



Lake Pontchartrain Basin Restoration Program Sub-Awardee Terms & Conditions

December 13th, 2024

Sub-Awardee Reporting

REPORTING REQUIREMENT	PERIODS COVERED	DUUE DATE
Use of Subcontractor / Consultant	<i>If Applicable</i>	Immediately
Change of Subcontractor / Consultant	<i>If Applicable</i>	Immediately
Quality Assurance Project Plan (QAPP)	If Required	ASAP
Form of Cost Report*	Monthly or Quarterly	Not more than once a month
Semi-Annual Performance Report*	October 1 – March 31 April 1 – September 30	April 15 October 15
Annual MBE/WBE Utilization Report*	October 1 – September 30	October 15

**A form or template will be provided for these reports*

Six Good Faith Efforts

1. Ensure DBEs are made aware of contracting opportunities to the fullest extent practicable through outreach and recruitment activities. For Indian Tribal, State, and Local Government recipients, this will include placing DBEs on solicitation lists and soliciting them whenever they are potential sources.
2. Make information on forthcoming opportunities available to DBEs, arrange time frames for contracts, and establish delivery schedules, where the requirements permit, in a way that encourages and facilitates participation by DBEs in the competitive process. This includes, whenever possible, posting solicitations for bids or proposals for a minimum of 30 calendar days before the bid or proposal closing date.
3. Consider in the contracting process whether firms competing for large contracts could subcontract with DBEs. For Indian Tribal, State, and Local Government recipients, this will include dividing total requirements when economically feasible into smaller tasks or quantities to permit maximum participation by DBEs in the competitive process.
4. Encourage contracting with a consortium of DBEs when a contract is too large for one of these firms to handle individually.
5. Use the services and assistance of the SBA and the Minority Business Development Agency of the Department of Commerce.
6. If the prime contractor awards subcontracts, require the prime contractor to take the steps in items 1 through 5.

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Requests for Workplan / Budget Revisions*		At least 30 days prior to desired effective date
Notification of Problems, Delays, or Obstacles		Immediately
Inability to Start or Complete Project		Immediately
Anticipation of Unliquidated Funds		Immediately
Program Income	<i>If Applicable</i>	Semi-Annual & Final Reports

**A form or template will be provided for these reports*

Sub-Award Final Reports

A final report is to be submitted **within 60 days of the project completion date.**

At a minimum, it should include:

- Project/activity name and location (latitude/longitude). If a specific point coordinate cannot define the project area, then a GIS map identifying the project area should be included, along with a middle point coordinate.
- Progress towards deliverables and completed activities.
 - narrative with accompanying photographs, websites, newsletters, maps, etc.
- Status of funds spent on project implementation.
- If applicable, any external factors causing delays or constraints and how it was addressed.
- Environmental accomplishments, completed workplan activities, and lessons learned.

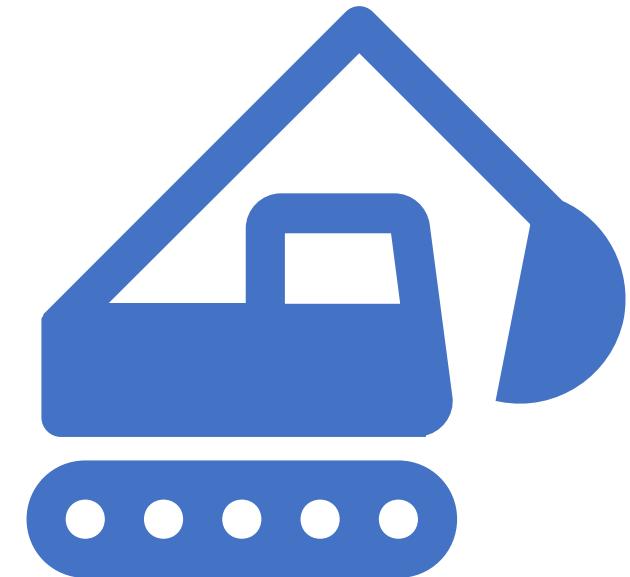
We are working to develop a template document that will guide subrecipients through a final report.

Investing In America Signage (Requirement for IIJA-funds awards)

- Was applicable for projects involving construction (permanent installation of infrastructure).
- As of 12/05/2024 the Investing in America Signage Term and Condition is rescinded.

Signage Requirement T&C (base-funds awards)

- Was applicable for projects involving construction (permanent installation of infrastructure).
- Will no longer be a requirement for PRP projects.



Build America, Buy America (BABA)

- Applicable for projects involving construction (permanent installation) of infrastructure or fixtures, and it pertains to both Base and IIJA funded sub-awards. BABA requires that recipients of federal financial assistance ensure that “all iron, steel, manufactured products, and construction materials permanently incorporated into an infrastructure project subject to the BABA requirements must be produced in the United States.”
 - The Buy America Preference applies to articles, materials, and supplies that are consumed in, incorporated into, or affixed to an infrastructure project.
 - BABA does not apply to tools, equipment, and supplies, such as temporary scaffolding, which may be brought to the construction site and removed at or before the completion of the infrastructure project.
 - It does not apply to equipment and furnishings that are not an integral part of the structure or permanently affixed to the infrastructure project.
 - The recipients with projects subject to BABA requirements will submit a certifying statement to the grantee (UNORTF), certifying that their projects are implementing BABA requirements and will keep adequate project documentation.

Build America, Buy America (BABA)

- How can you maintain documentation of BABA compliance?
 - Assistance recipients (and their representatives) should collect compliance documentation for products received at the project site.
 - Maintain documentation, which should be made available to the funding authority upon request.

EVERYONE has a role: manufacturers, suppliers, contractors, recipients, and funding authorities.

- **Manufacturers:** Provide adequate and accurate documentation of the products manufactured
- **Suppliers/distributors:** Pass along compliance documentation for products supplied to projects
- **Assistance recipient** (and their representatives): Ensure any documentation collected for products used in the project is sufficient to document compliance with the BABA requirements
- **Funding authority:** Provide oversight and guidance as needed to ensure the proper implementation of the requirements

Product Manufacturer(s)

Product Supplier(s)

Assistance Recipient

Funding Authority

BABA Waivers

- EPA has approved the following BABA general applicability waivers, which may be applicable to PRP Projects and do not require approval before use:
 - De Minimis public interest waiver
 - Agency-wide: projects may use non-domestic for up to 5% of the project cost.
 - Small Project/Award Waiver
 - Agency-wide: waives projects where EPA contribution is under \$250K.
 - To seek guidance on the above two waivers, please coordinate with UNORTF to receive assistance from the EPA PRP program office. All general applicability waivers are time-limited waivers that will be reevaluated, the two list waivers above will be reevaluated in 2027.
 - For further guidance contact the UNORTF or visit <https://www.epa.gov/cwsrf/build-america-buy-america-baba>

General PRP Updates

- Communication through the UNO Research & Technology Foundation
- PRP Management Conference Membership
- CCMP Work Groups
 - Water Quality
 - Habitat
 - Working Lands and Waters / Land Use
 - Resilient Communities
- IIJA FY22 Subawards
- RFPs in 2025





Q & A