

1. DATE ISSUED MM/DD/YYYY 06/04/2024

1a. SUPERSEDES AWARD NOTICE dated 08/04/2022
except that any additions or restrictions previously imposed remain in effect unless specifically rescinded

2. CFDA NO.
15.623 - North American Wetlands Conservation Fund

3. ASSISTANCE TYPE Project Grant

4. GRANT NO. F22AP01110-03
Originating MCA #

5. TYPE OF AWARD
Other

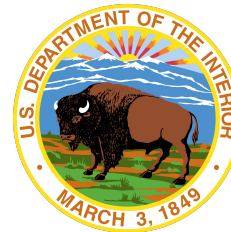
4a. FAIN F22AP01110

5a. ACTION TYPE Post Award Amendment

6. PROJECT PERIOD MM/DD/YYYY
From 04/01/2022 Through 12/31/2024

7. BUDGET PERIOD MM/DD/YYYY
From 04/01/2022 Through 12/31/2024

NOTICE OF AWARD



AUTHORIZATION (Legislation/Regulations)

North American Wetlands Conservation Act—Approval of wetlands conservation projects (16 U.S.C. §4404)

8. TITLE OF PROJECT (OR PROGRAM)
North Florida Wetland Connector Conservation Project I and II

9a. GRANTEE NAME AND ADDRESS
ALACHUA CONSERVATION TRUST
7204 SE COUNTY ROAD 234
GAINESVILLE, FL, 32641-1608

9b. GRANTEE PROJECT DIRECTOR
Tom Kay
7204 SE COUNTY ROAD 234
GAINESVILLE, FL, 32641-1608
Phone: 352-373-1078

10a. GRANTEE AUTHORIZING OFFICIAL
Tom Kay
7204 SE COUNTY ROAD 234
GAINESVILLE, FL, 32641-1608
Phone: 352-373-1078

10b. FEDERAL PROJECT OFFICER
Mrs. Nicole Virella
5275 Leesburg Pike
Falls Church, VA, 22041
Phone: 7033581781

ALL AMOUNTS ARE SHOWN IN USD

11. APPROVED BUDGET (Excludes Direct Assistance)		12. AWARD COMPUTATION	
I Financial Assistance from the Federal Awarding Agency Only		a. Amount of Federal Financial Assistance (from item 11m)	\$ 3,000,000.00
II Total project costs including grant funds and all other financial participation		b. Less Unobligated Balance From Prior Budget Periods	\$ 0.00
a. Salaries and Wages	0.00	c. Less Cumulative Prior Award(s) This Budget Period	\$ 3,000,000.00
b. Fringe Benefits	0.00	d. AMOUNT OF FINANCIAL ASSISTANCE THIS ACTION	\$ 0.00
c. Total Personnel Costs	0.00	13. Total Federal Funds Awarded to Date for Project Period	\$ 3,000,000.00
d. Equipment	0.00	14. RECOMMENDED FUTURE SUPPORT (Subject to the availability of funds and satisfactory progress of the project):	
e. Supplies	0.00	YEAR	TOTAL DIRECT COSTS
f. Travel	0.00	a. 2	\$
g. Construction	0.00	b. 3	\$
h. Other	14,257,050.00	c. 4	\$
i. Contractual	0.00	d. 5	\$
j. TOTAL DIRECT COSTS	\$ 14,257,050.00	e. 6	\$
k. INDIRECT COSTS	\$ 0.00	f. 7	\$
l. TOTAL APPROVED BUDGET	\$ 14,257,050.00	15. PROGRAM INCOME SHALL BE USED IN ACCORD WITH ONE OF THE FOLLOWING ALTERNATIVES:	
m. Federal Share	\$ 3,000,000.00	a. DEDUCTION	
n. Non-Federal Share	\$ 11,257,050.00	b. ADDITIONAL COSTS	
		c. MATCHING	
		d. OTHER RESEARCH (Add / Deduct Option)	
		e. OTHER (See REMARKS)	
		16. THIS AWARD IS BASED ON AN APPLICATION SUBMITTED TO, AND AS APPROVED BY, THE FEDERAL AWARDING AGENCY ON THE ABOVE TITLED PROJECT AND IS SUBJECT TO THE TERMS AND CONDITIONS INCORPORATED EITHER DIRECTLY OR BY REFERENCE IN THE FOLLOWING:	
		a. The grant program legislation	
		b. The grant program regulations.	
		c. This award notice including terms and conditions, if any, noted below under REMARKS.	
		d. Federal administrative requirements, cost principles and audit requirements applicable to this grant.	
		In the event there are conflicting or otherwise inconsistent policies applicable to the grant, the above order of precedence shall prevail. Acceptance of the grant terms and conditions is acknowledged by the grantee when funds are drawn or otherwise obtained from the grant payment system.	

REMARKS (Other Terms and Conditions Attached - Yes No)
Short extension per request of grantee. All previous terms and conditions carry forward.

GRANTS MANAGEMENT OFFICIAL:
Kari Duncan, FISH AND WILDLIFE ADMINISTRATOR
5275 Leesburg Pike
Falls Church, VA, 22041-3803
Phone: 703-358-2464

17. VENDOR CODE	0071156177	18a. UEI	VLJJV1KBAR56	18b. DUNS	830178927	19. CONG. DIST.	03
LINE#	FINANCIAL ACCT	AMT OF FIN ASST	START DATE	END DATE	TAS ACCT	PO LINE DESCRIPTION	
1	0051020029-00010	\$0.00	04/01/2022	12/31/2024	5241	NORTH FLORIDA WETLAND CONNECTOR CONSERVA	
2	0051021266-00010	\$0.00	07/05/2022	12/31/2024	5241	North Florida Wetland Connector Conserva	

NOTICE OF AWARD (Continuation Sheet)

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GRANT NO. F22AP01110-03	

Federal Financial Report Cycle			
Reporting Period Start Date	Reporting Period End Date	Reporting Type	Reporting Period Due Date
04/01/2023	03/31/2024	Annual	06/29/2024
04/01/2022	03/31/2023	Annual	07/03/2024
04/01/2024	12/31/2024	Final	04/30/2025

Performance Progress Report Cycle			
Reporting Period Start Date	Reporting Period End Date	Reporting Type	Reporting Period Due Date
04/01/2023	03/31/2024	Annual	06/29/2024
04/01/2022	03/31/2023	Annual	07/03/2024
04/01/2024	12/31/2024	Final	04/30/2025

1. DATE ISSUED MM/DD/YYYY 08/04/2022

1a. SUPERSEDES AWARD NOTICE dated 07/05/2022
except that any additions or restrictions previously imposed remain in effect unless specifically rescinded

2. CFDA NO. 15.623 - North American Wetlands Conservation Fund

3. ASSISTANCE TYPE Project Grant

4. GRANT NO. F22AP01110-02
Originating MCA #

5. TYPE OF AWARD Other

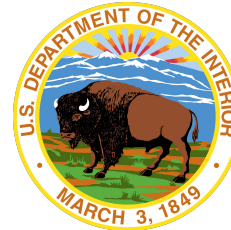
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6. PROJECT PERIOD MM/DD/YYYY
From 04/01/2022 Through 03/31/2024

7. BUDGET PERIOD MM/DD/YYYY
From 04/01/2022 Through 03/31/2024

NOTICE OF AWARD



AUTHORIZATION (Legislation/Regulations)
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8. TITLE OF PROJECT (OR PROGRAM)
North Florida Wetland Connector Conservation Project I and II

9a. GRANTEE NAME AND ADDRESS
ALACHUA CONSERVATION TRUST, INCORPORATED
7204 SE County Road 234
Gainesville, FL, 32641-1608

9b. GRANTEE PROJECT DIRECTOR
Ivor Kincaide
7204 SE COUNTY ROAD 234
GAINESVILLE, FL, 32641-1608
Phone: 111-111-1111

10a. GRANTEE AUTHORIZING OFFICIAL
Tom Kay
7204 SE COUNTY ROAD 234
GAINESVILLE, FL, 32641-1608
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10b. FEDERAL PROJECT OFFICER
Mrs. Nicole Virella
5275 Leesburg Pike
Falls Church, VA, 22041
Phone: 7033581781

ALL AMOUNTS ARE SHOWN IN USD

11. APPROVED BUDGET (Excludes Direct Assistance)				12. AWARD COMPUTATION			
I Financial Assistance from the Federal Awarding Agency Only				a. Amount of Federal Financial Assistance (from item 11m) \$ 3,000,000.00			
II Total project costs including grant funds and all other financial participation				b. Less Unobligated Balance From Prior Budget Periods \$ 0.00			
a. Salaries and Wages	\$	0.00		c. Less Cumulative Prior Award(s) This Budget Period		\$	3,000,000.00
b. Fringe Benefits	\$	0.00		d. AMOUNT OF FINANCIAL ASSISTANCE THIS ACTION		\$	0.00
c. Total Personnel Costs	\$	0.00		13. Total Federal Funds Awarded to Date for Project Period		\$	3,000,000.00
d. Equipment	\$	0.00		14. RECOMMENDED FUTURE SUPPORT (Subject to the availability of funds and satisfactory progress of the project):			
e. Supplies	\$	0.00		YEAR	TOTAL DIRECT COSTS	YEAR	TOTAL DIRECT COSTS
f. Travel	\$	0.00		a. 2	\$	d. 5	\$
g. Construction	\$	0.00		b. 3	\$	e. 6	\$
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k. INDIRECT COSTS	\$	0.00		b. ADDITIONAL COSTS			
I. TOTAL APPROVED BUDGET	\$	14,257,050.00		c. MATCHING			
m. Federal Share	\$	3,000,000.00		d. OTHER RESEARCH (Add / Deduct Option)			
n. Non-Federal Share	\$	11,257,050.00		e. OTHER (See REMARKS)			
REMARKS (Other Terms and Conditions Attached - <input checked="" type="radio"/> Yes <input type="radio"/> No)				16. THIS AWARD IS BASED ON AN APPLICATION SUBMITTED TO, AND AS APPROVED BY, THE FEDERAL AWARDING AGENCY ON THE ABOVE TITLED PROJECT AND IS SUBJECT TO THE TERMS AND CONDITIONS INCORPORATED EITHER DIRECTLY OR BY REFERENCE IN THE FOLLOWING:			
This amendment is to add the Buy America Provision to the issued Terms and Conditions of the Grant. All previous Terms and Conditions carry forward alongside this addition.				a. The grant program legislation			
				b. The grant program regulations.			
				c. This award notice including terms and conditions, if any, noted below under REMARKS.			
				d. Federal administrative requirements, cost principles and audit requirements applicable to this grant.			
				In the event there are conflicting or otherwise inconsistent policies applicable to the grant, the above order of precedence shall prevail. Acceptance of the grant terms and conditions is acknowledged by the grantee when funds are drawn or otherwise obtained from the grant payment system.			

GRANTS MANAGEMENT OFFICIAL:
Kari Duncan, FISH AND WILDLIFE ADMINISTRATOR
5275 Leesburg Pike
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GRANT NO. F22AP01110-02	

Federal Financial Report Cycle			
Reporting Period Start Date	Reporting Period End Date	Reporting Type	Reporting Period Due Date
04/01/2022	03/31/2023	Annual	06/29/2023
04/01/2023	03/31/2024	Final	07/29/2024

Performance Progress Report Cycle			
Reporting Period Start Date	Reporting Period End Date	Reporting Type	Reporting Period Due Date
04/01/2022	03/31/2023	Annual	06/29/2023
04/01/2023	03/31/2024	Final	07/29/2024

Terms and Conditions

1. Buy America Provision

Required Use of American Iron, Steel, Manufactured Products, and Construction Materials for Infrastructure

As required by Section 70914 of the Infrastructure Investment and Jobs Act (Pub. L. 117-58), on or after May 14, 2022, none of the funds under a federal award that are part of a Federal financial assistance program for infrastructure may be obligated for a project unless all the iron, steel, manufactured products, and construction materials used in the project are produced in the United States, unless subject to an approved waiver. Recipients must include the requirements in this section all subawards, including all contracts and purchase orders for work or products under this program.

None of the funds provided under this award may be used for a project for infrastructure unless:

1. All iron and steel used in the project are produced in the United States. This means all manufacturing processes, from the initial melting stage through the application of coatings, occurred in the United States,
2. All manufactured products used in the project are produced in the United States. This means the manufactured product was manufactured in the United States, and the cost of the components of the manufactured product that are mined, produced, or manufactured in the United States is greater than 55 percent of the total cost of all components of the manufactured product, unless another standard for determining the minimum amount of domestic content of the manufactured product has been established under applicable law or regulation, and
3. all construction materials are manufactured in the United States. This means that all manufacturing processes for the construction material occurred in the United States.

This Buy America preference only applies to articles, materials, and supplies consumed in, incorporated into, or affixed to an infrastructure project. As such, it does not apply to tools, equipment, and supplies, such as temporary scaffolding, brought to the construction site and removed at or before the completion of the infrastructure project. Nor does a Buy America preference apply to equipment and furnishings, such as movable chairs, desks, and portable computer equipment, used at or within the finished infrastructure project but are not an integral part of the structure or permanently affixed to the infrastructure project.

For more information, visit the Department’s Buy America site at www.doi.gov/grants/BuyAmerica and the Office of Management and Budget’s site at www.whitehouse.gov/omb/management/made-in-

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america/.

Waivers

There may be instances where an award qualifies, in whole or in part, for an existing DOI general applicability waiver as described at www.doi.gov/grants/BuyAmerica/GeneralApplicabilityWaivers. If the specific financial assistance agreement, infrastructure project, or non-domestic materials meets the criteria of an existing general applicability waiver within the limitations defined within the waiver, the Recipient does not need to request a separate waiver for non-domestic materials.

When necessary, recipients may apply for, and the Department of the Interior (DOI) may grant, a waiver from these requirements, subject to review by the Made in America Office. The DOI may waive the application of the domestic content procurement preference in any case in which it is determined that one of the below circumstances applies:

1. Non-availability Waiver: the types of iron, steel, manufactured products, or construction materials are not produced in the United States in sufficient and reasonably available quantities or of a satisfactory quality,
2. Unreasonable Cost Waiver: the inclusion of iron, steel, manufactured products, or construction materials produced in the United States will increase the cost of the overall project by more than 25 percent, or
3. Public Interest Waiver: applying the domestic content procurement preference would be inconsistent with the public interest.

If a general applicability waiver does not already apply, and the Recipient believes that one of the above circumstances applies to an award, the Recipient may submit a request to waive the application of the domestic content procurement preference.

Waiver Submission Instructions

Recipients must submit all waiver requests to the Service in writing. Email all waiver requests to fwqfasupport@fws.gov. Please use the subject line: "Buy America Waiver Request". Include the following information with each waiver request:

1. Type of waiver requested (non-availability, unreasonable cost, or public interest)
2. Requesting entity name and Unique Entity Identifier (UEI)
3. Awarding bureau: U.S. Fish and Wildlife Service
4. Awarding program Assistance Listing number and title (Notice of Award, Block 2)
5. Project title (Notice of Award, Block 8)
6. Federal Award Identification Number (Notice of Award, Block 4)
7. Federal award amount (Notice of Award, Block 11)
8. Total infrastructure costs, to the extent know (federal and non-federal funds)

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9. Infrastructure project description and location, to the extent known
10. List of iron or steel item(s), manufactured goods, and construction material(s) the recipient seeks to waive from Buy America requirements. Include the name, cost, countries of origin, if known, and relevant PSC or NAICS code for each (see <https://psctool.us/> and <https://www.census.gov/naics/>).
11. A certification that the Recipient made a good faith effort to solicit bids for domestic products supported by terms included in requests for proposals, contracts, and nonproprietary communications with the prime contractor.
12. A statement of waiver justification, including a description of the Recipient's efforts (e.g., market research, industry outreach) to avoid the need for a waiver. Such a justification may cite, if applicable, the absence of any Buy America-compliant bids received in response to a solicitation.
13. Anticipated impact if no waiver is issued.

Do not include any Privacy Act information, sensitive data, or proprietary information with the waiver request.

Waiver Review Process

The Department will post waiver requests to www.doi.gov/grants/buyamerica for the required 15-day public comment period. The Made in America Office will also review all waiver requests. The Department will post approved waivers at www.doi.gov/grants/BuyAmerica/ApprovedWaivers. The Service will notify Recipients of their waiver request determination by email.

Definitions

Construction materials includes an article, material, or supply that is or consists primarily of:

- non-ferrous metals,
- plastic and polymer-based products (including polyvinylchloride, composite building materials, and polymers used in fiber optic cables),
- glass (including optic glass),
- lumber, or
- drywall.

Construction materials does **not** include cement and cementitious materials, aggregates such as stone, sand, or gravel, or aggregate binding agents or additives.

Domestic content procurement preference means all iron and steel used in the project are produced in the United States; the manufactured products used in the project are produced in the United States; or the construction materials used in the project are produced in the United States.

Infrastructure includes, at a minimum, the structures, facilities, and equipment for, in the United States, roads, highways, and bridges; public transportation; dams, ports, harbors, and other maritime facilities; intercity passenger and freight railroads; freight and intermodal facilities; airports; water systems, including drinking water and wastewater systems; electrical transmission facilities and systems; utilities;

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broadband infrastructure; and buildings and real property. Infrastructure includes facilities that generate, transport, and distribute energy.

Project means the construction, alteration, maintenance, or repair of infrastructure in the United States.

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GRANT NO. F22AP01110-00	

Federal Financial Report Cycle			
Reporting Period Start Date	Reporting Period End Date	Reporting Type	Reporting Period Due Date
04/01/2022	03/31/2023	Annual	06/29/2023
04/01/2023	03/31/2024	Annual	06/29/2024
04/01/2024	04/01/2024	Final	07/30/2024

Performance Progress Report Cycle			
Reporting Period Start Date	Reporting Period End Date	Reporting Type	Reporting Period Due Date
04/01/2022	03/31/2023	Annual	06/29/2023
04/01/2023	03/31/2024	Annual	06/29/2024
04/01/2024	04/01/2024	Final	07/30/2024

SCOPE OF WORK

1. Project Description

The Service hereby incorporates the recipient’s application submitted to and approved by the Service into these award terms and conditions.

Funds under this award will permanently protect 2,319 acres through fee title acquisition. Therefore, the purpose of this award is to protect 2,319 total acres of habitat for the benefit of migratory birds and other wildlife.

BUDGET AND PROGRAM REVISIONS

1. Budget and Program Plan Revisions

The recipient must report to the Service Project Officer identified in their notice of award deviations from budget or project scope or objective, and request prior approvals for budget and program plan revisions per 2 CFR §200.308, unless otherwise specifically waived in this award.

Prior written approval of the Service Project Officer is required for any changes that will result in change of the purpose or scope of the project, change in key personnel, extension of the funding period, changes in titleholder of any interest in real property, or changes to the proposed budget, including the transfer of funds from a direct cost category to indirect costs, from construction to non-construction, or vice-versa.

AWARD CONDITIONS

1. Pre-Award Costs

The Service authorizes the recipient to request reimbursement for pre-award expenses incurred from the date the proposal was received. Pre-award costs are those incurred prior to the effective date of this award directly pursuant to the negotiation and in anticipation of the award where such costs are necessary for efficient and timely performance of the scope of work. Such costs are allowable only to the extent that they would have been allowable if incurred after the date of the award.

2. Matching Requirements

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The Federal share of the total project expenditures cannot exceed 50% percent. Recipient is eligible to request Federal obligated funds up to but not in excess of amount requested, and final grant to match ratio must meet the grant to match ratio as proposed. See also 2 CFR §200.306.

3. Real Property

Grant funds may not be disbursed to acquire real property interests until the Division of Bird Habitat Conservation (DBHC) has reviewed and approved the appraisals, appraisal reviews, SF 429 B, and drafts of other supporting documentation (e.g., draft of a Notice of Grant Requirements, deed, conservation easement, or other documents that would be recorded upon closing).

Real Property Status Report SF-429-A with Cover page must be completed for all grant and match acquisitions (fee and easements) and submitted with only the final report.

4. Other Program- or Project-Specific Terms and Conditions

Designated Unmanned Aircraft Systems (UAS) Prohibitions – Grant and matching funds may not be used for the procurement, repair or service of Designated UAS. This includes drones and other unmanned aircraft.

And TBD Tracts (if applicable): As a condition of the award, once a potential tract has been identified, the recipient must submit a work plan with an itemized budget for review and approval by DBHC prior to work commencement. Failure to obtain written approval by DBHC may result in disallowed costs.

PAYMENTS

1. Domestic Recipients Enrolled in Treasury’s ASAP System

The recipient will request payments under this award in the U.S. Treasury’s Automated Standard Application for Payment (ASAP) system. When requesting payment in ASAP, your Payment Requestor will be required to enter an Account ID. The number assigned to this award is the partial Account ID in ASAP. When entering the Account ID in ASAP, the Payment Requestor should enter the award number identified in the notice of award, followed by a percent sign (%). Refer to the ASAP.gov Help menu for detailed instructions on requesting payments in ASAP.

REPORT

1. Interim Financial Reports

The recipient is required to submit interim financial reports on an annual basis directly in GrantSolutions. The recipient must follow the financial reporting period end dates and due dates provided in GrantSolutions. The interim reporting due dates are available by signing in to GrantSolutions and selecting the menu for Reports>Federal Financial Report. The GrantSolutions financial report data entry fields are the same as those on the SF-425, “Federal Financial Report” form. See also our instructional video on “Completing the Federal Financial Report (SF-425)”.

2. Interim Performance Reports

The recipient is required to submit interim performance reports on an annual basis directly in GrantSolutions. The recipient must follow the performance reporting period end dates and due dates

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GRANT NO. F22AP01110-00	

provided in GrantSolutions. The interim reporting due dates are available by signing in to GrantSolutions and selecting the menu for Reports>FPR.

Performance reports must contain: 1) a description and comparison of actual accomplishments with the goals and objectives of the award as detailed in the approved scope of work; 2) a description of reasons why established goals were not met, if appropriate; 3) any other pertinent information relevant to the project results. This information must include a narrative of work accomplished during the reporting period. Please include the Service award number on all reports.

Refer to the United States Grant Administration Standards dated January 2021 for in-depth information regarding required reporting elements.

3. Final Reports

The recipient must liquidate all obligations incurred under the award and submit a *final* financial report in GrantSolutions no later than 120 calendar days after the award period of performance end date. The GrantSolutions financial report data entry fields are the same as those on the SF-425, “Federal Financial Report” form. See also our instructional video on “Completing the Federal Financial Report (SF-425)”.

The recipient must submit a *final* performance report no later than 120 calendar days after the award period of performance end date. Performance reports must contain: 1) a comparison of actual accomplishments with the goals and objectives of the award as detailed in the approved scope of work; 2) a description of reasons why established goals were not met, if appropriate; and 3) any other pertinent information relevant to the project results. Please include the Service award number on all reports.

The recipient must follow the final Federal Financial Report and the final Performance Report reporting period end dates and due dates provided in GrantSolutions. The final reporting due dates are available by signing in to GrantSolutions and selecting the menu for Reports>Federal Financial Report or Reports>FPR.

4. Reporting Due Date Extensions

Reporting due dates may be extended for an award upon request to the Service Project Officer identified in the notice of award. The request should be sent by selecting the award in GrantSolutions and selecting send message. The message must include the type of report to be extended, the requested revised due date, and a justification for the extension. The Service may approve an additional extension if justified by a catastrophe that significantly impairs the award Recipient’s operations. The recipient must submit reporting due date extension requests through GrantSolutions to the Service Project Officer identified in their notice of award before the original due date. The Service Project Officer will respond to the recipient after approval or denial of the extension request.

5. Significant Developments Reports

See 2 CFR §200.328(d). Events may occur between the scheduled performance reporting dates that have significant impact upon the supported activity. In such cases, recipients are required to notify the Service in writing as soon as the recipient becomes aware of any problems, delays, or adverse conditions that will materially impair the ability to meet the objective of the Federal award. This disclosure must include a statement of any corrective action(s) taken or contemplated, and any assistance needed to resolve the situation. The recipient should also notify the Service in writing of any favorable developments that enable meeting time schedules and objectives sooner or at less cost than anticipated or producing more or different beneficial results than originally planned.

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GRANT NO. F22AP01110-00	

6. Post Award Requirements

Real Property Reporting – This term and condition applies to all real property acquisitions funded by either grant or matching funds, or both. Recipients must submit real property reports annually on the status of real property in which the Federal Government retains an interest, unless the Federal interest in the property extends 15 years or longer. In those instances where the Federal interest attached is for a period of 15 years or more, recipients must submit real property reports annually during the period of performance as part of the annual and final performance reports, then following the closure of a grant, the recipient must submit reports every five years, beginning January 15, 2025, and every five years thereafter (01/15/2030, 01/15/2035, 01/15/2040 and so forth).

Reports must be submitted using the Real Property Status Report (SF429). Reports submitted during the period of performance must be submitted with the annual and final performance reports. Reports submitted after the grant has been closed must be submitted to the attention of the Chief, Grants Branch, at dbhc@fws.gov. Below is a table reflecting due dates following the closure of a grant based on the longevity of the real property interest.

Grant Closure Date	SF429 Due Dates (Acquisitions less than 15 years)	SF429 Due Dates (Acquisitions greater than 15 years)
January 15, 2020 – January 14, 2025	January 15th of every year for the life of the property.	January 15, 2025, then every five years thereafter for the life of the property.
January 15, 2025 – January 14, 2030	January 15th of every year for the life of the property.	January 15, 2030, then every five years thereafter for the life of the property.

A pass-through entity must require this term and condition in any and all subrecipient agreement.

SPECIAL TERMS AND REQUIREMENTS

1. Environmental Compliance Reviews

As a condition of award, the Recipient and their sub-recipient(s) and contractor(s) must not begin any potentially impactful work related to this award until the Service has notified you in writing that such work can begin. Recipients and sub-recipients of Federal grants and cooperative agreement awards must comply with the requirements of the National Environmental Policy Act (NEPA), Section 7 of Endangered Species Act (ESA), and Section 106 of the National Historic Preservation Act (NHPA).

2. Inadvertent Archaeological or Historical Discoveries

In the event any archaeological or historic materials are encountered during project activity, work in the immediate area must stop and the following actions taken:

1. Implement reasonable measures to protect the discovery site, including any appropriate stabilization or covering;

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- 2. Take reasonable steps to ensure the confidentiality of the discovery sites; and
- 3. Take reasonable steps to restrict access to the site of discovery.

The recipient must notify the concerned Tribes and all appropriate county, state, and federal agencies, including the State Historic Preservation Office. Agencies and the Tribe(s) will discuss the possible measures to remove or avoid cultural material, and will reach an agreement with the recipient regarding actions to be taken and disposition of material. If Human remains are uncovered, appropriate law enforcement agencies must be notified first, and the above steps followed. If the remains are determined to be Native, consultation with the affected Tribe(s) will take place in order to mitigate the final disposition of said remains.

3. Transfer Title to Federal Government or Third Party

After transfer to the Federal Government or approved third party, all acquisition documents are required to be sent to the Service Project Officer. These documents must include (but not limited to) the updated Deed/easement, closing statement, Notice of Grant Requirements (NOGR) appraisal and appraisal review. For a complete list, read the Grant Administration Standards January 2021.

Terms and Conditions

1. U.S. Fish and Wildlife Service

General Award Terms and Conditions

Effective Date: December 31, 2020

Recipients of U.S. Fish and Wildlife Service (Service) grant and cooperative agreement awards (hereafter referred to as ‘awards’) are subject to the terms and conditions incorporated into their Notice of Award either by direct citation or by reference to Federal regulations; program legislation or regulation; and special award terms and conditions. Award terms and conditions are applicable unless and until the USFWS removes or revises them in written notice to the recipient. The Service will make such changes by issuing a written notice that describes the change and provides the effective date.

Recipients indicate their acceptance of an award by starting work, drawing down funds, or accepting the award via electronic means. Recipient acceptance of an award carries with it the responsibility to be aware of and comply with all terms and conditions applicable to the award. Recipients are responsible for ensuring that their subrecipients and contractors are aware of and comply with applicable award statutes, regulations, and terms and conditions. Recipient failure to comply with award terms and conditions can result in the Service taking one or more of the remedies and actions described in Title 2 of the Code of Federal Regulations (CFR) §§200.339—343.

A PDF of these terms and conditions with embedded links to all regulations is available on the Service’s website at: <https://www.fws.gov/media/fws-financial-assistance-award-terms-and-conditions-2020-12-31>. See also the Department of the Interior’s General Award Terms and Conditions on their website at: <https://www.doi.gov/grants/doi-standard-terms-and-conditions>.

Administrative Requirements, Cost Principles, and Audit Requirements

These requirements and cost principles are applicable to all awards except those to individuals receiving

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the award separate from any business or organization they may own or operate. Foreign public entities and foreign organizations must comply with special considerations and requirements specific to their entity type, unless otherwise stated in this section. Foreign public entities must comply with those for states.

2 CFR Part 200, Subparts A—D, as supplemented by 2 CFR Part 1402

Foreign public entities must follow payment procedures in 2 CFR §200.305(b). For foreign public entities and foreign organizations, the requirements in 2 CFR §§200.321—323 do not apply.

Appendix XII to 2 CFR Part 200—Recipient Integrity and Performance Matters

Applicable to awards with a total Federal share of more than \$500,000 except for awards of any amount to foreign public entities.

2 CFR Part 200, Subpart E—Cost Principles

Applicable to all domestic and foreign non-Federal entities except non-profit organizations identified in Appendix VIII to 2 CFR Part 200.

48 CFR Subpart 31.2—Contracts with Commercial Organizations

Applicable to non-profit organizations identified in Appendix VIII to 2 CFR Part 200 and for-profit organizations.

Indirect Cost Proposals

Requirements for development and submission of indirect cost rate proposals are contained in Appendix III (Institutions of Higher Education), Appendix IV (Nonprofit organizations), and Appendix VII (States, local government agencies, and Indian tribes) to 2 CFR Part 200. See also the DOI negotiated indirect cost rate deviation policies at 2 CFR §1402.414. For-profit entities should contact the DOI National Business Center, Office of Indirect Cost Rate Services at: <https://ibc.doi.gov/ICS/icrna>.

2 CFR Part 200, Subpart F—Audit Requirements

Applicable to U.S. states, local governments, Indian tribes, institutions of higher education, and nonprofit organizations. Not applicable to foreign public entities, foreign organizations, or for-profit entities.

Statutory and National Policy Requirements

These requirements are applicable to all awards, including those to individuals, for-profits, foreign public entities, and foreign organizations, unless otherwise stated in this section.

Appendix A to 2 CFR Part 25—Universal Identifier and System for Award Management

Not applicable to individuals or any entity exempted by the awarding bureau or office prior to award per 2 CFR §25.110(c)(2) and bureau or office policy.

Appendix A to 2 CFR Part 170—Award term for reporting subaward and executive compensation

Not applicable to individuals. See 2 CFR 170 for other exceptions.

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2 CFR §175.15—Award Term for Trafficking in Persons

Applicable to private entities as defined in 2 CFR §175.25(d), states, local governments, and Indian tribes. Applicable to foreign public entities if funding could be provided to a private entity as a subrecipient under the award.

2 CFR Part 1400—Nonprocurement Debarment and Suspension

All recipients must ensure they do not enter into any covered transaction with an excluded or disqualified participant or principal. See also 2 CFR Part 180—OMB Guidelines to Agencies on Governmentwide Debarment and Suspension (Nonprocurement). 2 CFR §180.215 defines nonprocurement transactions that are not covered transactions.

2 CFR Part 1401—Requirements for Drug-Free Workplace (Financial Assistance)

Not applicable to foreign public entities or foreign organizations.

43 CFR Part 18—New Restrictions on Lobbying

Recipients are prohibited from using any federally appropriated funds (annually appropriated or continuing appropriations) or matching funds under a Federal award to pay any person for lobbying in connection with the award. Lobbying is influencing or attempting to influence an officer or employee of any U.S. agency, a Member of the U.S. Congress, or an officer or employee of a Member of the U.S. Congress in connection with the award.

41 U.S.C. §4712—Whistleblower Protection for Contractor and Grantee Employees**41 U.S.C. §6306—Prohibition on Members of Congress Making contracts with Federal Government****Mandatory Disclosures**

Failure to make required disclosures may result in any of the remedies for noncompliance described in 2 CFR §200.339, including suspension or debarment (see also 2 CFR Part 180).

Conflicts of interest: Per 2 CFR §1402.112, non-Federal entities and their employees must take appropriate steps to avoid conflicts of interest in their responsibilities under or with respect to Federal financial assistance agreements. In the procurement of supplies, equipment, construction, and services by recipients and by subrecipients, the provisions in 2 CFR §200.318 apply. Non-Federal entities, including applicants for financial assistance awards, must disclose in writing any conflict of interest to the DOI awarding agency or pass-through entity in accordance with 2 CFR §200.112. Recipients must establish internal controls that include, at a minimum, procedures to identify, disclose, and mitigate or eliminate identified conflicts of interest. The recipient is responsible for notifying the Service Project Officer identified in their notice of award in writing of any conflicts of interest that may arise during the life of the award, including those that reported by subrecipients. The Service will examine each disclosure to determine whether a significant potential conflict exists and, if it does, work with the applicant or recipient to develop an appropriate resolution. Failure to resolve conflicts of interest in a manner that satisfies the government may be cause for termination of the award.

Lobbying: If the Federal share of the award is more than \$100,000, recipients must disclose making or

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agreeing to make any payment using non-appropriated funds for lobbying in connection with the award. To make such disclosures, recipients must complete and submit the SF-LLL, “Disclosure of Lobbying Activities” form to the USFWS. This form is available at: <https://www.grants.gov/web/grants/forms/post-award-reporting-forms.html>. For more information on when additional submission of this form is required, see 43 CFR, Subpart 18.100. These restrictions are not applicable to such expenditures by Indian tribe, tribal organization, or any other Indian organization that are specifically permitted by other Federal law.

Other Mandatory Disclosures: Recipients and subrecipients must disclose, in a timely manner, in writing to the Service Project Officer identified in their notice of award or pass-through entity all violations of Federal criminal law involving fraud, bribery, or gratuity violations potentially affecting the Federal award. Non-Federal entities subject to the 2 CFR 200, Appendix XII—Award Term and Condition for Recipient Integrity and Performance Matters are required to report certain civil, criminal, or administrative proceedings to SAM.

National Policy Encouragements

Executive Order 13043—Increasing Seat Belt Use in the United States

Non-Federal entities are encouraged to adopt and enforce on-the-job seat belt policies and programs for their employees when operating company-owned, rented, or personally owned vehicles. Individuals are encouraged to use seat belts while driving in connection with award activities.

E. O. 13513—Federal Leadership on Reducing Text Messaging While Driving

Non-Federal entities are encouraged to adopt and enforce policies that ban text messaging while driving, including conducting initiatives of the type described in section 3(a) of the order. Individuals are encouraged to not text message while driving in connection with award activities.