



# Idaho Office of Emergency Management

## 2019 Subrecipient Agreement

for  
**RBS 4 Boise City PD**

Date of Award

August 8, 2019

<b>1. Subrecipient Name and Address</b>		<b>2. Prepared by:</b> Hughes, Brenda	<b>3. Award Number:</b> 19SHSP088
RBS 4 Boise City PD 333 Mark Stall Place Boise, ID 83704		<b>4. Federal Grant Information</b>	
		<b>Federal Grant Title:</b>	State Homeland Security Grant Program
		<b>Federal Grant Award Number/CFDA Number:</b>	EMW-2019-SS-00047-S01 / 97.067
		<b>Federal Granting Agency:</b>	Grant Programs Directorate Federal Emergency Management Agency U.S. Department of Homeland Security

<b>5. Award Amount and Grant Breakdowns</b>	
Subrecipient Unique Identifier(DUNS): 070017017	<b>2019 State Homeland Security Program</b>
Award Amount This Action: \$15,000.00	<b>Performance Period:</b>
Total Award Amount: \$15,000.00	Sep 1, 2019 through Aug 31, 2022


**6. Requirements:** This Subaward is approved subject to such conditions or limitations as are set forth on the following pages of this document and in the General Terms and Conditions sent to support the State Homeland Security Grant Program. This is a not a Research & Development Subaward. Subrecipients must give the Idaho Office of Emergency Management (IOEM), Department of Homeland Security (DHS) and auditors access to and the right to examine and copy records, accounts, and other documents and sources of information related to the grant and permit access to facilities, personnel, and other individuals and information as may be necessary, as required by DHS regulations and other applicable laws or program guidance.

The Subrecipient certifies that the subrecipient and its' contractors/vendors are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded by any federal department or agency and do not appear in the Debarred and Suspended list at <http://www.sam.gov>.

The Subrecipient certifies compliance with the 2CFR200 Subpart F – Audit Requirements and Idaho State Code 67-450B – Independent Financial Audits of Local Governmental Entities—Filing Requirements.


Acceptance of subaward certified compliance with requirements detailed above.

**7. Special Conditions:** All project activities are to be completed by September 30, 2021. If an extension is required due to extenuating circumstances, contact your Area Field Officer (AFO) or the Idaho Special Teams Manager.

<b>8. Agency Approval</b>	
Approving IOEM Official: <b>Brad Richy, Director</b> Idaho Office of Emergency Management (208) 258-6501	Signature of IOEM Official: <i>KW</i>  Date: <i>8/27/19</i>

### 9. Subrecipient Acceptance

I have read and understand the attached Terms and Conditions. Signature certifies compliance with requirements detailed on subaward subrecipient agreement.

Print name and title of Authorized Subrecipient official: <i>Alison Tate, Operations Support + Commander</i>	Signature of Authorized Sub-Recipient Official: 
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10. Enter Employer Identification Number (EIN) / Federal Tax Identification Number: 82-6000165	11. Date Signed : <i>9/8/2019</i>
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**12. DUE DATE:** 10/15/2019

Signed award must be returned to IOEM on or before the above due date.

MEMORANDUM OF UNDERSTANDING

Between

The State of Idaho, Office of Emergency Management

And

RBS 4 Boise City PD

Regarding State Use of 2019 State Homeland Security Program Funding

1. Parties. The parties to this Agreement are the State of Idaho, Office of Emergency Management and RBS 4 Boise City PD, referred to as subrecipient.
2. Authority. This agreement is authorized under the provisions of Idaho Statute: TITLE 46, CHAPTER 10.
3. Purpose. The purpose of this Agreement is to set forth terms by which the Idaho Office of Emergency Management shall expend State Homeland Security Grant Program (SHSP) funds on behalf of the subrecipient. On August 8, 2019 the United States Department of Homeland Security issued grant number EMW-2019-SS-00047-S01 to the State of Idaho. Under this grant award, the State of Idaho, Office of Emergency Management must allocate grant funding to local jurisdictions. Under this grant award, the subrecipient may authorize the Idaho Office of Emergency Management to obligate and pay for equipment purchases and allocate training program costs, provided that the subrecipient and the Idaho Office of Emergency Management enter into an agreement on the matter.
4. Responsibilities.
  - a. Idaho Office of Emergency Management: The Idaho Office of Emergency Management will provide fund management for equipment to be purchased at the local level so long as the equipment purchase fits within the scope of the grant and is authorized. Obligations and payments may be made for the period of this grant award and any extensions of this grant award. The Idaho Office of Emergency Management will also provide training program fund management by allocating the cost of training courses offered by or taken by the subrecipient that are within the scope of the grant and are authorized.
  - b. Subrecipients: The duly authorized subrecipient official has read and understands the 2019 State Homeland Security Program description and application. As the authorized representative, he or she hereby authorizes the Idaho Office of Emergency Management to obligate and expend 2019 State Homeland Security Program funds for allowable equipment purchases and training program execution on behalf of the subrecipient.
5. Approving Official.

Idaho Office of Emergency Management	Subrecipient
Brad Richy, Director 4040 Guard Street, Bldg. 600 Boise, ID 83705 (208) 258-6501	William Bones, Chief RBS 4 Boise City PD 333 N Mark Stall Place Boise, ID 83704

6. Other Provisions. Nothing in this Agreement is intended to conflict with current laws or regulations of the State of Idaho or any subrecipient jurisdiction. If a term of this agreement is inconsistent with such authority, then the term shall be invalid, but the remaining terms and conditions of this agreement shall remain in full force and effect.

7. Point of Contact. The point of contact for RBS 4 Boise City PD regarding emergency management is; Julie Bryson, Financial Officer  
RBS 4 Boise City PD  
333 Mark Stall Place  
Boise, ID 83704

8. Effective Date. The terms of this agreement will become effective upon signing by the parties.

9. Modification. This agreement may be modified upon the mutual written consent of the parties.

10. Termination. The terms of this agreement in its original form, or if modified with the consent of both parties, will remain in effect until the end of the grant. Either party upon 30 days written notice to the other may terminate this agreement.

Approved by:

*for*  
Celeste Tate *Operations Support Commander*  
William Bones, Chief  
RBS 4 Boise City PD

9/8/2019  
Date

Brad Richey  
Brad Richey, Director *KD*  
Idaho Office of Emergency Management

8/27/19  
Date

Fiscal Year 2019: Standard Terms and Conditions

The FY 2019 DHS Standard Terms and Conditions apply to all new federal financial assistance awards funded in FY 2019. The DHS financial assistance awards terms and conditions flow down to subrecipients, unless a particular award term or condition specifically indicates otherwise. The United States has the right to seek judicial enforcement of these obligations.

**Assurances, Administrative Requirements and Cost Principles, and Audit Requirements**

DHS financial assistance subrecipients must complete either the OMB Standard Form 424B - Assurances - Non-Construction Programs, or OMB Standard Form 424D Assurances - Construction Programs as applicable. Certain assurances in these documents may not be applicable to your program, and the DHS financial assistance office may require applicants to certify additional assurances. Applicants are required to fill out the assurances applicable to their program as instructed by the awarding agency. Please contact the financial assistance office if you have any questions.

DHS financial assistance subrecipients are required to follow the applicable provisions of the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards located at 2 C.F.R. Part 200, and adopted by DHS at 2 C.F.R. Part 30022 C.F.R. Part 3002.

**DHS Specific Acknowledgements and Assurances**

All subrecipients must require any contractors, successors, transferees, and assignees to acknowledge and agree to comply with applicable provisions which govern DHS access to records, accounts, documents, information, facilities, and staff.

- a. Subrecipients must cooperate with any compliance review or complaint investigation conducted by DHS or Idaho Office of Emergency Management (IOEM).
- b. Subrecipients must give DHS, IOEM and auditors the right to access, examine and copy records, accounts, and other documents related to the grant. Subrecipients must also permit DHS, IOEM and auditors access to facilities, personnel, other individuals and information as may be necessary, as required by DHS regulations and other applicable laws or program guidance.
- c. Subrecipients must submit timely, complete, and accurate reports to the appropriate IOEM officials and maintain appropriate backup documentation to support the reports.
- d. Subrecipients must comply with all other special reporting, data collection, and evaluation requirements, as prescribed by law or detailed in program guidance.

**I. Acknowledgement of Federal Funding from DHS**

All subrecipients must acknowledge their use of federal funding when issuing statements, press releases, and requests for proposals, bid invitations, and other documents describing projects or programs funded in whole or in part with Federal funds.

**II. Activities Conducted Abroad**

All subrecipients must ensure that project activities carried on outside the United States are coordinated as necessary with appropriate government authorities and that appropriate licenses, permits, or approvals are obtained.

**III. Age Discrimination Act of 1975**

All subrecipients must comply with the requirements of the *Age Discrimination Act of 1975* (42 U.S.C. §6101 *et seq.*), which prohibits discrimination based on age in any program or activity receiving Federal financial assistance.

**IV. Americans with Disabilities Act of 1990**

All subrecipients must comply with the requirements of Titles I, II, and III of the *Americans with Disabilities Act*, which prohibits subrecipients from discriminating on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities (42 U.S.C. §§ 12101-12213).

**V. Best Practices for Collection and Use of personally identifiable information (PII)**

All subrecipients who collect PII are required to have a publically available privacy policy that describes standards on the usage and maintenance of PII they collect. PII is defined as any information that permits the identity of an individual to be directly or indirectly inferred, including any information that is linked or linkable to that individual. Subrecipients may also find as a useful resource the DHS Privacy Impact Assessments: Privacy Guidance - and Privacy template respectively.

**VI. Title VI of the Civil Rights Act of 1964**

All subrecipients must comply with the requirements of Title VI of the *Civil Rights Act of 1964* (42 U.S.C. §2000d *et seq.*), which provides that no person in the United States will, on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance. Implementing regulations for the Act are located at 6 C.F.R. Part 21 and 44 C.F.R. Part 7.

**VII. Civil Rights Act of 1968**

All subrecipients must comply with *Title VIII of the Civil Rights Act of 1968*, which prohibits subrecipients from discriminating in the sale, rental, financing, and advertising of dwellings, or in the provision of services in connection therewith, on the basis of race, color, national origin, religion, disability, familial status, and sex (42 U.S.C. § 3601 *et seq.*), as implemented by the Department of Housing and Urban Development at 24 CFR Part 100. The prohibition on disability discrimination includes the requirement that new multifamily housing with four or more dwelling units - i.e., the public and common use areas and individual apartment units (all units in buildings with elevators and ground-floor units in buildings without elevators) - be designed and constructed with certain accessible features (see 24 CFR § 100, Subpart D).

**VIII. Copyright**

All subrecipients must affix the applicable copyright notices of 17 U.S.C. § 401 or 402 and an acknowledgement of Government sponsorship (including award number) to any work first produced under Federal financial assistance awards.

**IX. Debarment and Suspension**

All subrecipients are subject to the non-procurement debarment and suspension regulations implementing Executive Orders 12549 and 12689, and 2 C.F.R. Part 180. These regulations restrict awards, subawards and contracts with certain parties that are debarred, suspended or otherwise excluded from or ineligible for participation in federal assistance programs or activities.

**X. Drug-Free Workplace Regulations**

All subrecipients must comply with drug-free workplace requirements in Subpart B of 2 CFR part 3001, which adopts the Government-wide implementation 2 CFR part 182 of sec. 5152-5158 of the *Drug-Free Workplace Act of 1988* (Pub. L. 100-690, Title V Subtitle D; 41 U.S.C. 8101-8106).

**XI. Duplication of Benefits**

Any cost allocable to a particular Federal award provided for in 2 C.F.R. Part 200, Subpart E may not be charged to other Federal awards to overcome fund deficiencies, to avoid restrictions imposed by Federal statutes, regulations, or terms and conditions of the Federal awards, or for other reasons. However, this prohibition would not preclude the non-Federal entity from shifting costs that are allowable under two or more Federal awards in accordance with existing Federal statutes, regulations, or the terms and conditions of the Federal award.

**XII. Education Amendments of 1972 (Equal Opportunity in Education Act) - Title IX**

All subrecipients must comply with the requirements of Title IX of the Education Amendments of 1972 (20 U.S.C. § 1681 *et seq.*), which provide that no person in the United States will, on the basis of sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any educational program or activity receiving Federal financial assistance. DHS implementing regulations are codified at 6 C.F.R. Part 17 and 44 C.F.R. Part 19.

**XIII. Energy Policy and Conservation Act**

All subrecipients must comply with the requirements of 42 U.S.C. §6201 which contain policies relating to energy efficiency that are defined in the state energy conservation plan issues in compliance with this Act.

**XIV. False Claims Act and program Fraud Civil Remedies**

All subrecipients must comply with the requirements of 31 U.S.C. §3729 which set forth that no subrecipient of federal payments shall submit a false claim for payment. See also 38 U.S.C. § 3801-3812 which details the administrative remedies for false claims and statements made.

**XV. Federal Debt Status**

All subrecipients are required to be non-delinquent in their repayment of any Federal debt. Examples of relevant debt include delinquent payroll and other taxes, audit disallowances, and benefit overpayments. See [OMB Circular A129](#).

**XVI. Federal Leadership on Reducing Text Messaging while Driving**

All subrecipients are encouraged to adopt and enforce policies that ban text messaging while driving as described in [E.O. 13513](#), including conducting initiatives described in Section 3(a) of the Order when on official Government business or when performing any work for or on behalf of the federal government.

**XVII. Flt America Act of 1974**

All subrecipients must comply with Preference for U.S. Flag Air Carriers (air carriers holding certificates under [49 U.S.C. § 41102](#)) for international air transportation of people and property to the extent that such service is available, in accordance with the *International Air Transportation Fair Competitive Practices Act of 1974* ([49 U.S.C. § 40118](#)) and the interpretative guidelines issued by the Comptroller General of the United States in the March 31, 1981, [amendment](#) to Comptroller General Decision B-138942.

**XVIII. Hotel and Motel Fire Safety Act of 1990**

In accordance with Section 6 of the *Hotel and Motel Fire Safety Act of 1990*, [15 U.S.C. § 2225a](#), all subrecipients must ensure that all conference, meeting, convention, or training space funded in whole or in part with Federal funds complies with the fire prevention and control guidelines of the *Federal Fire Prevention and Control Act of 1974*, [15 U.S.C. § 2225](#).

**XIX. Limited English Proficiency (Civil Rights Act of 1964, Title VI)**

All subrecipients must comply with the Title VI of the Civil Rights Act of 1964 (Title VI) prohibition against discrimination on the basis of national origin, which requires that subrecipients of federal financial assistance take reasonable steps to provide meaningful access to persons with limited English proficiency (LEP) to their programs and services. For additional assistance and information regarding language access obligations, please refer to the DHS Recipient Guidance <https://www.dhs.gov/guidance-published-help-densitment-supported-organizations-provide-meaningful-access-people-limited> and additional resources on <http://www.lep.gov>.

**XX. Lobbying Prohibitions**

All subrecipients must comply with [31 U.S.C. § 1352](#), which provides that none of the funds provided under an award may be expended by the subrecipient to pay any person to influence, or attempt to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with any Federal action concerning the award or renewal.

**XXI. Non-Supplanting Requirement**

All subrecipients who receive awards made under programs that prohibit supplanting by law must ensure that Federal funds do not replace (supplant) funds that have been budgeted for the same purpose through non-Federal sources.

**XXII. Environmental Planning and Historic Preservation**

DHS/FEMA funded activities that may require an EHP review are subject to FEMA's Environmental Planning and Historic Preservation (EHP) review process. This review does not address all federal, state, and local requirements. Acceptance of federal funding requires subrecipient to comply with all federal, state, and local laws. Failure to obtain all appropriate federal, state, and local environmental permits and clearances may jeopardize federal funding. DHS/FEMA is required to consider the potential impacts to natural and cultural resources of all projects funded by DHS/FEMA grant funds, through its EHP Review process, as mandated by the National Environmental Policy Act; National Historic Preservation Act of 1966, as amended; National Flood Insurance Program regulations; and any other applicable laws and Executive Orders.

**XXIII. Patents and Intellectual Property Rights**

Unless otherwise provided by law, subrecipients are subject to the [Bayh-Dole Act, Publ. L. No 96-517](#), as amended, and codified in [35 U.S.C. section 200 et seq.](#) All subrecipients are subject to the specific requirements governing the development, reporting and disposition of rights to inventions and patents resulting from financial assistance awards are in [37 C.F.R. Part 401](#) and the standard patent rights clause in [37 C.F.R. section 401.14](#).

**XXIV. Procurement of Recovered Materials**

All subrecipients must comply with Section 6002 of the Solid Waste Disposal Act, as amended by the [Resource Conservation and Recovery Act](#). The requirements of Section 6002 include procuring only items designated in guidelines of the Environmental Protection Agency (EPA) at 40 C.F.R. Part 247 that contain the highest percentage of recovered materials practicable, consistent with maintaining a satisfactory level of competition.

**XXV. Reporting Subawards and Executive Compensation**

Subrecipients are required to comply with the requirements set forth in the government-wide Award Term on Reporting Subawards and Executive Compensation located at 2 C.F.R. Part 170 Appendix A.

**XXVI. SAFECOM**

All subrecipients who receive awards made under programs that provide emergency communication equipment and its related activities must comply with the SAFECOM Guidance for Emergency Communication Grants, including provisions on technical standards that ensure and enhance interoperable communications.

**XXVII. Terrorist Financing**

All subrecipients must comply with E.O. 13224 and U.S. law that prohibit transactions with, and the provisions of resources and support to, individuals and organizations associated with terrorism. It is the legal responsibility of subrecipients to ensure compliance with the Order and laws.

**XXVIII. Trafficking Victims Protection Act of 2000**

All subrecipients must comply with the requirements of the government-wide award term which implements Section 106(g) of the *Trafficking Victims Protection Act (TVPA) of 2000*, as amended ([22 U.S.C. § 7104](#)). The award term is located at [2 C.F.R. § 175.15](#).

**XXIX. Rehabilitation Act of 1973**

All subrecipients must comply with the requirements of Section 504 of the Rehabilitation Act of 1973, 29 U.S.C. § 794, as amended, which provides that no otherwise qualified handicapped individual in the United States will, solely by reason of the handicap, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance.

**XXX. Reporting of Matters related to Subrecipient Integrity and Performance**

If the total value of your currently active grants, cooperative agreements, and procurement contracts from all Federal assistance office exceeds \$10,000,000 for any period of time during the period of performance of this Federal award, then the subrecipients 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. This is a statutory requirement under [Pub. L. No. 110-417 Section 872](#), as amended [41 U.S.C. Section 2313](#). As required, all information posted in the designated integrity and performance system on or after April 15, 2011 will be publicly available.

**XXXI. System of Award Management (SAM) and Universal Identifier**

Subrecipients are required to comply with the requirements set forth in the government-wide financial assistance award term regarding the System for Award Management and Universal Identifier Requirements located at [2 C.F.R. Part 25, Appendix A](#).

**XXXII. USA Patriot Act of 2001**

All subrecipients must comply with the requirements of the *Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism Act (USA PATRIOT Act)*, which amends [18 U.S.C. §§ 175-175c](#).

**XXXIII. Use of DHS Seal, Logo and Flags**

All subrecipients must obtain DHS's approval prior to using the DHS seal(s), logos, crests or reproductions of flags or likenesses of DHS agency officials, including use of the United States Coast Guard seal, logo, crests or reproductions of flags or likenesses of Coast Guard officials.

**XXXIV. Whistleblower Protection Act**

All subrecipients must comply with the statutory requirements for whistleblower protections (if applicable) at [10 U.S.C. 2409](#), [41 U.S.C. 4712](#), and [10 U.S.C. 2324.41 U.S.C. 4304](#) and [4310](#).

**XXXV. Nondiscrimination in Matters Pertaining to Faith-Based Organizations**

It is DHS policy to ensure the equal treatment of faith-based organizations in social service programs administered or supported by DHS or its component agencies, enabling those organizations to participate in providing important social services to beneficiaries. Subrecipients must comply with the equal treatment policies

and requirements contained in 6 C.F.R. Part 19 and other applicable statutes, regulations and guidance governing the participation of faith-based organizations in individual DHS programs.

**XXXVI. Disposition of Equipment Acquired Under the Federal Award**

When original or replacement equipment acquired under this award by the recipient or its sub-recipients is no longer needed for the original project or program or for other activities currently or previously supported by DHS/FEMA, you must request instructions from DHS/FEMA to make proper disposition of the equipment pursuant to 2 C.F.R. Section 200.313.