

# U.S. Department of Housing and Urban Development

Policy Development and Research

FY 22 HUDRD Grants for University-Nonprofit Partnerships Supporting Community-Engaged Research Designed to Address Homelessness FR-6700-N-29K 07/13/2023

# **Table of Contents**

OVERVIEW	3
I. FUNDING OPPORTUNITY DESCRIPTION	3
A. Program Description	3
B. Authority	13
II. AWARD INFORMATION	13
A. Available Funds	13
B. Number of Awards	14
C. Minimum/Maximum Award Information	14
D. Period of Performance.	14
E. Type of Funding Instrument	14
III. ELIGIBILITY INFORMATION	14
A. Eligible Applicants	14
B. Ineligible Applicants	15
C. Cost Sharing or Matching.	15
D. Threshold Eligibility Requirements	15
E. Statutory and Regulatory Requirements Affecting Eligibility	17
F. Program-Specific Requirements	17
G. Criteria for Beneficiaries.	17
IV. APPLICATION AND SUBMISSION INFORMATION	17
A. Obtain an Application Package	17
B. Content and Form of Application Submission	18
C. System for Award Management (SAM) and Unique Entity Identifier (UEI)	21
D. Application Submission Dates and Times	21
E. Intergovernmental Review	24
F. Funding Restrictions	24
G. Other Submission Requirements	25
V. APPLICATION REVIEW INFORMATION	27
A. Review Criteria	27
B. Review and Selection Process	32
VI. AWARD ADMINISTRATION INFORMATION	33
A. Award Notices	33
B. Administrative, National and Departmental Policy Requirements and Terms for HUD Applicants and Recipients of Financial Assistance Awards	34

C. Reporting	36
D. Debriefing	37
VII. AGENCY CONTACT(S)	38
VIII. OTHER INFORMATION	38
APPENDIX	39

#### **Program Office:**

Policy Development and Research

# **Funding Opportunity Title:**

FY 22 HUDRD Grants for University-Nonprofit Partnerships Supporting Community-Engaged Research Designed to Address Homelessness

# **Funding Opportunity Number:**

FR-6700-N-29K

# **Assistance Listing Number (formerly CFDA Number):**

14.536

# **Due Date for Applications:**

07/13/2023

#### **OVERVIEW**

The U.S. Department of Housing and Urban Development (HUD) issues this Notice of Funding Opportunity (NOFO) to invite applications from eligible applicants for the program and purpose described within this NOFO. You, as a prospective applicant, should carefully read all instructions in all sections to avoid sending an incomplete or ineligible application. HUD funding is highly competitive. Failure to respond accurately to any submission requirement could result in an incomplete or noncompetitive proposal.

In accordance with <u>Title 24 part 4</u>, <u>subpart B</u> of the Code of Federal Regulations (CFR), during the selection process (which includes HUD's NOFO development and publication and concludes with the award of assistance), HUD is prohibited from disclosing covered selection information. Examples of impermissible disclosures include: 1) information regarding any applicant's relative standing; 2) the amount of assistance requested by any applicant; and 3) any information contained in the application. Prior to the application deadline, HUD may not disclose the identity of any applicant or the number of applicants that have applied for assistance.

For further information regarding this NOFO, direct questions regarding the specific requirements of this NOFO to the agency contact identified in section VII.

**Paperwork Reduction Act Statement.** In accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. 3501- 3520) (PRA), the Office of Management and Budget (OMB) approved the information collection requirements in this NOFO. HUD may not conduct or sponsor, and a person is not required to respond to a collection of information unless the collection displays a valid OMB control number. This NOFO identifies its applicable OMB control number, unless its collection of information is excluded from these requirements under <u>5 CFR part 1320</u>.

#### **OMB** Approval Number(s):

2528-0299

#### I. FUNDING OPPORTUNITY DESCRIPTION

#### A. Program Description

#### 1. Purpose

This NOFO announces the availability of \$1,000,000 in cooperative agreement funding to be awarded to institutions of higher education or nonprofit entities that train and support institutions of higher education to conduct research applying community-engaged research methods to address homelessness. Community-engaged research is an approach that meaningfully engages the community that is the subject of the research, including community groups and people with lived experience.[1] The research funded under this NOFO will contribute to general knowledge on the topic of homelessness, as well as the programs and interventions designed to address homelessness in communities, while elevating the perspectives and insights of people with lived experience. In addition, this NOFO is designed to build and expand capacity for communityengaged research methods at institutions of higher education or nonprofit entities and strengthen partnerships between local nonprofit organizations and institutions of higher education. Submitted research proposals must describe how the knowledge generated under the proposed project will contribute to understanding the effectiveness of Federal, state, and/or local policies and programs designed to address homelessness and must demonstrate how the proposed project will build and expand partnerships between nonprofit organizations and institutions of higher education to better address homelessness.

#### Overview

Homelessness is a persistent challenge across the United States in urban, suburban, and rural communities. HUD's most recent Annual Homelessness Assessment Report[2] notes that on a single night in 2022, roughly 582,500 people were experiencing homelessness in the United States. Six in ten (60%) were staying in sheltered locations, such as emergency shelters or transitional housing programs, and four in ten (40%) were in unsheltered locations such as on the street, in abandoned buildings, or in other places not suitable for human habitation.

Over the past 15 years, there has been a slow but steady reduction in the number of people experiencing homelessness on a given night, but not all groups have benefited equally from that decline. People of color remain disproportionally impacted by homelessness, as do people with disabilities. While still lower than the high-water mark in 2007, the recent uptick in the number of people experiencing homelessness on a given night since 2016 is largely driven by an increase in the number of individuals—usually single adults—experiencing unsheltered homelessness, including people living in encampments. People living in unsheltered locations and encampments tend to have more complex health needs and higher rates of substance use disorders, including opioid use, [3] and these challenges may make it more difficult for them to access emergency shelter.

Progress in reducing homelessness has largely been driven by an expansion of housing opportunities for people experiencing homelessness and in communities that have improved systems coordination. Newer models of housing assistance, such as rapid re-housing, homelessness prevention, and joint-component programs have been implemented throughout the country. The number of families with children and the number of veterans experiencing homelessness on a given night has declined over the past ten years. Investments in evidence-based strategies that provide direct housing assistance, such as the Housing and Urban Development Veterans Affairs Supportive Housing (HUD-VASH) program, have increased in recent years, contributing to a significant decline in veterans' homelessness. But, overall, there was a relative flattening of HUD funding for homeless assistance nationwide between 2013 and 2021. This flattening, in concert with an underinvestment in affordable housing development and

preservation has led to a diminishing supply of affordable housing options for an increasing number of households whose wages are not keeping pace with inflation, making further progress in reducing homelessness an extraordinary challenge for communities nationwide.

As policymakers and program operators seek new and creative approaches to address homelessness, there is increasing recognition that individuals with lived experience must play a more prominent role in the development of policies and programs to address homelessness. The recently released *All In: The Federal Strategic Plan to Prevent and End Homelessness*[4] is built around three foundational pillars: lead with equity, use data and evidence to make decisions, and collaborate at all levels. This funding opportunity is designed to support all three of these foundational pillars by supporting research projects that will both inform community responses to homelessness and center the research on the voices and experiences of those with lived experience. Implementing these projects will also provide an opportunity to build partnerships between nonprofit organizations and institutions of higher education to expand capacity for community-engaged research methods and/or research related to homelessness through partnerships with people and community groups with lived experience.

# **Potential Policy Areas for Research**

Applicants are encouraged to submit proposals for community-engaged research projects designed to inform critical policy and programmatic issues related to homelessness. Proposals may seek to evaluate specific programs or interventions that prevent or resolve homelessness, analyze community-wide planning and service coordination efforts, explore federal, state and/or local policies related to addressing homelessness, assess strategies being deployed in a particular community or set of communities to prevent or reduce homelessness, or focus on particular subgroups of people experiencing homelessness and any unique housing or service needs that might be relevant for these subgroups.

Below are four potential areas of exploration for applicants to consider either because these topics flow from new federal resources recently made available to communities to address priority issues or because they are research questions included in HUD's Learning Agenda for Fiscal Years 2022-2026[5]. HUD's Learning Agenda is developed in consultation with stakeholders and is intended to guide HUD's research activities. The inclusion of these topics is not intended to discourage applicants from studying other issues and approaches to reducing and preventing homelessness in the United States[6].

#### 1. Research on unsheltered homelessness, including encampment resolution strategies.

Unsheltered homelessness has been increasing nationwide and homeless encampments have become more commonplace, particularly in urban areas. In response to this increased need, in February 2023, HUD awarded \$315 million to 46 communities across 30 states to address unsheltered and rural homelessness. Cities and localities across the country are increasing and expanding efforts to design and coordinate local strategies to address unsheltered homelessness, and later this year, the White House and the U.S. Interagency Council on Homelessness will begin work with a cohort of cities and states to offer additional support to accelerate their efforts to end homelessness[7]. These new funding sources and coordination efforts are designed to encourage coordinated planning among a variety of partners that include healthcare, public housing agencies, other HUD-assisted housing providers, and people with lived experience. These new federal funds

and resources offer an opportunity to evaluate a range of topics, including: how communities choose to program and allocate new funding; how community partners and people with lived experience are engaged in local planning processes; how new resources are deployed; which encampment resolution strategies are implemented and evaluated, including whether communities track the housing placement outcomes of former encampment residents; and any outcomes for individuals experiencing homelessness or the broader community.

# 2. Addressing the needs of homeless persons who are survivors of domestic violence, dating violence, sexual assault, stalking and human trafficking.

Survivors of domestic violence (DV), interpersonal violence (IPV) or gender-based violence (GBV) often require immediate assistance to avoid homelessness and to ensure personal safety when fleeing violence. Recognizing the unique needs of survivors, beginning in 2018, the Continuum of Care (CoC) Program NOFO included funding for Domestic Violence (DV) Bonus projects to establish projects that serve survivors of domestic violence, dating violence, sexual assault, or stalking. Building on these funds, in February 2023, HUD released new resources to advance housing protections for survivors of domestic violence, dating violence, sexual assault, and stalking under the Violence Against Women Act (VAWA). These resources include a new VAWA website, a Notice explaining HUD's enforcement authority under VAWA, and up to \$5 million in funding to provide VAWA training and technical assistance to HUD grantees and other stakeholders.[8] Research efforts could focus on assessing how these resources are being used by communities, the extent to which these programs are addressing the unique needs of survivors, or the barriers survivors face in accessing these resources.

#### 3. The state of emergency shelter.

Although HUD assistance, such as Emergency Solutions Grants (ESG) can be used to support emergency shelters, local governments fund the majority of emergency shelter beds in the United States. The size, structure, and rules governing emergency shelter programs vary widely from community to community, and even from provider to provider within the same community. Subtopics of interest related to emergency shelter include: research on efforts to identify and address barriers to accessing shelter; efforts to expand the supply of non-congregate shelter options through new development, acquisition or conversion of existing facilities; improvements to safety/quality/care and services received in shelter; the availability of rapid connections to permanent housing from shelter; and staffing issues in emergency shelter settings.

# 4. Impact of new housing and homelessness resources made available under the American Rescue Plan.

The American Rescue Plan Act of 2021 (ARP, Public Law 117-2)[9] was signed into law on March 11, 2021 and included eight housing provisions, four of which sought to address or prevent homelessness during and related to the pandemic. These four housing provisions included funding for: Emergency rental assistance (Section 3201), Emergency Housing Voucher program (Section 3202), emergency assistance for rural housing (Section 3203), and expanded homelessness assistance and supportive services (Section 3205). In addition, HUD's House America Initiative encouraged cities and counties

around the country to commit funds received through the department of Treasury's State and Local Fiscal Recovery program, HOME-ARP, and supplemental ESG program resources to strategically address homelessness. Little is known about the implementation or the community impact of these different emergency programs from the perspective of the households they were designed to serve. Research efforts could assess how effective these resources have been at preventing homelessness or supporting exits from homelessness and identify lessons for ongoing federal, state and local efforts to end homelessness.

#### **Eligible Activities**

Eligible activities under this NOFO include all research, regulatory, and project management activities that contribute to meeting the NOFO objectives with high-quality level. Eligible activities include, but are not necessarily limited to the following:

- All research activities required to complete the funded research, including the articulation
  of research questions through the development of a research design, data collection and
  analysis plans; outreach and communication efforts related to the execution of the
  research project, including incentive fees for study participants and honoraria for
  community practitioners and individuals with lived experience; data collection and
  analysis; development of written reports; and the communication of findings to
  stakeholders.
- Engagement with subject matter experts on any aspect of the project as needed to bring expertise to enhance the research team's knowledge in critical areas.
- Training or capacity-building activities related to project implementation.
- Meeting regulatory requirements for research such as the engagement of an Institutional Review Board to review and approve data collection instruments and the development of Informed Consent materials for study participants.
- Project management activities, including required project management tools (Opening Meeting, Management and Work Plan and Budget, Quality Control Plan, and Quarterly Progress Reports) and regular communication with HUD staff on all project deliverables, as required by HUD's substantial involvement under the grant.
- Travel, as required, to carry out the project as designed.
- Dissemination of research findings to stakeholders.

#### **Deliverables**

HUD cooperative agreements require certain deliverables as part of the project management system, including the following: (1) an opening meeting with HUD, (2) a Management and Work Plan providing a detailed outline of specific tasks, a project timeline, staffing and management responsibilities, and the allocation of resources, (3) a Quality Control Plan that documents all necessary measures taken by the awardee to assure that the quality of a final product will meet the requirements outlined in the Cooperative Agreement, and (4) Quarterly Progress Reports that document award expenditures and the progress of the overall project. Please note that the Management and Work Plan is the document that will govern HUD's monitoring of all project activities.

Project deliverables will include the following documents, each of which must be approved by the Government Technical Representative assigned to the project: (1) a Research Design that

will serve as a technical blueprint for all research activities that will be undertaken to address the research objectives, (2) a Data Collection and Analysis Plan that includes data collection instruments and/or protocols, informed consent materials, and an analysis plan for any data collected, (3) a draft and final report that documents the data collection efforts and the results of the data analyses, and (4) two final briefings on the study findings: one for HUD staff, and one for relevant providers and stakeholders to share the findings of the study.

The Governmental Technical Representative and other HUD staff will work closely with awardees to further define deliverables during the execution of the project.

Final work products must be well-written, and the final research report must be of publishable quality and will conform to HUD's formatting requirements. HUD intends to publish the final research report on our website at www.huduser.gov.

- [1] Community-engaged research may also be referred to in other fields and disciplines using terms such as community-based research, participatory action research, or community-based participatory research.
- [2] https://www.hudexchange.info/resource/6802/2022-ahar-part-1-pit-estimates-of-homelessness-in-the-us/
- [3] https://www.sciencedirect.com/science/article/pii/S2773065422000414
- [4] https://www.usich.gov/All\_In.pdf
- [5] https://www.huduser.gov/portal/sites/default/files/pdf/HUD-Learning-Agenda.pdf
- [6] For an overview of HUD research to date on homelessness, please visit www.huduser.gov
- [7] https://www.whitehouse.gov/briefing-room/statements-releases/2022/12/19/fact-sheet-biden-harris-administration-announces-plan-to-prevent-and-end-homelessness/
- [8] https://www.hud.gov/press/press releases media advisories/HUD No 23 026
- [9] https://www.congress.gov/bill/117th-congress/house-bill/1319/text

## 2. HUD and Program-Specific Goals and Objectives

This NOFO supports <u>HUD's Strategic Plan for Fiscal Years (FY) 2022-2026</u> to accomplish HUD's mission and vision. Each of the five goals in the <u>Strategic Plan</u> include what HUD hopes to accomplish, the strategies to accomplish those objectives, and the indicators of success. However, of the five goals only those applicable to this NOFO are identified below.

You are expected to align your application to the applicable strategic goals and objectives below. Use the information in this section to describe in your application the specific goals, objectives, and measures that your project is expected to help accomplish. If your project is selected for funding, you are also expected to establish a plan to track progress related to those goals, objectives, and measures. HUD will monitor compliance with the goals, objectives, and measures in your project.

Applicable Goals and Objectives from HUD's Strategic Plan

# 1. Strategic Goal 1: Support Underserved Communities

Fortify support for underserved communities and support equitable community development for all people.

#### 2. 1B: Reduce Homelessness

Strengthen Federal, State, Tribal, and community implementation of the Housing First approach to reducing the prevalence of homelessness, with the ultimate goal of ending homelessness.

Under the overarching goal of HUD's FY 2022-2026 Strategic Framework to pursue transformative housing and community-building policy and programs, the strategic plan reads: "ensure HUD centers its focus on people, and their lived experiences, with policy and programs that are equity-focused, anti-discriminatory, and that advance housing justice, so that everyone has an affordable, healthy place to live." This research NOFO provides funding to support research on homelessness that applies community-engaged research methods that elevate the perspectives and insights of people with lived experience. While the primary goal of the research is to inform HUD's strategic goal to reduce homelessness, the mechanism through which this objective will be met must center the experience of individuals with lived experience.

#### 3. Changes from Previous NOFO

This is a new NOFO.

#### 4. Definitions

#### a. Standard Definitions

Affirmatively Furthering Fair Housing (AFFH) means taking meaningful actions, in addition to combating discrimination to overcome patterns of segregation and foster inclusive communities free from barriers that restrict access to opportunity based on protected characteristics. Specifically, affirmatively furthering fair housing means taking meaningful actions that, taken together, address significant disparities in housing needs and in access to opportunities, replacing segregated living patterns with truly integrated and balanced living patterns, transforming racially and ethnically concentrated areas of poverty into areas of opportunity, and fostering and maintaining compliance with civil rights and fair housing laws. The duty to affirmatively further fair housing extends to all program participant's activities and programs relating to housing and urban development.

**Assistance Listing number** refers to the unique number assigned to each Federal assistance program publicly available in the Assistance Listing, which is managed and administered by the General Services Administration. The Assistance Listing number was formerly known as the Catalog of Federal Domestic Assistance (CFDA) number.

**Authorized Organization Representative (AOR)** is a person authorized to legally bind your organization and submit applications via Grants.gov. The AOR is authorized by the E-Business Point of Contact (E-Biz POC) in the System for Award Management (see E-Biz POC definition). An AOR may include an Expanded AOR and/or a Standard AOR.

**Expanded Authorized Organization Representative** is a user in Grants.gov who is authorized by the E-Biz POC to perform the functions of a Standard AOR, initiate and submit applications on behalf of your organization, and is allowed to modify organization-level settings and certifications in Grants.gov.

*Standard Authorized Organization Representative* is a user in Grants.gov who is authorized by the E-Biz POC to initiate and submit applications in Grants.gov. A Grants.gov user with the Standard AOR role can only submit applications when they are a Participant for that workspace.

Consolidated Plan is the document submitted to HUD that serves as the comprehensive housing affordability strategy, community development plan, and submission for funding under any of the Community Planning and Development formula grant programs (e.g., CDBG, ESG, HOME, and HOPWA). This Plan is prepared in accordance with the process described in 24 CFR part 91. This plan is completed by engaging in a participatory process to assess their affordable housing and community development needs and market conditions, and to make data-driven, place-based investment decisions with funding from formula grant programs. (See 24 CFR part 91 for HUD's requirements regarding the Consolidated Plan and related Action Plan).

**Contract** means, for the purpose of Federal financial assistance, a legal instrument by which a recipient or subrecipient purchases property or services needed to carry out the project or program under a federal award. For additional information on contractor and subrecipient determinations, see 2 CFR 200.331.

**Contractor** means an entity that receives a contract as defined above and in <u>2 CFR 200.1</u>.

Cooperative agreement has the same meaning defined at 2 CFR 200.1.

**Deficiency**, with respect to the making of an application for funding, is information missing or omitted within a submitted application. Examples of deficiencies include missing documents, missing or incomplete information on a form, or some other type of unsatisfied information requirement. Depending on specific criteria, a deficiency may be either Curable or Non-Curable.

*A Curable Deficiency* is missing or incomplete application information that may be corrected by the applicant with timely action. To be curable, the deficiency must:

- Not be a threshold requirement, except for documentation of applicant eligibility;
- Not influence how an applicant is ranked or scored versus other applicants; and
- Be remedied within the time frame specified in the notice of deficiency.

A Non-Curable Deficiency is missing or incomplete application information that cannot be corrected by an applicant after the submission deadline. A non-curable deficiency is a deficiency that is a threshold requirement, or a deficiency that, if corrected, would change an applicant's score or rank versus other applicants. If an application includes a non-curable deficiency, the application may receive an ineligible determination, or the non-curable deficiency may otherwise adversely affect the application's score and final funding determination.

**E-Business Point of Contact (E-Biz POC)** is an organization applicant who is responsible for the administration and management of grant activities for his or her organization. The E-Biz POC is likely to be an organization's chief financial officer or authorizing official. The E-Biz POC authorizes representatives of their organization to apply on behalf of the organization (see Authorized Organization Representative definition). There can only be one E-Biz POC per unique entity identifier (see definition of Unique Entity Identifier below).

**Eligibility requirements** are mandatory requirements for an application to be eligible for funding.

Environmental Justice means investing in environmental improvements, remedying past environmental inequities, and otherwise developing, implementing, and enforcing laws and policies in a manner that advances environmental equity and provides meaningful involvement for people and communities that have been environmentally underserved or overburdened, such as Black and Brown communities, indigenous groups, and individuals with disabilities. This definition does not alter the requirements under HUD's regulations at 24 CFR 58.5(j) and 24 CFR 50.4(l) implementing Executive Order 12898. E.O. 12898 requires a consideration of how federally assisted projects may have disproportionately high and adverse human health or environmental effects on minority and/or low-income populations. For additional information on environmental review compliance, refer to:

https://www.hud.gov/program\_offices/comm\_planning/environment\_energy/regulations.

**Equity** has the meaning given to that term in Section 2(a) of Executive Order 13985 and means the consistent and systematic fair, just, and impartial treatment of all individuals, including individuals who belong to underserved communities that have been denied such treatment, such as Black, Latino, and Indigenous and Native American persons, Asian Americans and Pacific Islanders and other persons of color; members of religious minorities; lesbian, gay, bisexual, transgender, and queer (LGBTQ+) persons; persons with disabilities; persons who live in rural areas; and persons otherwise adversely affected by persistent poverty or inequality.

**Federal Award**, has the meaning, depending on the context, in either paragraphs (1) or (2) of this definition:

(1)

- (a) The Federal financial assistance that a recipient receives directly from a Federal awarding agency or a subrecipient receives indirectly from a pass-through entity, as described in 2 CFR 200.101; or
- (b) The cost-reimbursement contract under the Federal Acquisition Regulations that a non-Federal entity receives directly from a federal awarding agency or indirectly from a pass- through entity, as described in <u>2 CFR 200.101</u>.
- (2) The instrument setting forth the terms and conditions. The instrument is the grant agreement, cooperative agreement, other agreement for assistance covered in paragraph (2) of the definitions of Federal financial assistance in <u>2 CFR 200.1</u>, and this NOFO, or the cost-reimbursement contract awarded under the Federal Acquisition Regulations.
- (3) Federal award does not include other contracts that a Federal agency uses to buy goods or services from a contractor or a contract to operate Federal Government owned, contractor operated facilities (GOCOs).
- (4) See also definitions of Federal financial assistance, grant agreement, and cooperative agreement in <u>2 CFR 200.1</u>.

**Federal Financial Assistance** has the same meaning defined at <u>2 CFR 200.1</u>. **Grants.gov** is the website serving as the Federal government's central portal for searching and applying for Federal financial assistance throughout the Federal government. Registration on

Grants.gov is required for submission of applications to prospective agencies unless otherwise specified in this NOFO.

**Historically Black Colleges and Universities (HBCUs)** are any historically Black college or university that was established prior to 1964, whose principal mission was, and is, the education of Black Americans, and that is accredited by a nationally recognized accrediting agency or association determined by the Secretary of Education to be a reliable authority as to the quality of training offered or is, according to such an agency or association, making reasonable progress toward accreditation. A list of accredited HBCUs can be found at the U.S. Department of Education's website.

# Minority-Serving Institutions (MSIs) are

- (1) a part B institution (as defined in 20 U.S.C. 1601);
- (2) a Hispanic-serving institution (as defined in 20 U.S.C. 1101a(5));
- (3) a Tribal College or University (as defined in 20 U.S.C. 1059c);
- (4) an Alaska Native-serving institution or a Native Hawaiian-serving institution (as defined in 20 U.S.C. 1059d(b));
- (5) a Predominantly Black Institution (as defined in <u>20 U.S.C. 1059e</u>);
- (6) an Asian American and Native American Pacific Islander-serving institution (as defined in 20 U.S.C. 1059g); or
- (7) a Native American-serving nontribal institution (as defined in 20 U.S.C. 1059f).

**Non-Federal Entity (NFE)** means a state, local government, Indian tribe, Institution of Higher Education (IHE), or non-profit organization that carries out a federal award as a recipient or subrecipient.

**Primary Point of Contact (PPOC)** is the person who may be contacted with questions about the application submitted by the AOR. The PPOC is listed in item 8F on the SF-424.

**Racial Equity** is the elimination of racial disparities, and is achieved when race can no longer predict opportunities, distribution of resources, or outcomes – particularly for Black and Brown persons, which includes Black, Latino, indigenous, Native American, Asian, Pacific Islander, and other persons of color.

**Recipient** means an entity, usually but not limited to non-Federal entities, that receives a federal award directly from HUD. The term recipient does not include subrecipients or individuals that are beneficiaries of the award.

**Resilience** is a community's ability to minimize damage and recover quickly from extreme events and changing conditions.

**Small business** is defined as a privately-owned corporation, partnership, or sole proprietorship that has fewer employees and less annual revenue than regular-sized business. The definition of "small"—in terms of being able to apply for government support and qualify for preferential tax policy—varies by country and industry. The U.S. Small Business Administration defines a small business according to a set of standards based on specific industries. See <u>13 CFR Part 121</u>.

**Subaward** means an award provided by a pass-through entity to a subrecipient for the subrecipient to carry out part of a federal award received by the pass-through entity. It does not include payments to a contractor or payments to an individual that is a beneficiary of a Federal program. A subaward may be provided through any form of legal agreement, including an agreement that the pass-through entity considers a contract.

**Subrecipient** means an entity, usually but not limited to non-Federal entities, that receives a subaward from a pass-through entity to carry out part of a federal award but does not include an individual that is a beneficiary of such award. A subrecipient may also be a recipient of other federal awards directly from a federal awarding agency.

**System for Award Management (SAM)** is the Federal Repository into which an entity must provide information required for the conduct of business as a recipient. Registration with SAM is required for submission of applications via Grants.gov. You can access the website at <a href="https://www.sam.gov/SAM/">https://www.sam.gov/SAM/</a>. There is no cost to use SAM.

**Threshold Requirements** are eligibility requirements that must be met for an application to be reviewed, rated, and ranked. Threshold requirements are not curable, except for documentation of applicant eligibility, which are listed in Section III.D., Threshold Eligibility Requirements. Similarly, there are eligibility requirements under Section III.E., Statutory and Regulatory Requirements Affecting Eligibility.

**Underserved Communities** has the meaning given to that term in Section 2(b) of Executive Order 13985 and refers to populations sharing a particular characteristic, as well as geographic communities, that have been systematically denied a full opportunity to participate in aspects of economic, social, and civic life, as exemplified by the list in the definition of "equity" above.

**Unique Entity Identifier (UEI)** means the identifier assigned by SAM to uniquely identify business entities. As of April 4, 2022, the Federal government has transitioned from the use of the DUNS Number to the use of UEI, as the primary means of entity identification for Federal awards government-wide.

b. Program Definitions.

None.

#### **B.** Authority

This program is authorized by Sections 501 and 502 of the Housing and Urban Development Act of 1970 (12 U.S.C. §1701z-1 and §1701z-2) and funding is provided by the Consolidated Appropriations Act, 2022 (Public Law 117-103, approved March 15, 2022).

#### II. AWARD INFORMATION

#### A. Available Funds

Funding of approximately \$1,000,000 is available through this NOFO.

Additional funds may become available for award under this NOFO consistent with Section VI.A.2.e., Adjustments to Funding. Use of these funds is subject to statutory constraints. All awards are subject to the funding restrictions contained in this NOFO.

#### **B.** Number of Awards

HUD expects to make approximately 3 awards from the funds available under this NOFO.

#### C. Minimum/Maximum Award Information

**Estimated Total Funding:** 

\$1,000,000

Minimum Award Amount:

\$200,000

Per Project Period

**Maximum Award Amount:** 

\$1,000,000

Per Project Period

#### **D.** Period of Performance

Estimated Project Start Date:

10/02/2023

Estimated Project End Date:

10/02/2026

Length of Project Periods:

36-month project period and budget period

Length of Periods Explanation of Other:

N/A

#### **E.** Type of Funding Instrument

Funding Instrument Type:

CA (Cooperative Agreement)

# III. ELIGIBILITY INFORMATION

# A. Eligible Applicants

06 (Public and State controlled institutions of higher education)

12 (Nonprofits having a 501(c)(3) status with the IRS, other than institutions of higher education)

20 (Private institutions of higher education)

Hispanic-serving Institution

Historically Black Colleges and Universities (HBCUs)

Tribally Controlled Colleges and Universities (TCCUs)

Alaska Native and Native Hawaiian Serving Institutions

# **Additional Information on Eligibility**

Faith-based organizations

- (1) Faith-based organizations may apply for this award on the same basis as any other organization, as set forth at 24 CFR 5.109, and subject to the protections and requirements of 42 U.S.C. 2000bb et seq., HUD will not, in the selection of recipients, discriminate against an organization based on the organization's religious character, affiliation, or exercise.
- (2) A faith-based organization that participates in this program will retain its independence and may continue to carry out its mission consistent with religious freedom and conscience protections in Federal law, including the Free Speech and Free Exercise Clauses of the Constitution, 42 U.S.C. 2000bb et seq., 42 U.S.C. 238n, 42 U.S.C. 18113, 42 U.S.C. 2000e-1(a) and 2000e-2(e), 42 U.S.C. 12113(d), and the Weldon Amendment, among others. Religious accommodations may also be sought under many of these religious freedom and conscience protection laws, particularly under the Religious Freedom Restoration Act.
- (3) A faith-based organization may not use direct financial assistance from HUD to support or engage in any explicitly religious activities except where consistent with the Establishment Clause and any other applicable requirements. Such an organization also may not, in providing services funded by HUD, discriminate against a beneficiary or prospective program beneficiary on the basis of religion, religious belief, a refusal to hold a religious belief, or a refusal to attend or participate in a religious practice.

# **B.** Ineligible Applicants

Individuals, foreign entities, and sole proprietorship organizations are not eligible to compete for, or receive, awards made under this announcement.

## C. Cost Sharing or Matching

This Program does not require cost sharing or matching.

#### **D.** Threshold Eligibility Requirements

Applicants who fail to meet any of the following threshold eligibility requirements are deemed ineligible. Applications from ineligible applicants are not rated or ranked and will not receive HUD funding.

# 1. Resolution of Civil Rights Matters

Outstanding civil rights matters must be resolved before the application submission deadline. Applicants with unresolved civil rights matters at the application deadline are deemed ineligible. Applications from ineligible applicants are not rated or ranked and will not receive HUD funding.

- a. An applicant is ineligible for funding if the applicant has any of the charges, cause determinations, lawsuits, or letters of findings referenced in subparagraphs (1) (5) that are not resolved to HUD's satisfaction before or on the application deadline date for this NOFO.
  - (1) Charges from HUD concerning a systemic violation of the Fair Housing Act or receipt of a cause determination from a substantially equivalent state or local fair housing

- agency concerning a systemic violation of a substantially equivalent state or local fair housing law proscribing discrimination because of race, color, religion, sex (including sexual orientation and gender identity), national origin, disability or familial status;
- (2) Status as a defendant in a Fair Housing Act lawsuit filed by the United States alleging a pattern or practice of discrimination or denial of rights to a group of persons raising an issue of general public importance under 42 U.S.C. 3614(a);
- (3) Status as a defendant in any other lawsuit filed or joined by the Department of Justice, or in which the Department of Justice has intervened, or filed an amicus brief or statement of interest, alleging a pattern or practice or systemic violation of Title VI of the Civil Rights Act of 1964, Section 504 of the Rehabilitation Act of 1973, Section 109 of the Housing and Community Development Act of 1974, the Americans with Disabilities Act, Violence Against Women Act, or a claim under the False Claims Act related to fair housing, non-discrimination, or civil rights generally including an alleged failure to affirmatively further fair housing;
- (4) Receipt of a letter of findings identifying systemic non-compliance with Title VI of the Civil Rights Act of 1964, Section 504 of the Rehabilitation Act of 1973, Section 109 of the Housing and Community Development Act of 1974; Violence Against Women Act; or the Americans with Disabilities Act; or
- (5) Receipt of a cause determination from a substantially equivalent state or local fair housing agency concerning a systemic violation of provisions of a state or local law prohibiting discrimination in housing based on sexual orientation, gender identity, or lawful source of income.
- b. HUD will determine if actions to resolve the charge, cause determination, lawsuit, or letter of findings taken before the application deadline date will resolve the matter. Examples of actions that may be sufficient to resolve the matter include, but are not limited to:
  - (1) Current compliance with a voluntary compliance agreement signed by all the parties;
  - (2) Current compliance with a HUD-approved conciliation agreement signed by all the parties;
  - (3) Current compliance with a conciliation agreement signed by all the parties and approved by the state governmental or local administrative agency with jurisdiction over the matter:
  - (4) Current compliance with a consent order or consent decree;
  - (5) Current compliance with a final judicial ruling or administrative ruling or decision; or
  - (6) Dismissal of charges.

# 2. Timely Submission of Applications

Applications submitted after the deadline stated within this NOFO that do not meet the requirements of the grace period policy are marked late. Late applications are ineligible and are not considered for funding. See Section IV. D. Application Submission Dates and Times.

#### 3. Completeness of Application.

Applications must be complete, including all required forms, assurances, certifications, narratives, and non-form attachments. Incomplete applications are ineligible and will not be considered for funding. See Section IV.B. Content and Form of Application Submission.

# E. Statutory and Regulatory Requirements Affecting Eligibility

#### Eligibility Requirements for Applicants of HUD's Financial Assistance Programs

The following requirements affect applicant eligibility. Detailed information on each requirement is found in the "Eligibility Requirements for Applicants of HUD's Financial Assistance Programs" document on HUD's Funding Opportunities page.

- Universal Identifier and System for Award Management (SAM.gov) Requirements
- Outstanding Delinquent Federal Debts
- Debarments or Suspensions, or both
- Mandatory Disclosure Requirement
- Pre-selection Review of Performance
- Sufficiency of Financial Management System
- False Statements
- Prohibition Against Lobbying Activities

In addition, each applicant under this NOFO must have the necessary processes and systems in place to comply with the Award Term in Appendix A of <u>24 CFR part 170</u> if the applicant receives an award, unless an exception applies as provided in <u>2 CFR 170.110</u>.

# F. Program-Specific Requirements

# **Advancing Racial Equity**

In accordance with Executive Order <u>13985</u>, *Executive Order On Advancing Racial Equity and Support for Underserved Communities Through the Federal Government*, and federal fair housing and civil rights laws, you must submit a narrative demonstrating the following:

- You analyzed the racial composition of the persons or households who are expected to benefit from your proposed grant activities;
- You identified any potential barriers to persons or communities of color equitably benefiting from your proposed grant activities;
- You detailed the steps you will take to prevent, reduce or eliminate these barriers; and
- You have measures in place to track your progress and evaluate the effectiveness of your efforts to advance racial equity in your grant activities.

Note that any actions taken in furtherance of this section must be consistent with federal nondiscrimination requirements.

This narrative is required and all applicants must address the four bullets outlined in the paragraph above. Applicants will submit this narrative in Attachment A in accordance with instructions in Section IV.B (Content Form & Submission).

#### G. Criteria for Beneficiaries.

None.

#### IV. APPLICATION AND SUBMISSION INFORMATION

#### A. Obtain an Application Package

#### **Instructions for Applicants**

All application materials, including the Application Instructions and Application Package, are available through Grants.gov. You must access and review all available application materials. You must submit your application electronically via Grants.gov under the Funding Opportunity Number cited within this NOFO. Your application must list the applicable Funding Opportunity Number.

You can request a waiver from the requirement for electronic submission, if you demonstrate good cause. An example of good cause may include: a lack of available Internet access in the geographic area in which your business offices are located. However, lack of SAM registration or valid UEI is not a good cause. If you cannot submit your application electronically, you must ask in writing for a waiver of the electronic grant submission requirements. HUD will not grant a waiver if you fail to submit to HUD in writing or via email a request for a waiver at least 15 calendar days before the application deadline. If HUD grants a waiver, a paper application must be received before the deadline for this NOFO. To request a waiver, you must contact:

Name:

Katina Jordan

Email:

Katina.l.jordan@hud.gov

**HUD Organization:** 

PD&R

Street:

451 7th Street, SW

City:

Washington

State:

DC DISTRICT OF COLUMBIA

Zip: 20410

#### **B.** Content and Form of Application Submission

You must verify that boxes 11, 12, and 13 on the SF-424 match the NOFO for which you are applying. If they do not match, you have downloaded the wrong Application Instruction and Application Package.

Submission of an application that is otherwise sufficient, under the wrong Assistance Listing and Funding Opportunity Number is a Non-Curable Deficiency, unless otherwise stated under the Threshold requirements section.

#### 1. Content

Forms/Assurances/Certifications	Submission Requirement	Notes/Description
Application for Federal Assistance (SF-424)	Review section IV.G. of this NOFO for	

Forms/Assurances/Certifications	Submission Requirement	Notes/Description
	detailed submission requirements.	
Applicant/Recipient Disclosure/Update Report (HUD 2880)	Review section IV.G. of this NOFO for detailed submission requirements	
Disclosure of Lobbying Activities (SF-LLL)	Review section IV.G. of this NOFO for detailed submission requirements.	Federally recognized Indian tribes and tribally designated housing entities (TDHEs) established by federally recognized Indian tribes as a result of the exercise of the tribe's sovereign power are excluded from coverage of the Byrd Amendment, but staterecognized Indian tribes and TDHEs established only under state law shall comply with this requirement.
Certification Regarding Lobbying (Lobbying Form)	Review section IV.G. of this NOFO for detailed submission requirements.	
HUD Form 424-CBW: Grant Application Detailed Budget Worksheet	Applicants must provide a complete and detailed budget for the total performance period of the expected award through the submission of HUD Form 424-CBW. The data submitted on the HUD Form 424-CBW will inform the expected financial assistance award for this NOFO.	Applicants should reference HUD-424-CBW-I, Instructions for Grant Application Detailed Budget Worksheet, when completing the HUD Form 424-CBW.

Additionally, your complete application must include the following narratives and non-form attachments.

- Abstract One-page application summary as described in 2. Format and Form below.
- Narrative statement addressing rating factors as described in 2. Format and Form below.
- Appendix containing up to 3 resumes of key personnel as described in 2. Format and Form below.
- Appendix that lists the names of the entities with whom the applicant has entered into an
  agreement to participate in an award under this NOFO and a brief statement of each
  entity's qualifications.
- Appendix containing a list of references outlining the applicant's performance of recent (within five years) and relevant social science research.
- Attachment A: Equity Narratives. The Equity Narratives, as required under Section III.F. and Section IV.G. of this NOFO, must be included in Attachment A. Each equity narrative should be maximum of one-page, double-spaced, with one-inch margins using Times New Roman 12-point font.
  - o Advancing Racial Equity (see Section III.F) and
  - o Affirmatively Furthering Fair Housing (AFFH) (see Section IV.G).
- Budget submission using HUD Form 424-CBW: Grant Application Detailed Budget Worksheet (display of all anticipated costs during the performance period, including an indirect cost rate).
- Budget narrative explaining how the requested budget will support the completion of the proposed research project.

#### 2. Format and Form

Narratives and other attachments to your application must follow the following format guidelines. Do not submit password protected or encrypted files.

20 Pages maximum length of narratives

Double spaced 12-point (minimum) Times Roman font on letter sized paper (8 1/2 x 11 inches) with at least 1-inch margins on all sides

- The narrative addressing rating factors should not exceed 20 pages. The narrative page limits do not include required forms, assurances and certifications, the appendix of participating entities, the appendix of resumes, the appendix of reference letters, Appendix A, the budget narrative, and the one-page abstract.
- o Resumes are subject to a separate 12-page limit as follows:
  - the application shall include resumes for no more than 3 key personnel; and,
  - no individual resume shall exceed 4 pages.
- Abstract One-page application summary needs to include:
  - A brief description of the proposed research project; and
  - Provide funding request in whole dollar amount. The amount requested should be based on the scope of the project, personnel costs, other direct costs, as well as administrative costs, etc.

Submitting pages in excess of page limits will not disqualify an applicant; however, HUD will not consider the information on any excess pages. This exclusion may result in a lower score.

# C. System for Award Management (SAM) and Unique Entity Identifier (UEI)

#### 1. SAM Registration Requirement

You must register with <a href="https://www.sam.gov/before">https://www.sam.gov/before</a> submitting their application. You must maintain current information in SAM on immediate and highest-level owner and subsidiaries, as well as on all predecessors that have been awarded a federal contract or grant within the last three years, if applicable. Information in SAM must be current for all times during which you have an active Federal award or an application or plan under consideration by HUD.

#### 2. UEI Requirement

As of April 4, 2022, entities doing business with the federal government must use the UEI created in SAM.gov. Also, you must provide a valid UEI, registered and active at <a href="www.sam.gov/">www.sam.gov/</a> in the application. For more information, see: <a href="https://www.gsa.gov/about-us/organization/federal-acquisition-service/office-of-systems-management/integrated-award-environment-iae/iae-systems-information-kit/unique-entity-identifier-update.">https://www.gsa.gov/about-us/organization/federal-acquisition-service/office-of-systems-management/integrated-award-environment-iae/iae-systems-information-kit/unique-entity-identifier-update.</a>

# 3. Requirement to Register with Grants.gov

Anyone planning to submit applications on behalf of an organization must register at Grants.gov and be approved by the E-Biz POC in SAM to submit applications for the organization. Registration for SAM and Grants.gov is a multi-step process and can take four (4) weeks or longer to complete if data issues arise. Applicants without a valid registration cannot apply through Grants.gov. Complete registration instructions and guidance are provided on Grants.gov.

#### **D.** Application Submission Dates and Times

#### 1. Application Due Date Explanation

The application deadline is 11:59:59 PM Eastern time on

07/13/2023

Submit your application to Grants.gov unless a waiver has been issued allowing you to submit a paper application. Instructions for submitting your paper application will be contained in the waiver of electronic submission.

"Received by Grants.gov" means the applicant received a confirmation of receipt and an application tracking number from Grants.gov. Grants.gov then assigns an application tracking number and date-and timestamp each application upon successful receipt by the Grants.gov system. A submission attempt not resulting in confirmation of receipt and an application tracking number is not considered received by Grants.gov.

Applications received by Grants.gov must be validated by Grants.gov to be received by HUD.

"Validated by Grants.gov" means the application has been accepted and was not rejected with errors. You can track the status of your application by logging into Grants.gov, selecting "Applicants" from the top navigation, and selecting "Track my application" from the dropdown list. If the application status is "rejected with errors," you must correct the error(s) and resubmit the application before the 24-hour grace period ends. Applications in "rejected with errors" status

after the 24-hour grace period expires will not be received by HUD. Visit Grants.gov for a complete description of processing steps after applying.

HUD strongly recommends you submit your applications at least **48 hours before the deadline** and during regular business hours to allow enough time to correct errors or overcome other problems.

# 2. Grants.gov Customer Support

Grants.gov provides customer support information on its website at <a href="https://www.grants.gov/web/grants/support.html">https://www.grants.gov/web/grants/support.html</a>. If you have difficulty accessing the application and instructions or have technical problems, contact Grants.gov customer support center by calling (800) 518-GRANTS (this is a toll-free number) or by sending an email to <a href="mailtosupport@grants.gov">support@grants.gov</a>. The customer support center is open 24 hours a day, seven days per week, except Federal holidays. Individuals who are deaf or hard of hearing, or who have speech and other communication disabilities may use a relay service to reach Grants.gov Customer Support. To learn more about how to make an accessible telephone call, visit the <a href="webpage for Federal Communications Commission">webpage for Federal Communications Commission</a>.

# 3. Grants.gov Application Submission

You can verify the contents of your submitted application to confirm Grants.gov received everything you intended to submit. To verify the contents of your submitted application:

- Log in to Grants.gov.
- Click the Check Application Status link, which appears under the Grant Applications heading in the Applicant Center page. This will take you to the Check Application Status page.
- Enter search criteria and a date range to narrow your search results.
- Click the Search button. To review your search results in Microsoft Excel, click the Export Data button.
- Review the Status column. To view more detailed submission information, click the Details link in the Actions column.
- To download the submitted application, click the Download link in the Actions column.

Take note of the Grants.gov tracking number, as it is needed by the Grants.gov customer support center should you seek their assistance.

HUD may extend the application deadline for any program if Grants.gov is offline or not available to applicants for at least 24 hours immediately prior to the deadline date, or the system is down for 24 hours or longer and impacts the ability of applicants to cure a submission deficiency within the grace period.

HUD may also extend the application deadline upon request if there is a presidentially declared disaster in the applicant's area.

If these events occur, HUD will post a notice on its website establishing the new, extended deadline for the affected applicants. HUD will also publish the extension on Grants.gov.

In determining whether to grant a request for an extension based on a presidentially declared disaster, HUD will consider the totality of the circumstances including the date of an applicant's

extension request (how closely it followed the basis for the extension), whether other applicants in the geographic area are similarly affected by the disaster, and how quickly power or services are restored to enable the applicant to submit its application.

NOTE: Busy servers, slow processing, large file sizes, improper registration

or password issues are not valid circumstances to extend the deadline dates or the grace period.

### 4. Amending or Resubmitting an Application

Before the submission deadline, you may amend a validated application through Grants.gov by resubmitting a revised application containing the new or changed material. The resubmitted application must be received and validated by Grants.gov by the applicable deadline.

If HUD receives an original and a revised application for a single proposal, HUD will evaluate only the last submission received by Grants.gov before the deadline.

## 5. Grace Period for Grants.gov Submissions

If your application is received by Grants.gov before the deadline, but is rejected with errors, you have a grace period of 24 hours after the application deadline to submit a corrected, received, and validated application through Grants.gov. The date and time stamp on the Grants.gov system determines the application receipt time. Any application submitted during the grace period but not received and validated by Grants.gov will not be considered for funding. There is no grace period for paper applications.

# 6. Late Applications

An application received after the NOFO deadline date that does not meet the Grace Period requirements will be marked late and will not be reviewed by HUD for funding

consideration. Improper or expired registration and password issues are not sufficient causes to allow HUD to accept applications after the deadline date.

#### 7. Corrections to Deficient Applications

HUD will not consider information from applicants after the application deadline except for curable deficiencies.

HUD will uniformly notify applicants of each curable deficiency. See curable deficiency definition in section I.A of this NOFO. Examples of curable (correctable) deficiencies include inconsistencies in the funding request and failure to submit required certifications. These examples are non-exhaustive.

When HUD identifies a curable deficiency, HUD will notify the authorized organization representative identified on the SF-424 Application for Federal Assistance via email. This email is the official notification of a curable deficiency.

You must email corrections of Curable Deficiencies to <a href="mailto:applicationsupport@hud.gov">applicationsupport@hud.gov</a> within the time limits specified in the notification. The time allowed to correct deficiencies will be no less than 48 hours and no more than 14 calendar days from the date of the email notification. The start of the cure period will be the date stamp on the email sent from HUD. If the deficiency cure deadline date falls on a Saturday, Sunday, Federal holiday, or on a day when HUD's

Headquarters are closed, then the applicant's correction must be received on the next business day HUD Headquarters offices in Washington, DC are open.

Corrections to a paper application must be sent in accordance with and to the address indicated in the notification of deficiency. HUD will treat a paper application submitted in accordance with a waiver of electronic application containing the wrong UEI as having a curable deficiency. Failure to correct the deficiency and meet the requirement to have a UEI and active registration in SAM will render the application ineligible for funding.

#### 8. Authoritative Versions of HUD NOFOs

The version of this NOFO posted on Grants.gov includes the official documents HUD uses to solicit applications.

# 9. Exemptions

Parties that believe the requirements of the NOFO would impose a substantial burden on the exercise of their religion should seek an exemption under the <u>Religious Freedom Restoration Act</u> (RFRA).

# **E.** Intergovernmental Review

This program is not subject to <u>Executive Order 12372</u>, <u>Intergovernmental Review of Federal Programs</u>.

#### **F. Funding Restrictions**

An organization may not conduct research or an evaluation of itself. HUD will determine whether the salary rates are reasonable, customary for the skill set provided and the tasks to be conducted, and in accordance with federal legal requirements.

# **Indirect Cost Rate**

Normal indirect cost rules under 2 CFR part 200, subpart E apply. If you intend to charge indirect costs to your award, your application must clearly state the rate and distribution base you intend to use. If you have a Federally negotiated indirect cost rate, your application must also include a letter or other documentation from the cognizant agency showing the approved rate. Successful applicants whose rate changes after the application deadline must submit the new rate and documentation to assure the award agreement incorporates the applicable rate.

Applicants other than state and local governments. If you have a Federally negotiated indirect cost rate, your application must clearly state the approved rate and distribution base and must include a letter or other documentation from the cognizant agency showing the approved rate. If your organization does not have a current negotiated rate (including provisional rate) and elects to use the de minimis rate, your application must clearly state you intend to use the de minimis rate of 10% of Modified Total Direct Costs (MTDC), as defined at 2 CFR 200.1. Costs must be

consistently charged as either indirect or direct costs but may not be double charged or inconsistently charged as both, as described in <u>2 CFR 200.403</u>. Once elected, the de minimis rate must be applied consistently for all Federal awards until the organization chooses to negotiate a rate, which the organization may apply to do at any time. Documentation of the decision to use the de minimis rate must be retained on file for audit.

<u>State and local governments.</u> If your department or agency unit has a Federally negotiated indirect cost rate, your application must include that rate, the applicable distribution base, and a letter or other documentation from the cognizant agency showing the negotiated rate. If your department or agency unit receives more than \$35 million in direct Federal funding per year, you may not claim indirect costs until you receive a negotiated rate from your cognizant agency for indirect costs as provided in <u>Appendix VII to 2 CFR part 200</u>.

If your department or agency unit receives no more than \$35 million in direct Federal funding per year and your department or agency unit has developed and maintains an indirect cost rate proposal and supporting documentation for audit in accordance with 2 CFR Part 200, Appendix VII, you may use the rate and distribution base specified in that indirect cost rate proposal.

Alternatively, if your department or agency unit receives no more than \$35 million in direct Federal funding per year and does not have a current negotiated rate (including provisional) rate, you may elect to use the de minimis rate of 10% of MTDC. As described in 2 CFR 200.403, costs must be consistently charged as either indirect or direct costs but may not be double charged or inconsistently charged as both. Once elected, the de minimis rate must be applied consistently for all Federal awards until your department or agency chooses to negotiate for a rate, which you may apply to do at any time. Documentation of the decision to use the de minimis rate must be retained on file for audit.

#### **G.** Other Submission Requirements

# 1. Standard Application, Assurances, Certifications and Disclosures Standard Form 424 (SF-424) Application for Federal Assistance

The SF-424 is the government-wide form required to apply for Federal assistance programs, discretionary Federal grants, and other forms of financial assistance programs. You must complete and submit the form with the other required forms and information as directed in this NOFO.

By signing the forms in the SF-424 either through electronic submission or in paper copy submission (for those granted a waiver), you and the signing authorized organization representative affirm that you both have reviewed the certifications and assurances associated with the application for Federal assistance and (1) are aware the submission of the SF-424 is an assertion that the relevant certifications and assurances are established and (2) acknowledge that the truthfulness of the certifications and assurances are material representations upon which HUD will rely when making an award to the applicant. If it is later determined the signing authorized organization representative to the application made a false certification or assurance, caused the submission of a false certification or assurance, or did not have the authority to make a legally binding commitment for the applicant, the applicant and the individual who signed the application may be subject to administrative, civil, or criminal action. Additionally, HUD may terminate the award to the applicant organization or pursue other available remedies. Each

applicant is responsible for including the correct certifications and assurances with its application submission, including those applicable to all applicants, those applicable only to Federally recognized Indian tribes, or Alaskan native villages and those applicable to applicants other than Federally recognized Indian tribes, or Alaskan native villages.

#### **Assurances (HUD 424-B)**

By submitting your application, you provide assurances that, if selected to receive an award, you will comply with U.S. statutory and other requirements, including, but not limited to civil rights requirements. All recipients and subrecipients of the award are required to submit assurances of compliance with federal civil rights requirements. *See*, *e.g.*, Title VI of the Civil Rights Act of 1964, Title IX of the Education Amendments Act of 1972, Section 504 of the Rehabilitation Act of 1973, Violence Against Women Act, and the Age Discrimination Act of 1975; *see also* 24 C.F.R. §§ 1.5; 3.115; 8.50; and 146.25. HUD accepts these assurances in the form of the HUD 424-B, which also require compliance with HUD Reform Act requirements and all general federal nondiscrimination requirements in the administration of the federal assistance award.

# **Applicant Disclosure Report Form 2880 (HUD 2880)**

The form HUD 2880 is required if you are applying for assistance within the jurisdiction of HUD to any project subject to Section 102(d) of the HUD Reform Act. Assistance is provided directly by HUD to any person or entity, but not to subrecipients. It includes assistance for the acquisition, rehabilitation, operation, conversion, modernization, renovation, or demolition of any property containing five or more dwelling units that is to be used primarily for residential purposes. It includes assistance to independent group residences, board and care facilities, group homes and transitional housing but does not include primarily nonresidential facilities such as intermediate care facilities, nursing homes and hospitals. It also includes any change requested by a recipient in the amount of assistance previously provided, except changes resulting from annual adjustments in Section 8 rents under Section 8(c)(2)(A) of the United States Housing Act of 1937 (42 U.S.C. 1437f). See HUD Reform Act regulation for additional information.

#### **Code of Conduct**

Both you, as the award recipient, and all subrecipients must have a code of conduct (or written standards of conduct). The code of conduct must comply with the requirements included in the "Conducting Business in Accordance with Ethical Standards" section of the Administrative, National and Department Policy Requirements and Terms for HUD Financial Assistance Awards, as well as any program-specific requirements. These requirements include ethical standards related to conflicts of interest for procurements in 2 CFR 200.318(c) and 2 CFR 200.317, as well as HUD-specific conflict of interest standards. HUD maintains a list of organizations that have previously submitted written standards of conduct on its Code of Conduct for HUD Grant Programs webpage. But it is your responsibility to ensure that the standards are compliant with the noted requirements and that HUD has the latest version of the written standards. Updated written standards should be submitted with the application. Any updates to your written standards, after the application period, should be submitted as directed by the HUD program contact for this NOFO.

#### **Affirmatively Furthering Fair Housing**

With some exceptions for Federally recognized Indian tribes and their instrumentalities, the application must discuss how the applicant will carry out the proposed activities in a manner that

affirmatively furthers fair housing in compliance with the Fair Housing Act and its implementing regulations, and how applicants will meet the requirements of the definition of AFFH at 24 CFR 5.151. Applicants may propose activities that are consistent with their jurisdiction's Analysis of Impediments (AI), an Assessment of Fair Housing (AFH), or other means of fair housing planning that meaningfully supports their AFFH certification.

If the applicant will carry out proposed activities in a jurisdiction with an AFH, the proposed activities should be consistent with the AFH's fair housing goals and with fair housing strategies specified in the jurisdiction's Consolidated Plan or Public Housing Agency Plan.

All applicants must submit a narrative in accordance with instructions in Section IV.B., which demonstrates how their proposed NOFO activities are aligned with Affirmatively Furthering Fair Housing (AFFH) requirements. As described in 24 CFR 5.151, "affirmatively furthering fair housing means taking meaningful actions that, taken together, address significant disparities in housing needs and in access to opportunity, replacing segregated living patterns with truly integrated and balanced living patterns, transforming racially or ethnically concentrated areas of poverty into areas of opportunity, and fostering and maintaining compliance with civil rights and fair housing laws."

Specifically, the applicant's narrative must:

- 1. Explain how their proposed NOFO activities will contribute to affirmatively furthering fair housing by: 1) addressing significant disparities in housing needs for protected groups; 2) addressing disparities in access to opportunity for protected groups; 3) addressing segregation and promoting integration; 4) transforming racially or ethnically concentrated areas of poverty into areas of opportunity; or 5) fostering and maintaining compliance with civil rights and fair housing laws;
- 2. Describe one or more of the specific activities that are proposed within the project that align with AFFH requirements; and,
- 3. If applicable, identify the fair housing planning documents that the proposed project activities would work in furtherance of.

#### 2. Other Program-Specific Requirements

Many required certifications and assurances are now available to be submitted via www.sam.gov within an entity's registration. HUD strongly encourages applicants to submit their certifications via. www.sam.gov.

# V. APPLICATION REVIEW INFORMATION

#### A. Review Criteria

Community-Engaged Research Designed to Address Homelessness NOFO				
Maximum Points per Rating Factor				
Rating Factor #	Description	Points		
Rating Factor 1	Contribution of the Proposed Research	20		
Rating Factor 2	Soundness of Approach	40		

Rating Factor 3	Organizational Capacity and Experience and Project Staffing	25
Rating Factor 4	Partnership Strategy	10
Rating Factor 5	Commitment to Equity	5
NOFO Preference Points	Minority Serving Institutions	2
Total Points Possible		102

# 1. Rating Factors

The maximum number of points from the rating factors and preference points that can be awarded to any application is 102. The minimum score for an application to be considered for funding is 70 points.

#### Rating Factor 1: Contribution of the Proposed Research (Maximum Points: 20)

The minimum points in this rating factor needed for funding consideration is 13 out of 20 points. The narrative must explain how the knowledge generated under the proposed project will contribute to understanding the effectiveness of Federal, state, and/or local policies and programs designed to address homelessness and how the implementation of the proposed project will build and expand capacity for community-engaged research methods at institutions of higher education or nonprofit entities.

# Rating Factor 2: Soundness of Approach (Maximum Points: 40)

The minimum points in this rating factor needed for funding consideration is 25 out of 40 points. This rating factor has three subcomponents: a) management & work plan, b) soundness of overall research plan, and c) application of community-engaged research methods.

#### a) Management & Work Plan

Applicants must describe, in narrative, the overarching plan that will be implemented to manage the work necessary to carry out the proposed project within the allotted resources and within the proposed timeframe. The narrative should present a clear, practical, and forward-looking plan to accomplish the proposed project. As such, the narrative should include a staffing chart showing the allocation of resources for this project by presenting total person hours for each of the key personnel by year by project task. The proposed work plan must clearly explain how the applicant will manage these activities, including the anticipated approach to:

- Managing communication with HUD staff, including providing quarterly status reports that include progress, accomplishments, and budget tracking;
- Establishing a timeline for the completion of the research effort;
- Ensuring overall project quality control and identifying points in the schedule where a quality control lapse is most likely to occur, including taking affirmative steps to solicit participation from demographic groups who are unlikely to or least likely to participate absent such efforts, and the impact on deliverables to HUD;
- Resolving issues or overcoming obstacles that may affect progress;

• Setting start dates, completion dates, and other major milestones for each task and subtask.

# b) Soundness of Overall Research Plan

The proposed research design will be rated on methodological soundness, clarity, and feasibility. Specifically, the research design must include:

- The research questions that the applicant will focus on, including a discussion of why the applicant has chosen to focus on those questions.
- A logical alignment between the research questions and the data proposed to be collected or analyzed to address the research questions.
- The proposed research methods, with special attention to meeting high standards for rigor in the design, collection and analysis of qualitative data, including methods for identifying and recruiting participants by taking affirmative steps to solicit participation from demographic groups who are unlikely to or least likely to participate absent such efforts; collecting rich and credible qualitative information from participants; analyzing the data collected systematically; and presenting the results of the study in a comprehensive and impactful way. The applicant should clearly explain and justify specific methods (e.g., individual interviews, group interviews, focus groups, direct observation).
- An analysis plan that is reasonable and appropriate for the data being collected and the research questions being addressed.
- Demonstrated capacity to collect and manage sensitive data from individuals while protecting the privacy of individuals and complying with all relevant rules and regulations related to the protection of the rights and welfare of human research subjects.

## c) Application of Community-Engaged Research Methods

The overall research design and management plan must demonstrate a commitment to community-engaged research by thoroughly describing how the applicant plans to meaningfully engage the community that is the subject of the research, including community groups and people with relevant lived experience.

# Rating Factor 3: Organizational Capacity and Experience and Project Staffing (Maximum Points: 25)

The minimum points in this rating factor needed for funding consideration is 15 out of 25 points. This rating factor has two subcomponents: a) organizational capacity and experience and b) project staffing.

## a) Organizational Capacity and Experience

HUD will evaluate the applicant's capacity to carry out the proposed project as evidenced by the recent experience and past performance of the partnering organizations in designing and carrying out community-engaged research and/or training and supporting institutions of higher education or nonprofit entities. Past performance will be assessed based on the applicant's descriptions of recent (within the past 5 years) and relevant research and evaluation projects and/or capacity-building projects with institutions of higher education or nonprofit entities that have been carried out by members of the proposed research team. Projects included as evidence of past

performance can either be completed or in progress, and should be comparable in size, scope, and complexity to the proposed work, demonstrating the organization's ability to conduct the proposed project.

For each recent project, applicants should provide: (a) Project name, funder, budget, and period of performance; (b) Name and contact information for an individual at the funding organization who oversaw the work; (c) A description of the tasks performed that would be relevant to this NOFO, with emphasis on any community-engaged research methods used; (d) Names of key personnel, and any other staff who worked on the project and are proposed for the work under this NOFO.

Note: Past performance will be verified with third-party references to the extent applicable, including GTRs/CORs, GTMs and Grants Management Officers. If you are listing research done for an academic thesis, please provide contact information for your academic advisors.

## b) Project Staffing

Applicants should describe the project staffing anticipated for the proposed project. Staff assigned to different tasks should have the relevant skills and abilities to fulfill the tasks they will perform. Applicants are encouraged to consider including individuals with relevant lived experience to the project team. Key personnel, defined as up to three individuals who will have primary responsibility related to managing or carrying out the proposed work, must be identified in the proposal. Key personnel must include, at a minimum, the Principal Investigator and Project Manager/Director. Key personnel may be in-house staff, sub-awardees, and/or consultants for whom a contract or agreement already exists. Applicants will be evaluated based on the extent to which the project staffing demonstrates relevant experience for the proposed project and the ability to carry out the required tasks.

#### **Rating Factor 4: Partnership Strategy (Maximum Points: 10)**

The minimum points in this rating factor needed for funding consideration is 6 out of 10 points.

HUD will evaluate the applicant's strategy for building a single, or multiple, partnerships between nonprofit organizations and institutions of higher education. Applicants must describe how the proposed project will establish, or build upon, new or existing partnerships between nonprofit organizations and institutions of higher education within the applicant's community. The applicant should describe how the partnership supported by the cooperative agreement will both: 1) build capacity for institutions of higher education, non-profit partners and community organizations, including through training, education, and support; and 2) would lead to improvements in addressing homelessness in the community through implementation of the applicant's proposed strategy and partnership.

# **Rating Factor 5: Commitment to Equity (Maximum Points: 5)**

The minimum points in this rating factor needed for funding consideration is 3 out of 5 points.

a) Projects supported under this NOFO must demonstrate a commitment to equity through the application of community-engaged research methods that elevate the perspectives and insights of people with lived experience. (2 points)

- b) Applicants must explain how their proposed project aligns with AFFH requirements and the extent to which the proposed project will address significant disparities in housing needs and in access to opportunity. (2 points)
- c) HUD will consider the extent to which the application demonstrates that the applicant has the experience and the resources to effectively address the needs of underserved communities, particularly Black and Brown communities. (1 point)

# Maximum possible points from the rating factors and preference points

This program does not offer points for Section 3.

# 2. Other Factors

#### **Preference Points**

This NOFO supports the following policy initiatives. If your application demonstrates the appropriate information for the policy initiative, your application will receive up to two (2) points for each initiative, and will receive no more than a total of four (4) points. These points are added to your application's overall score.

Minority-Serving Institutions (2 points)

You may choose to voluntarily commit to address policy initiatives in your application. Addressing these policy initiatives is not a requirement to apply for or receive an award. If you choose to address a voluntary policy initiative in your application, however, you will be required to adhere to the information submitted with your application should you receive an award. The proposed information will be included as a binding requirement of any federal award you receive as a term and condition of that award.

This program does not offer points for Climate Change

This program does not offer points for Environmental Justice.

This program does not offer preference points related to HBCUs.

# **Minority-Serving Institutions**

Pursuant to Executive Orders <u>13985</u>, <u>14041</u>, <u>14045</u>, and <u>14031</u>, you may receive up to two (2) preference points if you are an applicant designated as a minority-serving institution (MSI) or if your application proposes one or more partnerships with minority-serving educational institutions that have been historically underserved.

An applicant designated by the U.S. Department of Education as an MSI will receive up to two (2) preference points when the application includes documentation of the applicant's status as an HBCU, Hispanic-serving institution, Tribal-controlled postsecondary institution, Alaska Native-serving or Native-Hawaiian-serving institution, Predominantly Black Institution, Asian and Native American Pacific Islander-serving institution or Native American-serving nontribal institution.

An applicant partnering with an <u>HBCU</u>, <u>Hispanic-Serving Institution</u>, <u>Tribal-controlled</u> <u>postsecondary institution</u>, Alaskan Native-serving or Native-Hawaiian-serving institution, Predominantly Black Institution, <u>Asian and Pacific Islander-serving institution</u>, or Native

**Maximum Points:** 102

American-serving nontribal institution will receive up to two (2) Preference Points when the application includes a Letter of Commitment certifying that a partnership is in place and signed by an authorizing official of the MSI and documentation of the college or university's status as an HBCU, Hispanic-serving institution, Tribal-controlled postsecondary institution, Alaska Native-serving or Native-Hawaiian-serving institution, Predominantly Black Institution, Asian and Native American Pacific Islander-serving institution, or Native American-serving nontribal institution.

This program does not offer Promise Zone preference points.

#### **B. Review and Selection Process**

#### 1. Past Performance

In evaluating applications for funding, HUD will consider an applicant's past performance in managing funds. Items HUD will consider include, but are not limited to:

The ability to account for funds in compliance with applicable reporting and recordkeeping requirements

Timely use of funds received from HUD

Timely submission and quality of reports submitted to HUD

Meeting program requirements

Meeting performance targets as established in the grant agreement

The applicant's organizational capacity, including staffing structures and capabilities

Timely completion of activities and receipt and expenditure of promised matching or leveraged funds

Producing positive outcomes and results

HUD may reduce scores based on the past performance review, as specified under V.A. Review Criteria. Whenever possible, HUD will obtain and review past performance information. If this review results in an adverse finding related to integrity of performance, HUD reserves the right to take any of the remedies provided in the <u>Pre-Selection Review of Performance section of the Eligibility Requirements for Applicants of HUD Financial Assistance Programs</u>.

#### 2. Assessing Applicant Risk

In evaluating risks posed by applicants, HUD may use a risk-based approach and may consider any items such as the following:

- (1) Financial stability;
- (2) Quality of management systems and ability to meet the management standards prescribed in this part;
- (3) History of performance. The applicant's record in managing Federal awards, if it is a prior recipient of Federal awards, including timeliness of compliance with applicable reporting requirements, failing to make significant progress in a timely manner, failing to meet planned activities in a timely manner, conformance to the terms and conditions of previous Federal

awards, and if applicable, the extent to which any previously awarded amounts will be expended prior to future awards;

- (4) Reports and findings from audits performed under Subpart F—Audit Requirements of this part or the reports and findings of any other available audits; and
- (5) The applicant's ability to effectively implement statutory, regulatory, or other requirements imposed on non-Federal entities.

#### 3. Experience Promoting Racial Equity

In evaluating applications for funding, HUD will consider the extent to which the application demonstrates that the applicant has the experience and the resources to effectively address the needs of underserved communities, particularly Black and Brown communities. This may include experience successfully working directly with such groups, experience designing or operating programs that equitably benefit such groups, or experience successfully advancing racial equity in other ways. This may also include experience soliciting, obtaining, and applying input from such groups when designing, planning, or implementing programs and activities.

Applicants should demonstrate this experience and resources to effectively address the needs of undeserved communities, particularly Black and Brown communities, in response to Rating Factor 5(c) Commitment to Equity.

#### 4. Review Process

Two types of reviews will be conducted:

- 1. A threshold review to determine an applicant's eligibility; and
- 2. A technical review for all applications that pass the threshold review, to rate and rank the application based on the "Rating Factors" listed in Section V.A.

Only those applications that pass the threshold review will receive a technical review and be rated and ranked. Applicants will be selected based on highest score.

#### VI. AWARD ADMINISTRATION INFORMATION

#### A. Award Notices

Following the evaluation process, HUD will notify successful applicants of their selection for funding. HUD will also notify other applicants, whose applications were received by the deadline but were not chosen for award. Notifications will be sent by email to the person listed as the AOR in item 21 of the SF-424.

#### 1. Final Grant

After HUD has made selections, HUD will finalize specific terms of the award and budget in consultation with the selected applicant. If HUD and the selected applicant do not finalize the terms and conditions of the award in a timely manner, or the selected applicant fails to provide requested information, an award will not be made to that applicant. In this case, HUD may select another eligible applicant. HUD may also impose specific conditions on an award as provided under 2 CFR 200.208.

# 2. Adjustments to Funding

To ensure the fair distribution of funds and enable the purposes or requirements of a specific program to be met, HUD reserves the right to fund less than the amount requested in an application.

- a. HUD may fund no portion of an application that:
  - (1) Is ineligible for funding under applicable statutory or regulatory requirements;
  - (2) Fails, in whole or in part, to meet the requirements of this notice;
  - (3) Duplicates activities funded by other federal awards; or
  - (4) Duplicates activities funded in a prior year.
- b. HUD may adjust the funding for an application to ensure funding diversity, geographic diversity, and alignment with HUD administrative priorities.
- c. If an applicant turns down an award offer, or if HUD and an applicant do not finalize the terms and conditions of the award in a timely manner, HUD may withdraw the award offer and make an offer of funding to another eligible application.
- d. If funds remain after all selections have been made, remaining funds may be made available within the current fiscal year for other competitions within the program area, or be held for future competitions (if allowable in accordance with the applicable appropriation or authorizing statute), or be used as otherwise provided by authorizing statute or appropriation.
- e. If, after announcement of awards made under the current NOFO, additional funds become available either through the current appropriations, a supplemental appropriation, other appropriations or recapture of funds, HUD may, in accordance with the appropriation, use the additional funds to provide additional funding to an applicant awarded less than the requested amount of funds to make the full award, and/or to fund additional applicants that were eligible to receive an award but for which there were no funds available.

#### 3. Funding Errors

If HUD commits an error that when corrected would cause selection of an applicant during the funding round of a Program NOFO, HUD may select that applicant for funding, subject to the availability of funds. If funding is not available to award in the current fiscal year, HUD may make an award to this applicant during the next fiscal year, if funding is available.

# **B.** Administrative, National and Departmental Policy Requirements and Terms for HUD Applicants and Recipients of Financial Assistance Awards

Unless otherwise specified, the following <u>Administrative</u>, <u>National and Department Policy</u>
<u>Requirements and Terms for HUD Financial Assistance Awards</u> apply. Failure to comply with these requirements may impact your ability to receive or retain a financial assistance award from HUD. Read the requirements carefully as the requirements are different among HUD's programs.

1. Compliance with The Fair Housing Act (42 U.S.C. 3601-3619) and implementing regulations at 24 CFR part 100 et seq

- 2. Compliance with Title VI of the Civil Rights Act of 1964, <u>42 U.S.C. 2000d-2000d-4</u> (Nondiscrimination in Federally Assisted Programs) and implementing regulations at <u>24 CFR</u> part 1
- 3. Compliance with the Age Discrimination Act of 1975 (42 U.S.C. 6101-6107) and implementing regulations at 24 CFR part 146
- 4. Compliance with Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and implementing regulations at 24 CFR part 8
- 5. Compliance with the Americans with Disabilities Act, 42 U.S.C. 12101 et seq
- 6. Compliance with Affirmatively Furthering Fair Housing (AFFH) requirements, including those listed on HUD's <u>Affirmatively Furthering Fair Housing</u> webpage
- 7. Compliance with Economic Opportunities for Low-and Very Low-income Persons (Section 3) requirements, including those listed at 24 CFR part 75
- 8. Compliance with Improving Access to Services for Persons with Limited English Proficiency (LEP) requirements, including those listed within <u>Federal Register Notice</u>, <u>FR-4878-N-02</u> (also see <u>HUD</u>'s webpage)
- 9. Compliance with Accessible Technology requirements, including those listed on in <u>HUD's</u> <u>Policy on Section 508 of the Rehabilitation Act and Accessible Technology</u>
- 10. Compliance with Equal Access Requirements (see 24 CFR 5.105(a)(2) and 5.106)
- 11. Compliance with Ensuring the Participation of Small Disadvantaged Business, and Women-Owned Business requirements at <u>2 CFR 200.321</u>
- 12. Compliance with Energy Efficient, Sustainable, Accessible, and Free from Discrimination by Design
- 13. Compliance with Real Estate Acquisition and Relocation requirements (see 49 CFR part 24 and applicable program regulations)
- 14. Compliance with Participation in HUD-Sponsored Program Evaluation (see <u>Federal Register</u> Notice, FR-6278-N-01)
- 15. Compliance with OMB Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (see <u>2 CFR part 200</u>)
- 16. Compliance with Drug-Free Workplace requirements (see <u>2 CFR part 2429</u>, which is HUD's implementation of <u>41 U.S.C. 701</u>, et seq.)
- 17. Compliance with the requirements related to safeguarding resident/client files
- 18. Compliance with the Federal Funding Accountability and Transparency Act of 2006 (2 CFR part 170) (FFATA), as amended
- 19. Compliance with Eminent Domain
- 20. Compliance with Accessibility for Persons with Disabilities requirements on <u>HUD's</u> <u>Disability Overview</u> webpage
- 21. Compliance with Violence Against Women Act at <u>24 CFR part 5</u>, subpart L and applicable program regulations
- 22. Compliance with Conducting Business in Accordance with Ethical Standards/Code of Conduct, including <u>2 CFR 200.317</u>, <u>2 CFR 200.318(c)</u> and other applicable conflicts of interest requirements
- 23. Compliance with the <u>Build America</u>, <u>Buy America</u> (<u>BABA</u>) <u>Act</u> procurement requirements and <u>implementing guidance available on HUD's dedicated webpage</u>
- 24. Compliance with System for Award Management and Universal Identifier Requirements at 2 CFR part 25
- 25. Compliance with section 106(g) of the Trafficking Victims Protection Act of 2000 (TVPA),

as amended (22 USC 7104(g)) and implementing regulations at 2 CFR part 175 (Award Term for Trafficking in Persons)

- 26. Compliance with Award Term and Condition for Recipient Integrity and Performance Matters (see Appendix XII to 2 CFR part 200)
- 27. Compliance with Suspension and Debarment (see 2 CFR part 2424 and 2 CFR part 180)
- 28. Compliance with environmental justice requirements under Executive Orders <u>12898</u> and <u>14008</u>, and OMB Memorandum <u>M-21-28</u>, which implements the Justice40 Initiative, section 223 of Executive Order <u>14008</u>.
- 29. Compliance with Eliminating Barriers That May Unnecessarily Prevent Individuals with Criminal Histories from Participation in HUD Programs (see <a href="https://example.com/HUD Secretary Fudge's April 12">HUD Secretary Fudge's April 12</a>, 2022 memorandum)
- 30. Compliance with equity requirements, which include compliance with racial equity and underserved communities and LGBTQ+ requirements under Executive Orders 13985 and 13988 31. Compliance with waste, fraud, and abuse requirements, including whistleblower protections (see HUD's webpage)

#### **Environmental Review**

In accordance with 24 CFR 50.19(b)(1) activities funded under this NOFO are exempt or categorically excluded from environmental review under the National Environmental Policy Act of 1969 (42 U.S.C. 4321) and not subject to environmental review under related laws and authorities.

#### **Prohibition on Surveillance**

Compliance with <u>2 CFR 200.216</u>, <u>Prohibition on Certain Telecommunication and Video</u> Surveillance Services or Equipment is required.

#### **Remedies for Noncompliance**

HUD may terminate a Federal award, in whole or in part, for any of the reasons specified in 2 CFR 200.340, Termination.

#### **Lead-Based Paint Requirements**

Not Applicable

#### C. Reporting

HUD requires recipients to submit performance and financial reports under OMB guidance and program instructions.

# 1. Recipient Integrity and Performance Matters

You should be aware that if the total Federal share of your federal award includes more than \$500,000 over the period of performance, the award will be subject to post award reporting requirements reflected in Appendix XII to 2 CFR part 200, Award Terms and Conditions for Recipient Integrity and Performance Matters.

#### 2. Race, Ethnicity and Other Data Reporting

HUD requires recipients that provide HUD-funded program benefits to individuals or families to report data on the race, color, religion, sex, national origin, age, disability, and family characteristics of persons and households who are applicants for, participants in, or beneficiaries

or potential beneficiaries of HUD programs in order to carry out the Department's responsibilities under the Fair Housing Act, Executive Order 11063, Title VI of the Civil Rights Act of 1964, and Section 562 of the Housing and Community Development Act of 1987. These authorities prohibit discrimination in housing and in programs receiving financial assistance from the Department and direct the Secretary to administer the Department's programs and activities in a manner affirmatively to further these policies and to collect certain data to assess the extent of compliance with these policies. Each recipient shall keep such records and submit to the Department timely, complete, and accurate compliance reports at such times, and in such form and containing such information, as the Department may determine to be necessary to enable it to ascertain whether the recipient has complied or is complying with 24 CFR parts 1 and 121. In general, recipients should have available for the Department data showing the demographics of beneficiaries of federally-assisted programs.

Recipients will not be required to submit the Race and Ethnic Data Reporting Form HUD-27061.

# 3. Compliance with the Federal Funding Accountability and Transparency Act of 2006 (Pub. L. 109-282) as amended (FFATA)

FFATA requires information on federal awards be made available to the public via a single, searchable website, which is <a href="www.USASpending.gov">www.USASpending.gov</a>. Accordingly, each award HUD makes under this NOFO will be subject to the requirements provided by the Award Term in Appendix A to <a href="https://www.epending.gov">2 CFR part 170</a>, "REPORTING SUBAWARD AND EXECUTIVE COMPENSATION INFORMATION," unless the Federal funding for the award (including funding that may be added through amendments) is not expected to equal or exceed \$30,000. Requirements under this Award Term include filing subaward information in the Federal Funding Accountability and Transparency Act (FFATA) Sub-award Reporting System (FSRS.gov) by the end of the month following the month in which the recipient awards any sub-grant equal to or greater than \$30,000.

#### 4. Program-Specific Reporting Requirements

**Performance Reporting.** All HUD-funded programs, including this program, require recipients to submit, not less than annually, a report documenting achievement of outcomes under the purpose of the program and the work plan in the award agreement.

*Quarterly Progress Reports*: Quarterly Progress Reports will document activities completed in the most recent reporting period, planned activities for the upcoming reporting period, and budget expenditures by line item (including hours worked for specific staff). Progress reports must be submitted quarterly and should be aligned with the submission of drawdown requests.

Final Report: The Final Report must summarize the work conducted over the course of the project, present the study objectives, data sources, analysis methods, and results. The Final Report is the key deliverable of the study and must serve as a standalone document that meets the overall objective of this project. The Final Report should be edited and prepared for publication in accordance with HUD's Guidelines for Preparing a Report for Publication <a href="https://www.huduser.gov/portal/About/GTR\_Guide1.pdf">https://www.huduser.gov/portal/About/GTR\_Guide1.pdf</a>

# **D.** Debriefing

For a period of at least 120 calendar days, beginning 30 calendar days after the public announcement of awards under this NOFO, HUD will provide a debriefing related to their application to requesting applicants. A request for debriefing must be made in writing or by email by the AOR whose signature appears on the SF-424 or by his or her successor in office and be submitted to the POC in Section VII Agency Contact(s) of this NOFO. Information provided during a debriefing may include the final score the applicant received for each rating factor, final evaluator comments for each rating factor, and the final assessment indicating the basis upon which funding was approved or denied.

#### VII. AGENCY CONTACT(S)

HUD staff will be available to provide clarification on the content of this NOFO. Questions regarding specific program requirements for this NOFO should be directed to the POC listed below.

Name:

Katina Jordan

Phone:

202-402-7577

Email:

Katina.l.jordan@hud.gov

Individuals who are deaf or hard of hearing, or who have speech and other communication disabilities may use a relay service to reach the agency contact. To learn more about how to make an accessible telephone call, visit the webpage for the <a href="Federal Communications">Federal Communications</a> <a href="Commission">Commission</a>. Note that HUD staff cannot assist applicants in preparing their applications.

#### VIII. OTHER INFORMATION

#### 1. Compliance of this NOFO with the National Environmental Policy Act (NEPA)

This NOFO does not direct, provide for assistance or loan and mortgage insurance for, or otherwise govern or regulate, real property acquisition, disposition, leasing (other than tenant-based rental assistance), rehabilitation, demolition, or new construction, or establish revise or provide for standards for construction or construction materials, manufactured housing, or occupancy. Accordingly, under 24 CFR 50.19(c)(1), this NOFO is categorically excluded from environmental review under the National Environmental Policy Act of 1969 (42 U.S.C. 4321).

# 2. Web Resources.

- Affirmatively Furthering Fair Housing
- Assistance Listing (formerly CFDA)
- Climate Action Plan
- Climate and Economic Justice Screening Tool (CEJST)
- Code of Conduct Requirements and E-Library
- Environmental Review
- Equal Participation of Faith-Based Organizations
- Fair Housing Rights and Obligations

- Federal Awardee Performance and Integrity Information System
- Federal Funding Accountability and Transparency Act (FFATA) Subaward Reporting System
- Grants.gov
- Healthy Homes Strategic Plan
- Healthy Housing Reference Manual
- Historically Black Colleges and Universities (HBCUs)
- HUD's Strategic Plan
- **HUD Grants**
- **HUD Reform Act**
- **HUD Reform Act: HUD Implementing Regulations**
- Limited English Proficiency (LEP)
- NOFO Webcasts
- Procurement of Recovered Materials
- Promise Zones
- Section 3 Business Registry
- State Point of Contact List
- System for Award Management (SAM)
- Real Estate Acquisition and Relocation
- Unique Entity Identifier
- USA Spending

# 3. Program Relevant Web Resources

None.

#### **APPENDIX**