Fiscal Year (FY) 2021.

APPLICATION DUE DATE: July 19, 2021

SUBMISSIONS: Submissions must be electronic and received no later than July 19, 2020. No applications or supporting documentation submitted via courier, fax, or electronic mail will be accepted. Late or incomplete applications will not be eligible for funding under this grant opportunity.

FOR MORE INFORMATION: Questions about this announcement can be directed to Taylor Marable, Community Programs Specialist, Water and Environmental Programs, Rural Utilities Service, U.S. Department of Agriculture, email:

Taylor.Marable@usda.gov, or telephone: (615) 772-8726.

SUPPLEMENTARY INFORMATION:

A. Program Description

The DWS Grant Program has been established to help individuals with low to moderate incomes finance the costs of household water wells and individually owned

decentralized wastewater systems that they own or will own. The DWS Grant Program is authorized under Section 306E of the Consolidated Farm and Rural Development Act (CONACT), 7 USC 1926e. The CONACT authorizes RUS to make grants to qualified private non-profit organizations to establish lending programs for household water wells and individually owned decentralized wastewater systems.

As a grant recipient, private non-profit organizations will receive DWS grants to establish lending programs that will provide water well or septic system loans and sub-grants to individuals. The individuals, as loan and/or grant recipients, may use the loan and/or grant funds to construct, refurbish, and service their household well or decentralized wastewater systems. A loan may not exceed \$15,000 and will have a term of up to 20 years at one percent annual interest rate. A sub-grant issued may not exceed \$15,000 for each water well system or decentralized wastewater system.

Applicants should use the appropriate FY 2021 DWS Grant Application Guide (Application Guide) to aid in developing a complete application. All applicants should carefully review and prepare their applications according to instructions in the Application Guide and sample materials. The applicant will be responsible for any expenses incurred during the development and submission of an application. The Application Guide can be found at <https://www.rd.usda.gov/programs-services/rural-decentralized-water-systems-grant>, under the To Apply tab.

B. Federal Award Information

The Agency will make awards, and the successful applicants will be required to execute documents appropriate to the project, before funding will be advanced. Award documents specify the term of each award. Prior DWS grants cannot be renewed, however, existing DWS awardees can submit applications for new projects which will be

evaluated as new applications. Grant applications must be submitted during the application window.

C. Eligibility Information

1. Eligible Entities

a. An organization is eligible to receive a DWS grant if it:

i. Has an active registration with current information in the System for Award Management (SAM) and has a Dun and Bradstreet (D&B) Data Universal Numbering System (DUNS) number.

ii. Is a private, non-profit organization.

iii. Is legally established and located within one of the following:

(1) A state within the United States,

(2) The District of Columbia,

(3) The Commonwealth of Puerto Rico, or

(4) A United States territory.

b. Has the legal capacity and authority to carry out the grant purpose.

c. Has sufficient expertise and experience in lending activities.

d. Has sufficient expertise and experience in promoting the safe and productive use of individually-owned household water wells or decentralized wastewater systems.

e. Has no delinquent debt to the Federal government or no outstanding judgments to repay a Federal debt.

f. Demonstrates that it possesses the financial, technical, and managerial capability to comply with Federal and State laws and requirements, and

g. Is not a corporation that has been convicted of a felony (or had an officer or

agent acting on behalf of the corporation convicted of a felony) within the past 24 months. Any Corporation that has any unpaid Federal tax liability that has been assessed, for which all judicial and administrative remedies have been exhausted or have lapsed, and that is not being paid in a timely manner pursuant to an agreement with the authority responsible for collecting the tax liability is not eligible.

2. Ineligible entities.

An individual is ineligible to receive a DWS grant, however, an individual may receive a loan or sub-grant from an organization receiving a grant award.

3. Basic eligibility requirements for a project.

a. To be eligible for a grant, the project must:

i. Be a revolving fund created to provide loans and grants to eligible individuals to construct, refurbish, and service individually-owned household water wells or decentralized wastewater systems (see 7 CFR 1776.11 and 1776.12).

ii. Be established and maintained by a private, non-profit organization.

iii. Be located in a rural area. Rural area is defined as locations other than cities or towns of more than 50,000 people and the contiguous and adjacent urbanized area of such towns and cities.

4. Required Matching Contributions

Grant applicants must provide written evidence of a matching contribution of at least 10 percent from sources other than the proceeds of a DWS grant. In-kind contributions will not be considered for the matching requirement. Please see 7 CFR 1776.9 for the requirement.

a. Eligibility to receive a DWS loan and/or sub-grant will be based on the

following criteria:

i. An individual must be a member of a household of which the combined household income of all members does not exceed 60 percent of the median nonmetropolitan household income for the State or territory in which the individual resides. Household income is the total income from all sources received by each adult household member for the most recent 12-month period for which the information is available. It does not include income earned or received by dependent children under 18 years old or other benefits that are excluded by Federal law. The nonmetropolitan household income must be based on the Agency approved 5-year income data from the American Community Survey (ACS) or, if needed, other United States Bureau of the Census data.

RUS publishes a list of income exclusions in 7 CFR 3550.54(b). Also, the Department of Housing and Urban Development published a list of income exclusions in the Federal Register on May 20, 2014, at 79 FR 28938 (see “Federally Mandated Exclusions”).

ii. The loan and/or sub-grant recipient must own and occupy the home being improved with the proceeds loan and/or sub-grant proceeds of this program, or be purchasing the home to occupy under a legally enforceable land purchase contract which is not in default by either the seller or the purchaser.

iii. The home being improved with the loan and/or sub-grant of this program must be located in a rural area as defined in 7 CFR 1776.3.

iv. The loan and/or sub-grant for a decentralized water or wastewater system must not be associated with the construction of a new dwelling.

v. The loan and/or sub-grant must not be used to substitute a water well system for water service available from collective water systems. (For example, a loan may not be used to restore an old well abandoned when a dwelling was connected to a water district's water line.)

vi. The loan and/or sub-grant recipient must not be suspended or debarred from participation in Federal programs.

D. Application and Submission Information

The Application Guide provides specific, detailed instructions for each item of a complete application. The Agency emphasizes the importance of including every item and strongly encourages applicants to follow the instructions carefully, using the examples and illustrations in the Application Guide. Prior to official submission of applications, applicants may request technical assistance or other application guidance from the Agency, as long as such requests are made two weeks prior to the application deadline of July 19, 2020. Agency contact information can be found in Section G of this document.

The Agency will not solicit or consider new scoring or eligibility information that is submitted after the application deadline. The Agency reserves the right to contact applicants to seek clarification on materials contained in the submitted application. See the Application Guide for a full discussion of each item. For requirements of completed grant applications, refer to 7 CFR part 1776.

1. Where to Get Application Information

The Application Guide, copies of necessary forms and samples, and the DWS Grant Program regulation are available at <https://www.grants.gov>. General program information is also available at <https://www.rd.usda.gov/programs-services/rural-decentralized-water-systems-grant>.

2. Content and Form of Application Submission

a. Detailed information on each item required can be found in the DWS Grant Program regulation (7 CFR part 1776) and the Application Guide. Applicants are strongly encouraged to read both the regulation and the Application Guide. This Notice does not change the requirements for a completed application for any form of DWS financial assistance specified in the regulation. The regulation and Application Guide provide specific guidance on each of the items listed.

b. Applications should be prepared in conformance with the provisions in 7 CFR part 1776, subpart B, and departmental and other applicable regulations including 2 CFR parts 180, 182, 200, 400, and 421, or any successor regulations. Applicants should use the Application Guide which contains instructions and other important information in preparing their application. Completed applications must include the items found in the checklist in the next paragraph.

3. Checklist of Items in Completed Application Packages

a. The applicant for a grant must supply a Dunn and Bradstreet Data Universal Numbering System (DUNS) number as part of an application. The Standard Form 424 (SF-424) contains a field for the DUNS number. The applicant can obtain the DUNS number free of charge by calling Dun and Bradstreet. Please see <https://fedgov.dnb.com/webform> for more information on how to obtain a DUNS number or how to verify your organization's number.

b. Prior to submitting an application, the applicant must register in the System for Award Management (SAM) at <https://www.sam.gov/SAM/> and must make the certifications and representations required of entities which are applying for or have received funding under any Federal financial assistance project or program.

i. The SAM registration must remain active with current information at all times while RUS is considering an application or while a Federal Grant Award or loan is active. To maintain the registration in the SAM database the applicant must review and update the information in the SAM database annually from date of initial registration or from the date of the last update. The applicant must ensure that the information in the database is current, accurate, and complete.

ii. Your organization must be listed in the SAM. If you have not used Grants.gov before, you will need to register with the SAM and the Credential Provider. New registrations can take three to five business days to process. Updating or renewing an active registration has a shorter turnaround, 24 hours. Registrations in SAM are active for one year. The SAM registers your organization, housing your organizational information and allowing Grants.gov to use the information to verify your identity. The DUNS number, Taxpayer Identification Number (TIN), and name and address of the applicant organization must match SAM data files.

c. The application process requires forms with the prefixes RD and SF as well as supporting documents and certifications such as the following application items:

- i. SF-424, "Application for Federal Assistance."
- ii. SF-424A, "Budget Information—Non-Construction Programs."
- iii. SF- LLL, "Disclosure of Lobbying Activity."
- iv. Form RD 400-1, "Equal Opportunity Agreement."

- v. Project Proposal.
- vi. Work Plan.
- vii. Budget and Budget Justification.
- viii. Evidence of Legal Authority and Existence.
- ix. Documentation of private non-profit status and Internal Revenue Service (IRS) Tax Exempt Status.
- x. List of Directors and Officers.
- xi. Financial information and sustainability (narrative).
- xii. Assurances and certifications of compliance with other Federal Statutes.

The forms in items i through iv must be completed and signed where appropriate by an official of your organization who has authority to obligate the organization legally. Rural Development (RD) forms are used by programs under the RD mission area. Standard forms (SF) are used government-wide. In addition to the sources listed in Section A, the forms may be accessed electronically through the RD website at <https://www.rd.usda.gov/publications>.

See section V, “Application Review Information,” for instructions and guidelines on preparing Items v through xii.

4. Compliance with Other Federal Statutes

The applicant must provide evidence of compliance with other Federal statutes and regulations, including, but not limited to the following:

- a. 7 CFR part 15, subpart A—Nondiscrimination in Federally Assisted Programs of the Department of Agriculture—Effectuation of Title VI of the Civil Rights Act of 1964.

- b. 2 CFR part 417 – Governmentwide Debarment and Suspension

(Nonprocurement), or any successor regulations.

c. 2 CFR parts 200 and 400 (Uniform Assistance Requirements, Cost Principles and Audit Requirements for Federal Awards), or any successor regulations.

d. Subpart B of 2 CFR part 421, which adopts the Governmentwide implementation (2 CFR part 182) of the Drug-Free Workplace Act.

e. Executive Order 13166, “Improving Access to Services for Persons with Limited English Proficiency.” For information on limited English proficiency and agency-specific guidance go to <https://www.lep.gov/>.

5. Application Submission

The application must be submitted electronically through Grants.gov. Paper, faxed, and emailed applications or supporting documentation will not be accepted. Therefore, there are no longer requirements for the duplication of the submission of any required items.

You must be registered with Grants.gov before you can submit an electronic grant application. If you have not used Grants.gov before, you will need to register with the System for Award Management (SAM). You will need a DUNS number to access or register at any of the services. The registration processes may take several business days to complete. Follow the instructions at Grants.gov for registering and submitting an electronic application. RUS may request original signatures on electronically submitted documents later.

SAM registers your organization and stores your organizational information, which allows Grants.gov to use it to verify your identity. You may register online at <https://www.sam.gov/SAM/>. If system errors or technical difficulties occur, use the customer support resources available at the Grants.gov website. All electronic documents

must be submitted in Excel, Word, or PDF formats.

6. How and Where to Submit an Application

a. Applications must be submitted electronically. Applications and supporting material will not be accepted via courier, fax, or email. To submit an application, the following applies:

i. Electronic applications for grants will be accepted if submitted through Grants.gov at <https://www.grants.gov/>.

ii. Applicants must preregister successfully with Grants.gov to use the electronic applications option. Application information may be downloaded from Grants.gov without preregistration.

iii. Applicants must submit their electronic applications through Grants.gov before the deadline. The electronic application will receive a time-stamp that will be used to determine if it was received on or before the established deadline.

iv. Grants.gov contains full instructions on all required passwords, credentialing, and software. Follow the instructions at Grants.gov for registering and submitting an electronic application.

v. Grants.gov has two preregistration requirements: a DUNS number and an active registration in SAM. See the “Checklist of Items in Completed Application Packages” for instructions on obtaining a DUNS number and registering in the SAM.

vi. You must be registered with Grants.gov before you can submit an electronic grant application by going to the Grants.gov website at: <https://www.grants.gov/>

<https://www.grants.gov/web/grants/register.html>

vii. Organization registration user guides and checklists are also available at Grants.gov.

viii. Grants.gov requires some credentialing and online authentication procedures. When an applicant organization is registered with SAM, the organization designates a point of contact who receives a password authorizing the person to designate staff members who are allowed to submit applications electronically through Grants.gov.

These authorized organization representatives must be registered with Grants.gov to receive a username and password to submit applications. These procedures may take several business days to complete.

ix. Some or all of the SAM and [Grants.gov](https://www.grants.gov) registration, credentialing and authorizations require updates. If you have previously registered at [Grants.gov](https://www.grants.gov) to submit applications electronically, please ensure that your registration, credentialing and authorizations are up to date well in advance of the grant application deadline.

x. To use Grants.gov:

- (1) Follow the instructions on the website to find grant information.
- (2) Download a copy of an application package.
- (3) Complete the package off-line.
- (4) Upload and submit the application via the Grants.gov website.
- (5) If a system problem or technical difficulty occurs with an electronic application, please use the customer support resources available at the Grants.gov website.

(6) Again, RUS encourages applicants to take early action to complete

the sign-up, credentialing, and authorization procedures at Grants.gov before submitting an application at the website.

7. Deadlines

The deadline for application submissions is at 11:59 EST on July 19, 2021. Applications must have an electronic date and time stamp of no later than 11:59 EST of July 19, 2021, to be considered on time. RUS will not accept applications by courier, fax, or email. Applications that do not meet the criteria above are considered late applications and will not be considered. RUS will notify each late applicant that its application will not be considered.

8. Funding Restrictions

a. Eligible Grant Purposes

i. Grant funds must be used to establish and maintain a revolving fund to provide loans and sub-grants to eligible individuals for individually owned water well systems and/or individually owned wastewater systems.

ii. Individual households may use the loan and/or sub-grant funds to construct, refurbish, rehabilitate, or replace decentralized water systems up to the point of entry to a home. Point of entry for the well system is the junction where water enters into a home water delivery system after being pumped from a well. For septic systems, in lieu of the point of entry, the point of exit is substituted. The point of exit is the junction where wastewater exits out of the home wastewater collection system into the septic tank and drain field.

iii. Grant funds may be used to pay administrative expenses associated with providing DWS loans and/or sub-grants.

iv. Subgrants may be used to help reduce the cost to construct,

refurbish, rehabilitate, or replace individually owned water well systems and/or individually owned wastewater systems. Ten (10) percent of the total grant funds awarded may be used for subgrants.

b. Ineligible Grant Purposes

i. Administrative expenses incurred in any calendar year that exceed 10 percent of the decentralized water or wastewater system loans made during the same period do not qualify for reimbursement.

ii. Administrative expenses incurred before RUS executes a grant agreement with the recipient do not qualify for reimbursement.

iii. Delinquent debt owed to the Federal Government does not qualify for reimbursement.

iv. Decentralized Water System loans or sub-grants may not be used to pay the costs of water well or wastewater systems for the construction of a new house.

vi. Decentralized loans or sub-grants may not be used to pay the costs of a home plumbing system.

E. Application Review Information

1. Criteria

This section contains instructions and guidelines on preparing the project proposal, work plan, and budget sections of the application. Also, guidelines are provided on the additional information required for RUS to determine eligibility and financial feasibility. This year RUS will assign administrative discretion points to applications that:

a. Direct loans and/or sub-grants to rural areas where according to the

American Community Survey data by census tracts show that at least 20 percent of the population is living in poverty.

b. Direct loans to areas which lack running water, flush toilets, and modern sewage disposal systems, and areas which have open sewers and high rates of disease caused by poor sanitation, in particular, Colonia or Substantially Underserved Trust Areas (SUTA).

c. Direct loans to rural areas impacted by severe drought.

2. Project Proposal

The project proposal should outline the project in sufficient detail to provide a reader with a complete understanding of the loan program. Explain what will be accomplished by lending funds to decentralized water and/or wastewater system owners. Demonstrate the feasibility of the proposed loan program in meeting the objectives of this grant program. The proposal should include the following elements:

a. Project Summary

Present a brief project overview. Explain the purpose of the project, how it relates to RUS's purposes, how the project will be executed, what the project will produce, and who will direct it.

b. Needs Assessment

To show why the project is necessary, clearly identify the economic, social, financial, or other problems that require solutions. Demonstrate the decentralized water and/or wastewater system owners' need for financial and technical assistance. Quantify the number of prospective borrowers or provide statistical or narrative evidence that a sufficient number of borrowers will exist to justify the grant award. Describe the service area. Provide information on the household income of the area and other demographical

information. Address community needs.

c. Project Goals and Objectives

Clearly state the project goals. The objectives should clearly describe the goals and be concrete and specific enough to be quantitative or observable. They should also be feasible and relate to the purpose of the grant and loan program.

d. Project Narrative

The narrative should cover in more detail the items briefly described in the Project Summary. Demonstrate the grant applicant's experience and expertise in promoting the safe and productive use of individually-owned household water well systems and/or decentralized wastewater systems. The narrative should address the following points:

i. Document the grant applicant's ability to manage and service a revolving fund. The narrative may describe the systems that are in place for the full life cycle of a loan from loan origination through servicing. If a servicing contractor will service the loan portfolio, the arrangement and services provided must be discussed.

ii. Show evidence of the availability of funds from sources other than the DWS grant. Describe the contributions the project will receive from your organization, state agencies, local government, other Federal agencies, non-government organizations, private industry, and individuals. The documentation should describe how the contributions will be used to pay your operational costs and provide financial assistance for projects.

iii. Demonstrate that the organization has secured commitments of significant financial support from other funding sources.

iv. List the fees and charges that borrowers will be assessed.

3. Work Plan

The work plan or scope of work must describe the tasks and activities that will be accomplished with available resources during the grant period. It must include who will carry out the activities and services to be performed and specific timeframes for completion. Describe any unusual or unique features of the project such as innovations, reductions in cost or time, or extraordinary community involvement.

4. Budget and Budget Justification

Use the Form SF-424A, Budget Information – Non-Construction Programs, to show your budget cost elements. The form summarizes resources as Federal and non-Federal funds and costs. “Federal” refers only to the DWS Grant Program for which you are applying. “Non-Federal” refers to resources from your organization, state agencies, local government, non-government organizations, private industry, and individuals. Both Federal and non-Federal resources shall be detailed and justified in the budget and narrative justification.

a. Provide a budget with line item detail and detailed calculations for each budget object class identified in section B of the Budget Information form (SF-424A). Detailed calculations must include estimation methods, quantities, unit costs, and other similar quantitative detail sufficient for the calculation to be duplicated. Also include a breakout by the funding sources identified in Block 15 of the SF-424.

b. Provide a narrative budget justification that describes how the categorical costs are derived for all capital and administrative expenditures, the matching contribution, and other sources of funds necessary to complete the project. Discuss the necessity, reasonableness, and allocability of the proposed costs.

c. If the grant applicant will use a servicing contractor, the fees may be

reimbursed as an administrative expense as provided in 7 CFR 1776.13. These fees must be discussed in the budget narrative. If the grant applicant will hire a servicing contractor, it must demonstrate that all procurement transactions will be conducted in a manner to provide, to the maximum extent practical, open, and free competition. Recipients must justify any anticipated procurement action that is expected to be awarded without competition and exceed the simplified acquisition threshold fixed at 41 U.S.C. 134 (currently set at \$100,000).

d. The indirect cost category should be used only when the grant applicant currently has an indirect cost rate approved by the Department of Agriculture or another cognizant Federal agency. A grant applicant that will charge indirect costs to the grant must enclose a copy of the current rate agreement. If the grant applicant is in the process of initially developing or renegotiating a rate, the grant applicant shall submit its indirect cost proposal to the cognizant agency immediately after the applicant is advised that an award will be made. In no event, shall the indirect cost proposal be submitted later than three months after the effective date of the award.

5. Evidence of Legal Authority and Existence

The applicant must provide satisfactory documentation that it is legally recognized under state, tribal, and/or Federal law as a private non-profit organization. The documentation also must show that it has the authority to enter into a grant agreement with RUS and to perform the activities proposed under the grant application. Satisfactory documentation includes, but is not limited to, certificates from the Secretary of State, copies of state/Tribal statutes or laws establishing your organization, and copies of your organization's articles of incorporation and bylaws. Letters from IRS awarding tax-exempt status are not considered adequate evidence.

6. List of Directors and Officers

The applicant must submit a certified list of directors and officers with their respective terms.

7. IRS Tax Exempt Status

The applicant must submit evidence of tax-exempt status from the Internal Revenue Service.

8. Financial Information and Sustainability

The applicant must submit pro forma balance sheets, income statements, and cash flow statements for the last three years and projections for three years. Additionally, the most recent audit of the applicant’s organization must be submitted.

9. Evaluation Criteria

Grant applications that are complete and eligible will be scored competitively based on the following scoring criteria:

Scoring Criteria	Points
Degree of expertise and experience in promoting the safe and productive use of individually-owned household water well systems or decentralized wastewater systems and ground water.	Up to 30 points
Degree of expertise and successful experience in making and servicing loans to individuals.	Up to 20 points
<p>Percentage of applicant contributions. Points allowed under this paragraph will be based on written evidence of the availability of funds from sources other than the proceeds of a DWS grant to pay part of the cost of a loan recipient’s project. In-kind contributions will not be considered. Funds from other sources as a percentage of the DWS grant and points corresponding to such percentages are as follows:</p> <p>0 to 9 percent</p> <p>10 to 25 percent</p>	<p>ineligible</p> <p>5 points</p>

26 to 30 percent		10 points
31 to 50 percent		15 points
51 percent or more		20 points
Extent to which the work plan demonstrates a well thought out, comprehensive approach to accomplishing the objectives of this part, clearly defines who will be served by the project, and appears likely to be sustainable.	points	Up to 20
Extent to which the goals and objectives are clearly defined, tied to the work plan, and measurable.	points	Up to 10
Lowest ratio of projected administrative expenses to loans advanced.	points	Up to 10
Administrator's discretion, considering such factors as: Creative outreach ideas for marketing DWS loans to rural residents; factors include: 1. Directs loans and sub-grants to rural areas where according to the American Community Survey data by county show that at least 20 percent of the population is living in poverty. 2. Directs loans and sub-grants to areas which lack running water, flush toilets, and modern sewage disposal systems, and areas which have open sewers and high rates of disease caused by poor sanitation, in particular, Colonia or SUTA. 3. Areas impacted by severe drought.	points	Up to 10

11. Review Standards

a. Incomplete or ineligible applications as of the deadline for submission will not be considered. If an application is determined to be incomplete or ineligible, the applicant will be notified in writing and the application will be returned.

b. Complete, eligible applications will be evaluated competitively by a review team, composed of at least two RUS employees selected from the Water Programs Division. They will make overall recommendations based on the program elements found in 7 CFR part 1776 and the review criteria presented in this notice. They will award points as described in the scoring criteria in 7 CFR 1776.9 and this notice. Each

application will receive a score based on the average of the reviewers' scores and discretionary points awarded by the RUS Administrator.

c. Applications will be ranked, and grants awarded based upon the scoring results and funding availability.

d. Regardless of the score an application receives, if RUS determines that the project is technically infeasible, RUS will notify the applicant, in writing, and the application will be returned with no further action.

F. Federal Award Administration Information

1. Award Notices

RUS will notify a successful applicant by an award letter accompanied by a grant agreement and multi-tier action environmental compliance agreement. The grant agreement will contain the terms and conditions for the grant; the multi-tier action environmental compliance agreement will detail the Grant Recipient's responsibilities in meeting the Agency's Environmental Policies and Procedures, 7 CFR part 1970, in particular §1970.55 which applies to multi-tier actions or relending actions. The multi-tier action environmental compliance agreement acknowledges that further "tiered" environmental review may be required and coordinated by the Recipient prior to approving Subrecipient applications for re-lending purposes. The applicant must execute and return the agreements, accompanied by any additional items required by the award letter or grant agreement.

2. Administrative and National Policy Requirements

a. This notice, 7 CFR parts 1776 and 1970, and the application guide implement the appropriate administrative and national policy requirements. Grant recipients are

subject to the requirements in 7 CFR parts 1776 and 1970.

b. Direct Federal grants, sub-award funds, or contracts under the DWS Grant Program shall not be used to fund inherently religious activities, such as worship, religious instruction, or proselytization. Therefore, organizations that receive direct assistance should take steps to separate, in time or location, their inherently religious activities from the services funded under the DWS Grant Program. Regulations for the Equal Treatment for Faith-based Organizations are contained in 7 CFR part 16, which includes the prohibition against Federal funding of inherently religious activities.

3. Reporting

a. Performance Reporting. All recipients of DWS Grant Program financial assistance must provide quarterly performance activity reports to RUS until the project is complete and the funds are expended. A final performance report is also required. The final report may serve as the last quarterly report. The final report must include an evaluation of the success of the project.

b. Financial Reporting. All recipients of DWS Grant Program financial assistance must provide an annual audit, beginning with the first year a portion of the financial assistance is expended. The Non-Federal Entity (formerly called Grantee) will provide an audit report or financial statements as follows:

c. Non-Federal Entities expending \$750,000 or more Federal funds per fiscal year will submit an audit conducted in accordance with 2 CFR part 200 or successor guidance. The audit will be submitted within nine months after the Non-Federal Entity's fiscal year. Additional audits may be required if the project period covers more than one fiscal year.

d. Non-Federal Entities expending less than \$750,000 will provide annual financial statements covering the grant period, consisting of the organization's statement

of income and expense and balance sheet signed by an appropriate official of the organization. Financial statements will be submitted within 90 days after the Non-Federal Entity's fiscal year.

e. Recipient and Subrecipient Reporting. The applicant must have the necessary processes and systems in place to comply with the reporting requirements for first-tier sub-awards and executive compensation under the Federal Funding Accountability and Transparency Act of 2006 in the event the applicant receives funding unless such applicant is exempt from such reporting requirements pursuant to 2 CFR 170.110(b). The reporting requirements under the Transparency Act pursuant to 2 CFR part 170 are as follows:

i. First Tier Sub-Awards of \$25,000 or more in non-Recovery Act funds (unless they are exempt under 2 CFR part 170) must be reported by the Recipient to <https://www.fsrs.gov/> no later than the end of the month following the month the obligation was made.

ii. The Total Compensation of the Recipient's Executives (five most highly compensated executives) must be reported by the Recipient (if the Recipient meets the criteria under 2 CFR part 170) to <https://www.sam.gov/SAM/> by the end of the month following the month in which the award was made.

iii. The Total Compensation of the Subrecipient's Executives (5 most highly compensated executives) must be reported by the Subrecipient (if the Subrecipient meets the criteria under 2 CFR part 170) to the Recipient by the end of the month following the month in which the subaward was made.

f. Multi-tier Action Environmental Compliance Agreement Reporting. Recipients must maintain environmental documentation associated with implementation of the

multi-tier action environmental compliance agreement. The Recipient must retain documentation for up to seven (7) years and make it available for RUS verification upon request as required by 7 CFR §1970.55(b).

G. Federal Awarding Agency Contacts

1. Website: <https://www.rd.usda.gov/programs-services/rural-decentralized-water-systems-grant>.
2. Phone: Taylor Marable, 615-772-8726.
3. E-mail: taylor.marable@usda.gov.
4. Main point of contact: Taylor Marable, Community Programs Specialist, Water and Environmental Programs, Rural Utilities Service, U.S. Department of Agriculture.

H. Other Information

1. USDA Non-Discrimination Statement

In accordance with Federal civil rights laws and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident.

Persons with disabilities who require alternative means of communication for

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