WORKFORCE INVESTMENT ACT (WIA) - TITLE I
NATIONAL EMERGENCY GRANT AWARD LETTER

Grantee: State of Florida
Application: September 9, 2005
Grant Number: EM-15080-05-60
Federal Obligation Amount: $3,000,000
PY 2005 Funds

Project Name: Hurricane Katrina Evacuees
Project Number: FL-09
Date: SEP 30 2005

Ms. Susan Pareigis
Director
Florida Agency for Workforce Innovation
107 East Madison Street, MSC Area 100
Tallahassee, Florida 32399-4137

Dear Ms. Pareigis:

I am pleased to inform you that the State’s above-referenced project grant application for funds under the National Emergency Grants (NEG) program, pursuant to Title I, Section 173 of the Workforce Investment Act (WIA), has been approved for funding as specified in this notice. Enclosed is your Project Grant Award package consisting of this NEG award letter, the new NEG Grant Agreement (including the Notice of Obligation clause), and the following documents which are contained in the State’s application and the conditions contained in Attachment A:

- Budget Plan: ( ) Approved; ( ) Approved, with comment; (X) Approved, with conditions.
- Implementation Plan: ( ) Approved; ( ) Approved, with comment; (X) Approved, with conditions.
- Project Narrative: ( ) Approved; ( ) Approved, with comment; (X) Approved, with conditions.
The application is conditionally approved at the reduced funding level and is pending final approval of the fully documented project plan/budget for the award amount. However, the State may proceed with the activities discussed in the narrative, including—

- Establishment of an immediate workforce development component for the evacuees from Hurricane Katrina to help them find temporary unsubsidized employment opportunities; training in occupations that will provide opportunities for evacuees to participate in rebuilding activities in the state(s) where the disaster occurred;

- Provision of services that include crisis and financial counseling, job search assistance and the provision of other information that will assist the evacuees in returning their personal and work lives to normal;

- Supportive services;

- Individuals eligible to participate in this NEG Disaster project will be those evacuated from their home state as a result of Hurricane Katrina who are-
  1. Temporarily or permanently dislocated from work due to Hurricane Katrina;
  2. Qualify as dislocated workers under WIA 101(9) who were impacted by Hurricane Katrina;
  3. Individuals who are long-term unemployed who were evacuated as a result of Katrina; and

- Temporary jobs in support of the humanitarian disaster relief efforts.

NOTE: Additional instructions, in the form of a Training and Employment Guidance Letter (TEGL), will be issued shortly and will address the types of activities which will be permissible under this grant. See also Attachment A conditions (below).

This grant is awarded, pursuant to the terms and conditions of the above referenced Grant Agreement and the approved Project Grant Award package and any subsequent modifications thereof. The award is for the purpose of providing workforce development services, as described in TEGL 16-03, Change 3, supporting project activities for approximately 300 eligible participants who were forced to evacuate from their home state and relocate to Florida as a result of Hurricane Katrina. This package will be incorporated into and will become part of the NEG Grant Agreement referenced above. Please reference the new Grant Agreement Number and the Project Name/Number in any subsequent correspondence. The approved grant period for this project is August 29, 2005, through September 30, 2007, unless otherwise modified.
Unless the project documents above are checked as fully Approved, please respond to the Comments and/or Conditions in Attachment A, where applicable, within 60 days of this letter. Should you need additional assistance or information concerning this grant award, please contact the Federal Project Officer for this grant, Ms. Charlotte Norton, in the Atlanta Regional Office. Ms. Norton may be reached at (404) 562-2103.

We trust these funds will be helpful in addressing the needs of affected dislocated workers and communities in your State.

Sincerely,

[Signature]

E. FRED TELLO
Grant Officer

Enclosures
WORKFORCE INVESTMENT ACT (WIA) — TITLE I
NATIONAL EMERGENCY GRANT AWARD LETTER

Attachment A: Comments and Conditions

A. BUDGET PLAN: Approved at the reduced funding level with above conditions and those in Attachment A. Additional instructions, in the form of a Training and Employment Guidance Letter (TEGL), will be issued shortly. The State must submit a fully documented project plan (including Planning Form, Synopsis, and Narrative) within 60 days to reflect the funding amount.

- Equipment Prior Approval and Lease vs. Purchase: The Grantee must obtain prior approval for lease or purchase of equipment. Planned expenditure for equipment prior to the submittal of the fully documented project plan must be communicated to the Grant Officer. Such requests listing the equipment items/costs may be expedited via email to the Grant Officer at tello.fred@dol.gov. Otherwise, requests may be included with the Grantee's original grant application submission or via a subsequent submittal. Request for prior approval of equipment leasing and/or purchase of allowable equipment under NEGs (e.g. see also Equipment policy regarding heavy equipment for disaster grants) must be accompanied by a State's assurance or certification that the method of procurement (i.e. lease versus purchase) for the item(s) requested has been determined to be more advantageous to the Federal Government based on review of costs/benefits. See also 29 CFR 97.36(b).

- Wage Limit: The NEG administrative limit of $12,000 in wages may be exceeded to the extent that those whose jobs are being extended are paid at the prevailing wage (defined in the original award letter), up to a maximum of $18,000.

- Mobile One Stop Units: Please note that any costs associated with providing assistance to Hurricane Katrina individuals outside of the State of Florida must be covered by that State and not NEG funds awarded to the State of Florida.

B. IMPLEMENTATION PLAN: Approved with conditions in letter and Attachment A, including submission of the fully documented plan. Additional instructions, in the form of a TEGL, will be issued shortly.

C. PROJECT NARRATIVE: Approved with conditions in above letter and Attachment A. Additional instructions, in the form of a TEGL, will be issued shortly.

D. OTHER: See below:
Hurricane Katrina Evacuee Disaster Grants  
General Comments and Conditions

**Purpose**— Pursuant to WIA section 173(d) and 20 CFR 671.170(b)(5), this NEG Hurricane Katrina Evacuee Disaster Grant is to enable states to provide assistance to individuals who have been evacuated from their home states due to Hurricane Katrina. Projects under this Grant may create temporary jobs (Disaster Relief Employment) to work on projects that provide food, clothing, shelter and other humanitarian assistance for Hurricane Katrina disaster victims. The work may be done through public and private agencies and organizations engaged in such projects. The Grant may also include workforce development and other activities described in WIA section 173(d), Training and Employment Guidance Letter (TEGL) No. 16-03, or modifications thereto and other provisions or modifications to the Grant Award Letter for this project. The Grant Award letter may provide authority to include other activities described in the Grantee’s application which may alter or other amend the following general comments and conditions.

**Grantee/Project Operator**— The award is made to the State which will also be the Project Operator. Therefore, disaster grants are not to be pass-through grants. States may subgrant funds to local boards and/or may expend such funds through public and private agencies and organizations engaged in services for participants in the project. States are expected to be able to deobligate and rebifligate funds to affected areas and service providers quickly in order to ensure the funds are where they need to be in order to fulfill the purposes of this grant and to ensure that workers needing assistance are receiving it.

**Coordination**—

*Federal Emergency Management Agency (FEMA)* — The State should coordinate the activities funded under this grant with those funded by and/or performed under the auspices of FEMA in order to ensure non-duplication and maintenance of effort.

*Other Federal Assistance Programs* — The Small Business Administration, Department of Agriculture, the Department of Health and Human Services, and other Federal Agencies provide a variety of needed services in the Disaster Area. The project staff should be aware of available services that may be needed by participants and be able to make the appropriate referral.
Other Emergency Services--

- **American Red Cross.** The Red Cross is operating many of the relocation centers and providing services to many of the individuals who will participate in programs funded by this Grant; therefore, coordination with those services is extremely important.

- **Emergency transportation and other services.** With the destruction of most of the possessions of many if not most of the evacuees, funds will be required to assist participants participate in activities funded under the project. Additionally, other partner entities will have similar services available with which the project should coordinate to avoid duplication.

- **Other workforce development services.** Other workforce development services may be available through a variety of sources, including the U.S. Department of Labor, e.g., WIA formula funds, national programs, veterans programs, older worker programs, Native American programs, etc. Project/One Stop Career Center staff should coordinate such services with those available with NEG funds, as appropriate, to ensure that services are not being duplicated or that participants are receiving the same assistance from more than one resource.

**Procurement**

Grantees are subject to the WIA administrative rules, including the administrative requirements at 29 CFR Part 97. Sole source procurement, if authorized by State policies, may be used to enable the project to become operational in a timely manner, given the critical nature of the project.

**Eligible Participants for Hurricane Katrina Evacuee NEG Disaster Projects (WIA Sec. 173(d)(2))**

Individuals eligible to participate in this NEG Disaster project will be those evacuated from their home state as a result of Hurricane Katrina who are—

1. Temporarily or permanently dislocated from work due to Hurricane Katrina;
2. Qualify as eligible dislocated workers as defined in WIA sec. 101(9) who were impacted by Hurricane Katrina; and
3. Individuals who are long-term unemployed who were impacted by Hurricane Katrina.

**Self-certification**—The participant file must document participants' eligibility. Because of the circumstances surrounding the disaster, documentation of eligibility may be
difficult to obtain. Self-certification and/or data from partner agencies may be used to complete participants’ files. The Grantee should have a system in place to verify eligibility for individuals once better data are available. If the Grantee has such a system in place, and if a participant is later found to be ineligible, the costs incurred prior to the discovery of ineligibility will not be disallowed.

Residency of Participants-- The residency requirements are that the participants must reside in the state where the grant is awarded and they were there as a result of the evacuation from their home state where Hurricane Katrina occurred...

Limitations on Duration of Participation and Wages-- Temporary Disaster Relief jobs may not exceed 6 months (1040 hours). The maximum wage allowed is $12,000 (excluding benefits). Waivers may be requested of the Grant Officer as authorized in 20 CFR 671.150(b).

Participant Compensation—

Rate of Pay-- Participants must be paid the higher of the federal, state, or local minimum wage, or the rates of pay comparable to that for other individuals employed in similar occupations by the same employer.

Overtime-- Participants may work overtime (subject to regulations of the Fair Labor Standards Act with respect to level of compensation), provided that this is part of the design of the project and regular employees of the employer in question are also working overtime, subject to the limit on duration and level of compensation for workers under this project.

Workers’ Compensation-- Where state workers’ compensation law is applicable, workers’ compensation benefits in accordance with such law shall be available to all participants. Where a participant is not covered under a state worker’s compensation law, the participant shall be provided with adequate on-site medical and accident insurance for work-related activities. For work-related activities, income maintenance coverage is not required for the participant. (WIA Sec. 181(b)(4))

Health Benefits-- All participants shall be provided benefits and working conditions at the same level and to the same extent as other employees working a similar length of time and doing the same type of work. (WIA Sec. 181(b)(5)) If the employer has different policies for temporary employees than for full-time employees, these policies may apply to these participants since the jobs under this grant are classified as temporary.

Retirement-- No contributions to retirement funds shall be made on the behalf of project participants from grant funds.
Eligible Worksites—

Types of Worksites-- Worksites may be established where authorized activities may be performed.

Health and Safety Standards-- State and Federal standards, otherwise applicable to working conditions of employees, shall be applicable to working conditions of participants. Where a participant is engaged in activities not covered under the Occupational Safety and Health Act of 1970, as amended, the participant shall not be required or permitted to work, be trained, or receive services in buildings, surroundings, or working conditions that are unsanitary, hazardous, or dangerous to the participants’ health or safety. A participant employed or trained for inherently dangerous occupations, e.g., fire or police jobs, shall be assigned to work in accordance with reasonable safety practices. (WIA Sec. 181(b)(4))

Eligible Activities—

- Disaster Relief Employment-- Participants may work on projects that provide food, clothing, shelter, and other humanitarian assistance for Hurricane Isabel disaster victims.
- Workforce Development Activities-- The full array of core, intensive, training, and supportive services authorized by WIA, may be provided to individuals eligible to participate in NEG Katrina Evacuee disaster projects. These activities may be concurrent or sequential to Disaster Relief Employment.

The grant award document may contain provisions related to the project design described in the Grantee’s application, or modifications thereto including any waivers that the state has requested for the project. Grantees may also undertake activities as set forth in the Flexibility for Displaced Workers Act, Public Law No. 109-72 (119 Stat. 2013) and as described in the fully documented application. A more complete discussion of these activities will be forthcoming in policy to be issued by the Department.

Supportive Services-- Such services are authorized to enable an individual to participate in the project. They may include: reimbursement or payment for such costs as child care, transportation to and from the job, training or other allowable activities; activity-related physical examinations and medical treatment, etc. In addition, personal equipment and other work-related equipment are authorized to enable a participant to accept a job or attend training, or other activities authorized under this project.
Project Performance Goals—NEG Performance Goals will apply; however, the outcomes from this Katrina Evacuee Disaster project will not be included in the state or local workforce board’s annual performance.

Project Monitoring by the Grantee—Monitoring will be conducted by the State to ensure that the work sites and related activities are consistent with the provisions of applicable federal statute, regulations, and the terms and conditions of this grant award letter.

Project Monitoring by DOL—The Department is committed to providing the widest possible flexibility in the use of Secretary’s discretionary NEG resources to fund disaster-related projects due to the unprecedented scale of the Katrina disaster, including those funded to assist individuals evacuated to states outside the disaster areas. However, the Employment and Training Administration (ETA) retains its responsibility for monitoring and oversight of the use of WIA funds. We will work with the ETA Regional Offices and grantees to ensure that necessary and appropriate systems and safeguards are in place to protect public funds, taking into account the unique needs of the response.

Other Project Requirements—

- The grantee must have in place procedures to ensure compliance with non-duplication and maintenance of effort as required by the WIA statute.

- The grantee must have in place a plan to recover WIA funds which have been expended for activities or services for which other funds are available. This includes, but is not limited to: HUD, FEMA, public or private insurance, donated time, and construction workers employed by private for profit firms where resources are available to provide for such employment.

- Compliance with the Labor Standards provisions as required in the WIA regulations at 20 CFR 667.272.

- Each disaster presents new challenges to the community. ETA will provide guidance to the grantee, as requested, when issues arise that may be unique or are not fully discussed herein.

Reporting Requirements—

The NEG Quarterly Report No. 9104, the NEG Quarterly Financial Status Report (ETA 9099) and WIASRD reporting is required for all NEG projects/participants, including Disaster Projects. In addition, the grantee must provide Bi-weekly Reports to the
Department beginning from the time the grant is awarded through at least December 2005. Thereafter, the report may be submitted monthly.

The reports shall include:

- Total cumulative participants enrolled in the project, to date;
- Total participants currently working in temporary jobs;
- Total participants enrolled in core, intensive and training programs;
- Significant changes in impact, as determined by the State, not previously reported;
- Any significant event that occurred during the reporting period.
- Total accrued expenditures to date.
- The number of grantee monitoring visits to local worksites.

This report shall be made by e-mail or in writing. A summary of expenditures and participant numbers should be provided as well as information should be broken out by each sub-grantee. This report shall be submitted to the Grant Officer at the following address by the 5th working day after the end of each reporting period:

Tello.Fred@dol.gov or Mr. E. Fred Tello, Grant Officer, Division of Federal Assistance, Employment and Training Administration, U.S. Department of Labor, Room N-4655, 200 Constitution Avenue, NW, Washington, DC 20210. A copy should be submitted to the FPO identified in the grant award letter.

A Project Close-out Report shall be submitted by the State within 45 days of the end of the project. This report shall be submitted using the standard reporting forms. A brief narrative outlining the highlights, problems encountered, and recommendations regarding the effectiveness of this type of approach and any changes to be considered should be included with this final report. The Close-out Report shall be submitted to the Grant Officer listed above, with a copy to the DOL/ETA Regional Office.

Questions and Answers—

Attached are some Q&As which have been compiled based upon frequently asked questions that have been raised by Disaster grantees and service providers over the past few years. They are included to provide some guidance, as appropriate.

Attachment:
Q&As Related to Katrina Evacuee Disaster Grants
Hurricane Katrina Evacuee Disaster Grants

WIA NATIONAL EMERGENCY DISASTER PROJECTS
QUESTIONS AND ANSWERS

ADMINISTRATION

1. Does the cost limitation for administration apply to expenditures or to the overall NEG grant amount?

   ANSWER: The cost for "Administration" applies to overall end of project expenditures.

2. How should states allocate the Administration funds under the disaster grant?

   ANSWER: The WIA regulations at 20 CFR 667.220 apply.

FEMA COORDINATION

3. Please explain grant requirements regarding coordination with the Federal Emergency Management Agency (FEMA).

   ANSWER: The coordination requirements with FEMA are related to ensuring that there is a comprehensive, integrated response to a disaster, and to ensure that there are not duplication or efforts. FEMA identifies on its Web site (http://www.fema.gov) a contact for each state. We have been advised by the Federal Emergency Management Agency that it provides grants to states which, in turn, provide reimbursement to local governments for performing various activities.

4. Can DOL funds for temporary disaster jobs be used for non-Federal matching for FEMA funds?

   ANSWER: No. Since WIA NEG funds are federal funds, FEMA has determined that WIA funds may not be used for non-federal match purposes by FEMA under the requirements and restrictions of its disaster program regulations.
5. How do WIA staff obtain state-level FEMA contacts, and how does FEMA know that the state WIA office is a participant in the disaster response?

**Answer:** If the state does not have a contact, it will be listed on the FEMA Web site. FEMA is aware that DOL provides funds for temporary jobs, and the Grantee is responsible for making contact with the state/local FEMA representative and working out a coordination plan. In those instances when Disaster Unemployment Assistance (DUA) claims are processed at the Disaster Application Centers (DAC), FEMA provides the DOL Regional Administrator with daily updates regarding the locations of FEMA/DACs. The DOL Regional Administrator presently provides this information to the state UI office and the state WIA liaison.

**PARTICIPANT ELIGIBILITY**

6. Are individuals who were impacted by Hurricane Katrina and relocated to another state on their own (without the help of FEMA), eligible for assistance under this grant?

**Answer:** Yes, see the discussion of eligibility in comments and conditions above.

7. May dislocated workers enrolled in training or other services participate in the Katrina Disaster project for evacuees?

**Answer:** Yes. If a participant was enrolled in a WIA program in the state from which the evacuation as a result of Hurricane Katrina occurred, the individual may continue services, as appropriate. To the extent possible, the former residency state should be consulted.

8. May a participant participate in both a temporary job program and training at the same time?

**Answer:** Yes.

9. For the purpose of a NEG Disaster project, what is the definition of a long-term unemployed individual?

**Answer:** There is no definition of “long-term unemployed” in WIA or the regulations; therefore, the Governor will establish it. Generally, it will apply to individuals who do not qualify as eligible dislocated workers under
WIA Sec. 101(9), or those temporarily or permanently laid off as a result of the disaster, as authorized in WIA Sec. 173(d)(2).

**UNEMPLOYMENT INSURANCE AND DISASTER UNEMPLOYMENT ASSISTANCE (DUA)**

10. Is an individual that is working on a temporary disaster job eligible to draw UI or DUA benefits?

**ANSWER:** Generally, a temporary job will constitute employment and the wages earned will disqualify an individual from receipt of UI benefits to the extent that they exceed a state-defined earnings level. DUA benefits are reduced to the same degree that earnings from temporary employment are deductible under the state UI law. Therefore, the State UI agency and the NEG disaster programs should coordinate activities to ensure that workers are properly informed of the policies and requirements of each program.

11. Must the State pay Federal Unemployment Tax (FUTA) or state Unemployment Insurance taxes for the temporary job participants?

**ANSWER:** Generally, FUTA and state UI taxes will be paid for workers employed in NEG Disaster Relief jobs at projects that provide food, shelter, clothing, and other humanitarian assistance for the evacuees as a result of Katrina.

**PARTICIPANT WAGES**

12. How should WIA Section 181(a) be applied?

**ANSWER:** For the purpose of a NEG disaster grant used to pay Disaster Relief Employment wages the “comparable rate of pay for individuals employed in similar occupations by the same employer shall apply.” WIA Sec. 181(a)(1)(A) states “...individuals...employed in activities under this title shall be compensated at the same rates, including periodic increases, as trainees or employees who are similarly situated in similar occupations by the same employer and who have similar training, experience and skills, and such rates shall be in accordance with applicable law, but in no event less than the higher of the rate specified in section (6)(a)(1) of the Fair Labor Standards Act of 1938 or the applicable state or local minimum wage law.”

Rev. September 2005
Please note that this definition differs from the definition established pursuant to other legislation in which the State Employment Security Agency establishes wage rates as a result of wage surveys. If the employing agency already has employees performing similar or the same jobs, workers employed in temporary jobs must receive the same wage for the same or similar work. In such cases, the wage rates established by the State Employment Service are not applicable.

Where the local WIA entity, or another approved "worksite employer" hires temporary workers for positions for which wage levels have not been established and supervision of the temporary workers is performed by another agency, the agency performing the supervisory responsibilities could be considered the "worksite employer" for purposes of determining the appropriate wage for the temporary worker under a NEG disaster grant. In such a case, the temporary worker's wage could be established based on similar or same work performed by employees of the worksite employer.

**ALLOWABLE ACTIVITIES FOR TEMPORARY DISASTER JOB PARTICIPANTS**

13. Can a coordinator be paid with project funds as a project staff cost, or as a participant cost? Is training of temporary disaster job participants an allowable cost to qualify the individual for the temporary job allowable?

**ANSWER:** Yes. A coordinator could be hired as a participant or as a project staff member chargeable to program. Necessary training is an allowable cost in either case.

14. Does a work-site supervisor have to be hired as project staff or can such a position be filled by a temporary job participant?

**ANSWER:** Either approach is acceptable.

15. Can subgrantees use participants to perform project staff functions such as monitoring, outreach workers, accounting, and project coordinator?

**ANSWER:** Yes. Temporary job participants may perform project staff functions related to a NEG disaster grant, under the supervision of an agency employee. The state grantee may wish to establish a policy regarding appropriate staff functions that could be filled by temporary job participants.

Also, the state grantees and local area providers may hire additional staff for the period of grant operations to perform a variety of functions necessary to the implementation of the grant.
16. Should worksites be certified where the Disaster Relief jobs are located?

ANSWER: Initially, it must be determined by the grantee that temporary workers at any worksite will perform authorized activities. Worksite agreements signed by authorized individuals can establish the operational rules under which the participant would work, and can constitute certification when signed by appropriate authorities with signatory approval for the project.
WORKFORCE INVESTMENT ACT (WIA)

NATIONAL EMERGENCY GRANTS
GRANT AGREEMENT
& Initial Notice of Obligation

Grant No. EM-15080-05-60
(To be completed by DOL)

1. Consistent with the Governor/Secretary Agreement, this grant agreement is entered into between the U.S. Department of Labor, Employment Administration (Grantor) and the STATE OF FLORIDA (Grantee).

2. This grant agreement applies to the approved grant project referenced in the Notice of Obligation below and is awarded under the National Emergency Grants (NEG) Program in accordance with the Workforce Investment Act, Section 173; the NEG regulations at 20 CFR Part 671; the NEG application guidelines and subsequent policy guidance; and the funds appropriated for Program Year (PY) 2005 and any subsequent years, for such activities.

3. Funds provided under this grant agreement must be expended in accordance with the terms and conditions of the approved grant award for the referenced NEG project including the applicable “National Emergency Grant Award Letter” (attached) and any subsequent grant modifications thereto; all applicable Federal statutes, regulations and policies, including those of the Workforce Investment Act; and the terms and the applicable provisions in the Program Year 2005 and applicable subsequent fiscal years’ appropriations acts.

4. This NEG award document hereby adopts the approved or conditionally approved grant application which is incorporated by reference and by attachment to this Agreement subject also to the terms and conditions of the applicable “National Emergency Grant Award Letter”. The grant may be modified in accordance with applicable procedures for grant modifications. All grant modifications (financial or nonfinancial) under this agreement will consist of and be tracked as sequential grant modifications.

5. Authorization of federal expenditures is subject to the issuance of Federal obligational authority. In accordance with the Act, funds are hereby obligated to the Grantee by this Notice of Obligation (NOO). Obligations and costs may not exceed the amount obligated by the Grantor. The grant period is as indicated in the Notice of Obligation clause unless subsequently changed by a executed grant modification but may not exceed the statutory limitation on expenditures per WIA Section 189(g)(2). The Notice of Obligation under this agreement is as indicated below, in accordance with the Grantee’s initial or final NEG approved award and/or funding increments thereof.
### Notice of Obligation

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<th>Fund Type</th>
<th>PY/FY</th>
<th>Obligation Amount</th>
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<td>$3,000,000</td>
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* Amount per Secretary award approval

**NEG Project Name:** Hurricane Katrina Evacuees  
**NEG Project Number:** FL-09  
**Grant Period:** August 29, 2005 through September 30, 2007  
**Grant Number:** EM-15080-05-60

6. Electronic cash payments shall be made to the Grantee via the Department of Health and Human Services (HHIS) Payment Management System (PMS).

7. Certifications and assurances incorporated by reference and a part of this agreement include the following:
   - **CERTIFICATION REGARDING LOBBYING**  
     (29 CFR Part 93)
   - **DRUG-FREE WORKPLACE REQUIREMENTS CERTIFICATION**  
     (29 CFR Part 98)
   - **NONDISCRIMINATION AND EQUAL OPPORTUNITY ASSURANCE**  
     (29 CFR Part 37)
   - **CERTIFICATION REGARDING DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY MATTERS PRIMARY COVERED TRANSACTIONS**  
     (29 CFR Part 98)
   - **STANDARD FORM 424b & STANDARD ASSURANCES (NON-CONSTRUCTION PROGRAMS)**

8. Other applicable key provisions and regulations include the following:

**WIA General Program Requirements:**  
WIA Section 195

**WIA Title I Program and Administrative Regulations:** 20 CFR Part 671 -- National Emergency Grants, which (subject to the exceptions specified in 20 CFR Part 671) refers to the general WIA administrative and program regulations at 20 CFR Part 667, Subpart B -- Administrative Rules, Cost, and Limitations and to 20 CFR Part 663 -- Adult and Dislocated Worker Activities.

**Veteran’s Priority Provisions:** This program is subject to the provisions of the “Jobs for Veterans Act”, Public Law 107-288, which provides priority of service to veterans and spouses of certain veterans for the receipt of employment, training, and placement services in any job training program directly funded, in whole or in part, by the Department of Labor. Please note that, to obtain priority service, a veteran must meet the program’s eligibility requirements. ETA Training and Employment Guidance Letter (TEGL) No. 5-03 (September 16, 2003) provides general guidance on the scope of the veterans priority statute.
and its effect on current employment and training programs. The Department of Labor (DOL) anticipates updating this guidance at the time of WIA reauthorization and issuing individual guidance on each affected employment and training program.

**Uniform Administrative Requirements:**
29 CFR Part 97, for State/Local Governments and Indian Tribes (subject to the exceptions at 20 CFR Part 667 -- Subpart B).

**Cost Principles:**
OMB Circular A-87, for State/Local Governments and Indian Tribes

**Audit:**
29 CFR Parts 96 and 99, Audit Requirements

9. **Signature Block:** By signing below, the signatories agree to the terms and conditions of this agreement on behalf of their respective agencies indicated below. In the absence of a signature by the Grantee only, this award is nevertheless effective by virtue of the Grantee’s signature on the SF-424 upon which this award is based. In addition, the Grantee’s expenditure of any funds properly granted hereunder constitutes acceptance of the award, including any new or additional terms and conditions as may be attached hereto.

**GRANTEE: STATE OF FLORIDA**

(State/Commonwealth)
Agency for Workforce Innovation

**Agency Name**

107 E. Madison Street; Suite 100
Tallahassee, FL 32399

**TAX EIN# 596001874**

**DUNS #127116650**

**Address**

**BY:** Barbara Griffin
**Signature**
**Date** 9-19-5
**Governor/Authorized Representative**
**Print name** Susan Pansieris

**GRANTOR: U.S. Department of Labor, Employment and Training Administration**
200 Constitution Avenue, NW; Room N-4655; Washington DC 20210

**BY:**
E. Fred Tello
**Signature**
**Date** SEP 30 2005