

OFFICE OF THE ATTORNEY GENERAL

Choose Life Grant Program

Grant Application Kit

**APPLICATION DEADLINE:
5:00 p.m. Central Daylight Time (CDT)
Wednesday, June 10, 2015**

This Kit contains the following:

- I. General Instructions**
- II. Specific Instructions for Excel Workbook**
- III. Certifications and Assurances**
- IV. Required Attachments A & B**

NOTE: Be sure to download the Excel workbook, which is also part of the Application Kit. The Excel workbook is a separate electronic file. See additional instructions in this Kit.

I. GENERAL INSTRUCTIONS

Choose Life Grant Program

How to Obtain an Application Kit

The Office of the Attorney General (OAG) will post the Application Kit on the OAG's official agency website at www.texasattorneygeneral.gov/chooselife. Updates and other helpful reminders about the application process will also be posted at this location. Potential Applicant Organizations are encouraged to refer to this site regularly.

This Application Kit provides the information and forms necessary to prepare an Application for funding through the OAG. An Applicant Organization may submit one application under this application cycle.

Application Submission – Deadline June 10, 2015

The Application consists of an Excel workbook, Attachment A (including notarized affidavit), and Attachment B.

The Applicant Organization must submit an Application for Choose Life Grant Program funding to be received by the OAG no later than 5:00 p.m. CDT on June 10, 2015 to be considered for funding. **To meet the deadline, the application must be submitted via e-mail.**

Required E-mail Submission:

- The Applicant Organization must submit:
 - One (1) Application (Excel workbook)
 - Attachment A (includes notarized affidavit)
 - Attachment B
- The Excel workbook must be sent to the following e-mail address:
Grants@texasattorneygeneral.gov
- An auto-reply message will be generated by the OAG for e-mail received at this address.
- After submission, Applicant Organizations are strongly encouraged to contact the OAG at (512) 936-1278.
- The OAG will not accept Applications submitted in other formats, including hard copy mail, fax, walk-in or hand delivery or same-day courier service.
- Proof of sending a document by e-mail or other means is not proof that the OAG received the information.
- Please contact the OAG if there are any questions about the method of delivery.
- The OAG will not consider or fund an Application if it is not filed by 5:00 p.m. CDT.

Required Software

Microsoft Excel 97 or newer version is required to complete the Application and apply for a grant. *Adobe Reader* is required to access the Application Kit. *Adobe Reader* can be downloaded for free at www.adobe.com. In order to submit the required Attachments, Applicant Organizations will need to have the capability to scan documents.

Contact Information

Assistance with technical questions about the Application Kit is available via:

- E-mail: grants@texasattorneygeneral.gov
- Phone: (512) 936-1278

E-mail is the preferred method for submitting questions. Each person submitting a question should include his/her name, the name of the organization, an e-mail address, and a phone number. OAG staff cannot assist with writing Applications.

Availability of Funds

The Choose Life account is authorized by Chapter 504.662 of the Transportation Code, and Chapter 402.036 of the Government Code, and is funded by fees collected for the purchase of a Choose Life License Plate, as well as gifts, grants, donations and legislative appropriations. The OAG is authorized to administer grants to an eligible organization. All funding is contingent upon an appropriation to the OAG by the Texas Legislature. The OAG makes no commitment that an Application, once submitted, or a grant, once funded, will receive subsequent funding.

Grant Contract Period

The term of this grant contract is one year from September 1, 2015, through August 31, 2016, with the ability for an extension of time, subject to and contingent on funding and approval by the OAG. If the OAG extends the grant contract period for more than one state fiscal year, the grantee may be required to submit additional documentation relating to the second fiscal year of the grant contract period, including an updated budget. The OAG may base its decision for a second fiscal year of funding on the grantee's first year performance, including but not limited to: the timeliness and thoroughness of reporting, effective and efficient use of grant funds and the success of the project in meeting its goals.

Eligible Applicant Organizations

An Applicant Organization must be an eligible organization in this state to apply for the Choose Life Grant Program, meaning it must meet all of the following criteria:

- An organization that provides services in this state and is exempt from federal income taxation under Section 501(a), Internal Revenue Code of 1986, by being listed as an exempt charitable organization under Section 501(c)(3) of that code;
- Provides counseling and material assistance to pregnant women who are considering placing their children for adoption;
- Does not charge for services provided;
- Does not provide abortions or abortion-related services or make referrals to abortion providers;
- Is not affiliated with an organization that provides abortions or abortion-related services or makes referrals to abortion providers; and
- Does not contract with an organization that provides abortions or abortion-related services or makes referrals to abortion providers.

Eligible Budget Categories

The following are the only eligible budget categories. However, allocations to any of these categories are dependent upon the sole discretion of the OAG. Refer to program purpose areas and budget detail items.

- Personnel
- Fringe Benefits
- Professional and Consultant Services
- Travel
- Supplies
- Other Direct Operating Expenses

Ineligible Costs

Ineligible costs include, but are not limited to:

- Paying for overtime, out-of-state travel, dues, or lobbying
- Purchasing or leasing vehicles
- Purchasing promotional items or recreational activities
- Paying for travel that is unrelated to the direct delivery of services that support the OAG-funded program
- Paying consultants or vendors who participate directly in writing a grant application
- Purchasing any other products or services the OAG identifies as inappropriate or unallowable
- Any unallowable costs set forth in any applicable state or federal cost principles
- Administrative (this includes, but is not limited to equipment and office supplies), legal or capital expenses

Ineligible Activities

Ineligible activities include, but are not limited to:

- Activities related to providing abortions or abortion-related services, or making referrals to abortion providers

Funding Level

The minimum grant request the OAG will consider is \$1,000. Applications requesting an amount below the minimum will not be considered.

As of the date this Application Kit is published, the amount available for award in the Choose Life account is approximately \$39,000. If an application is awarded, the budget may be adjusted by the OAG.

Match Requirements

There are no match requirements for the Choose Life Grant Program.

Volunteer Requirements

There are no volunteer requirements for the Choose Life Grant Program.

State and Federal Requirements

All Applicant Organizations should review and be familiar with the OAG administrative rules governing the Choose Life Grant Program. When finalized, these administrative rules will be published in 1 Texas Administrative Code, Part 3, Chapter 54, Special Programs, Subchapter A, Choose Life Grant Program. Currently, the proposed rules can be found at:

<http://www.sos.state.tx.us/texreg/sos/PROPOSED/1.ADMINISTRATION.html#3>

In addition to the OAG's administrative rules, Applicant Organizations should be familiar with the Uniform Grant Management Standards (UGMS) and relevant Code of Federal Regulations (CFR) that relate to state, and if applicable, federal grant funding.

- UGMS can be found at: <http://governor.state.tx.us/files/state-grants/UGMS062004.doc>
- Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards 2 CFR 200 can be found at: <http://www.ecfr.gov>

Choose Life Grant Program Requirements and Definitions

The purpose of the Choose Life Grant Program is to provide funds as described in Chapter 402 of the Government Code.

Choose Life Grant Program Purpose Areas: Grant contracts awarded under this Choose Life Grant Program Application Kit may be used to:

- provide for the material needs of pregnant women who are considering placing their children for adoption, including the provision of clothing, housing, prenatal care, food, utilities, and transportation,
- provide for the needs of infants who are awaiting placement with adoptive parents,
- provide training and advertising relating to adoption,
- provide pre-adoption counseling, and
- provide post-adoption counseling.

Choose Life Terms and Definitions: The following are some terms and the applicable definitions as it pertains to the Choose Life Application Kit.

- **Material Needs:** Includes the provision of clothing, housing, prenatal care, food, utilities and transportation for pregnant women who are considering placing their children for adoption.
- **Clothing:** Garments, apparel, shoes and other attire for pregnant women who are considering placing their children for adoption.
- **Housing:** Shelter, lodging or dwelling place for pregnant women who are considering placing their children for adoption.
- **Prenatal Care:** Any health-related care given to women while they are pregnant and considering placing their children for adoption.
- **Food:** Any nourishing substance that is consumed, eaten, drunk or otherwise taken into the body to sustain life, provide energy, or promote well-being for pregnant women who are considering placing their children for adoption.
- **Utilities:** Service provided by a public service, including electricity, gas or water for pregnant women who are considering placing their children for adoption.
- **Transportation:** The act or means of traveling from one place to another for women who are considering placing their children for adoption.
- **Needs of Infants:** Health, medical, dietary, food, clothing, shelter, and other related necessities for an infant who is awaiting placement with adoptive parents.
- **Adoption-Related Training:** Providing training sessions and conferences related to adoption, as well as providing materials, books, manuals, pamphlets or electronic media about adoption.
- **Adoption-Related Advertising:** To promote or publicize information directly related to adoption as it pertains to the Choose Life Grant Program, via print, broadcast or social media; direct mail or e-mail; or other appropriate methods of disseminating information.
- **Pre-Adoption Counseling:** Specialized area of counseling that offers education, guidance, assistance with decision-making and relational issues, and support for the journey prior to placing a child for adoption.
- **Post-Adoption Counseling:** Specialized area of counseling to strengthen and assist in the adjustment process after placement.

Review and Scoring Process

The OAG will review each timely, completed Application filed by an eligible Applicant Organization.

- At any time during the review process an OAG staff member may contact the Applicant Organization for additional information.
- All areas of the budget are subject to review and approval by the OAG. Decisions related to the budget are based on both eligibility and reasonableness.
- The information provided by the Applicant Organization in the Application may be scored or reviewed.
- The OAG may check or verify any information submitted by the Applicant Organization.

Grant Decisions

All grant decisions including, but not limited to, eligibility, evaluation and review, and funding rest completely within the discretionary authority of the OAG. The decisions made by the OAG are final and are not subject to appeal.

The OAG is not obligated to award a grant at the total amount requested and/or within the budget categories requested. The OAG reserves the right to make awards at amounts above and/or below the stated funding levels.

Funding Priority

The OAG reserves the right to consider all other appropriations or funding an Applicant Organization currently receives when making funding decisions. The OAG may give priority to programs that provide services in certain geographic or programmatic areas or other factors considered important by the OAG.

Grant Award Notification

The Applicant Organization shall be notified in writing of the OAG's decision regarding a grant award.

The OAG may utilize a grant contract document and/or a notice of grant document once a decision is made to award a grant. The Applicant Organization will be given a deadline to accept the grant award and to return the appropriate document to the OAG within the time prescribed by the OAG. An Applicant Organization's failure to return the signed document to the OAG within the prescribed time period will be construed as a rejection of the grant award, and the OAG may de-obligate funds. The OAG will notify the Applicant Organization in writing if funds are de-obligated.

Special Conditions

The OAG may assign special conditions at the time of the award. Until satisfied, these special conditions may affect the Applicant Organization's ability to receive funds. If special conditions are not resolved, the OAG may de-obligate funds up to the entire amount of the grant award.

Reporting Requirements

If an Application is funded, grantees will be required to report to the OAG in the manner and schedule as determined by the OAG. If Reports are not submitted by the set dates, this may affect the Applicant Organization's ability to receive funds. Reporting on grant project activities such as outputs and outcomes via semi-annual Performance Reports will be required.

Method of Payment

OAG grants are paid on a cost-reimbursement basis. Grantees may submit monthly invoices to the OAG even though grantees will be required to submit invoices only once per quarter by the 15th day of the next month following the end of each quarter.

II. Specific Instructions for Excel Workbook

1. Organization

- Provide the Legal Name of the Applicant Organization and mailing address, including city and zip code.
- Enter the Applicant Organization Contact name, email address, title and phone number in the event the OAG has any questions about the Application.
- Enter the current annual budget total for the Applicant Organization.

2. Eligibility

Input “Yes” or “No” next to each of the items listed. Do not leave any blanks. Note: If you cannot answer in the affirmative, you are not an eligible Applicant Organization.

3-7.1 Organization, Grant Narrative and Grant Budget Related Questions

All responses must fit in the text boxes provided when the Application is printed. Any information that does not appear in the text box (in print preview) may not be reviewed or scored. It is highly recommended that you write your responses on a separate document, then cut and paste it into the Excel document. If you are uncertain whether a response fits in the space provided, use the “print preview” function of your computer, or print out the respective page to confirm.

III. OAG Certifications and Assurances

A. THE UNIFORM GRANT MANAGEMENT STANDARDS (“UGMS”), PART III, SECTION .14; PROMULGATED BY THE OFFICE OF THE GOVERNOR, STATE OF TEXAS.

THE OAG HAS ADOPTED THOSE ASSURANCES AS APPLICABLE TO ALL RECIPIENTS OF CHOOSE LIFE FUNDS.

The Applicant Organization agrees to:

(1) Comply with Texas Government Code, Chapter 573, Vernon=s 1994, by ensuring that no officer, employee, or member of the Applicant Organization=s governing body or of the Applicant Organization=s contractor shall vote or confirm the employment of any person related within the second degree of affinity or the third degree of consanguinity to any member of the governing body or to any other officer or employee authorized to employ or supervise such person. This prohibition shall not prohibit the employment of a person who shall have been continuously employed for a period of two (2) years, or such other period stipulated by local law, prior to the election or appointment of the officer, employee, or governing body member related to such person in the prohibited degree.

(2) Comply, as applicable, with Texas Government Code, Chapter 552, (“Texas Public Information Act”) which requires the public information that is collected, assembled or maintained by the Applicant Organization relative to a project to be available to the public during normal business hours.

(3) Comply with Section 231.006, Texas Family Code, which prohibits payments to a person who is in arrears on child support payments.

(4) Agree that when incorporated into a grant award or contract, these standard assurances become terms or conditions for receipt of grant funds and that the Applicant Organization shall maintain an appropriate contract administration system to insure that all terms, conditions, and specifications are met.

(5) Comply with the Texas Family Code, Section 261.101 which requires reporting of all suspected cases of child abuse to local law enforcement authorities and to the Texas Department of Child Protective and Regulatory Services. Applicant Organization shall also ensure that all program personnel are properly trained and aware of this requirement.

(6) Comply, as applicable, with all federal statutes relating to nondiscrimination. These include, but are not limited to, the following: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. ' ' 1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. ' 794), which prohibits discrimination on the basis of handicaps and the Americans With Disabilities Act of 1990; (d) the Age Discrimination Act of 1974, as amended (42 U.S.C. ' ' 6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and

Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to the nondiscrimination on the basis of alcohol abuse or alcoholism; (g) ' ' 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. 290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. ' 3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.

(7) Comply, as applicable, with the requirements of the provisions of the Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (P. L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.

(8) Comply, as applicable, with the provisions of the Hatch Political Activity Act (5 U.S.C. ' 7321-29) which limit the political activity of employees whose principal employment activities are funded in whole or in part with Federal funds.

(9) Comply with the minimum wage and maximum hours provisions of the Federal Fair Labor Standards Act and the Intergovernmental Personnel Act of 1970, as applicable.

(10) Comply, as applicable, with the flood insurance purchase requirements of 102(a) of the Flood Disaster Protection Act of 1973, Public Law 93-234. Section 102 (a) requires the purchase of flood insurance in communities where such insurance is available as a condition for the receipt of any Federal financial assistance for construction or acquisition proposed for use in any area that has been identified by the Secretary of the Department of Housing and Urban Development as an area having special flood hazards.

(11) Comply, as applicable, with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. ' ' 1451 et seq.); (f) conformity of federal actions to State (Clear Air) Implementation Plans under Section 176(c) of the Clear Air Act of 1955, as amended (42 U.S.C. ' 7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and (h) protection of endangered species under the Endangered Species Act of 1973, as amended, (P.L. 93-205).

(12) Comply, as applicable, in assisting the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. 470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. 469a-1 et seq.).

(13) Comply, as applicable, with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. ' ' 4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residential structures.

(14) Comply, as applicable, with Public Law 103-277, also known as the Pro-Children Act of 1994 (Act), which prohibits smoking within any portion of any indoor facility used for the provision of services for children as defined by the Act.

(15) Comply, as applicable, with all federal tax laws and are solely responsible for filing all required state and federal tax forms.

(16) Comply, as applicable, with all applicable requirements of all other federal and state laws, executive orders, regulations and policies governing this program.

(17) Certify, as a signatory party to the grant contract, that it is not debarred or suspended or otherwise excluded from or ineligible for participation in federal assistance programs.

(18) Comply, as applicable, by adopting and implementing the applicable provisions of the model HIV/AIDS work place guidelines of the Texas Department of Health as required by the Texas Health and Safety Code, Ann., Sec. 85.001, et seq.

B. Other Certifications and Assurances

EQUAL EMPLOYMENT OPPORTUNITY PROGRAM CERTIFICATION

The Applicant Organization certifies that if it is required to file an Equal Employment Opportunity Plan (EEO), the Applicant Organization will do so in compliance with the applicable federal requirements.

DISCLOSURE AND CERTIFICATION REGARDING LOBBYING

The Applicant Organization certifies:

1. No federal/state appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress or the Texas Legislature, or an employee of a member of Congress or the Texas Legislature in connection with the awarding of any federal/state contract, the making of any federal/state grant, the making of any federal/state loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal/state contract, grant, loan, or cooperative agreement; and

2. If any non-federal/state funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress or the Texas Legislature, an officer or employee of Congress or the Texas Legislature, or an employee of a member of Congress or the Texas Legislature in connection with this federal/state contract, grant, loan, or cooperative agreement, the undersigned shall contact the OAG for the "Disclosure Form to Report Lobbying."

NON-PROCUREMENT DEBARMENT CERTIFICATION

The Applicant Organization certifies that it and its principals:

(a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a State or Federal court, or voluntarily excluded from covered transactions by any Federal department or agency;

(b) Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with

obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;

(c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (b) of this certification; and

(d) Have not within a three-year period preceding this application had one or more public transactions (Federal, State, or local) terminated for cause or default.

If Applicant Organization is unable to certify to any of the statements in this Non-procurement Debarment certification, the Applicant Organization shall attach an explanation. Funding is contingent upon OAG review of this explanation.

DRUG-FREE WORKPLACE CERTIFICATION

The Applicant Organization certifies that it will provide a drug-free workplace by:

A. Publishing a statement notifying employees/assignees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the Applicant Organization's workplace and specifying the actions that will be taken against employees for violation of such prohibition.

B. Establishing a drug-free awareness program to inform employees/assignees about:

1. The dangers of drug abuse in the workplace;
2. The Applicant Organization's policy of maintaining a drug-free workplace;
3. Any available drug counseling, rehabilitation, and employee assistance programs; and
4. The penalties that may be imposed upon employees/assignees for drug abuse violations.

C. Making it a requirement that each employee/assignee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (A).

D. Notifying the employee/assignee in the statement required by paragraph (A) that, as a condition employment/assignment under the grant, the employees/assignee will:

1. Abide by the terms of the statement, and
2. Notify the Applicant Organization and the OAG of any criminal drug statute conviction for a violation occurring in the workplace not later than five days after such conviction.

E. Notifying the agency within ten days after receiving notice under subparagraph (D) (2) from an employee/assignee or otherwise receiving actual notice of such conviction.

F. Taking one of the following actions with respect to any employee/assignee so convicted:

1. Taking appropriate personnel action with respect to any employee/assignee so convicted;
2. Requiring such employee/assignee to participate satisfactorily in drug abuse assistance or rehabilitation program approved for such purposes by a federal, state, or local health, law enforcement, or other appropriate agency.

G. Making a good faith effort to continue to maintain a drug-free workplace through the implementation of paragraphs (A), (B), (C), (D), (E), and (F).

ANNUAL SINGLE AUDIT CERTIFICATION

The Applicant Organization certifies to the best of their knowledge and belief that one of the following applicable requirements will be met:

1. The Applicant Organization currently expends \$500,000 or more, in combined federal funds during the fiscal year; and, therefore, is required to submit an annual single audit by an independent auditor made in accordance with the Single Audit Act Amendments of 1996 and

Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards 2 CFR 200.

2. The Applicant Organization currently expends \$500,000 or more in combined state funds during the fiscal year; and, therefore, is required to submit an annual Single Audit by an independent auditor made in accordance with the Uniform Grant Management Standards (UGMS).

3. The Applicant Organization currently expends less than \$500,000 in either federal or state funds during the fiscal year; and therefore is exempt from the Single Audit Act and cannot charge single audit costs to an OAG grant. Applicant Organization agrees that the OAG may require a limited scope audit as defined in Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards 2 CFR 200.

If this application is for funds in excess of \$25,000, the Applicant Organization certifies the following:

By submission of this proposal, that neither the Applicant Organization nor its principals are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any federal department or state agency.

If the Applicant Organization is unable to certify the above statements, the Applicant Organization has attached an explanation to this application.

COMPLIANCE WITH ANNUAL INDEPENDENT FINANCIAL AUDIT FILING REQUIREMENT

If the Applicant Organization is not required to provide an Annual Independent Financial Audit to any grantor, the Applicant Organization assures that it will file an Annual Compiled Financial Statement Report within three months of the end of its fiscal year.

If the Applicant Organization is required to provide an Annual Independent Financial Audit to any grantor, the Applicant Organization assures that it will file an Annual Independent Financial Audit of the complete program and/or organization and management letter of the audit findings within nine months of the end of the fiscal year of the agency. An annual independent financial audit is a requirement for this OAG grant. The audit will meet Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards 2 CFR 200 and Uniform Grant Management Standards (UGMS) requirements. Additionally, the annual independent financial audit will meet Generally Accepted Government Auditing Standards (GAGAS) standards in the event a Single Audit is not required.

COMPLIANCE WITH UGMS AND THE APPLICABLE 2 CFR 200

The Applicant Organization assures that it will follow the guidelines in the Uniform Grant Management Standards (UGMS). Both governmental entities as well as non-profit entities are required to follow UGMS guidelines.

The Applicant Organization assures compliance with all Federal/state statutes, regulations, policies, guidelines and requirements, including, but not limited to, UGMS as well as Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards 2 CFR 200 titled Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (Uniform Guidance).

RETURN OF GRANT FUNDS IN THE EVENT OF LOSS OR MISUSE

The Applicant Organization agrees that in the event of loss or misuse of the OAG funds, the Applicant Organization assures that the funds will be returned to the OAG in full.

CONFLICT OF INTEREST

The Applicant Organization assures that there is no conflict of interest that would preclude it from filing the Application or providing the services under this grant. By submitting this Application, Applicant Organization affirms that it has neither given, nor intends to give, at any time hereafter, any economic opportunity, future employment, gift, loan, gratuity, special discount, trip, favor, or service to a public servant or any employee or representative of same, at any time during the procurement process or in connection with this grant application, except as allowed under relevant state and federal law. The Applicant Organization further agrees that it will establish safeguards to prohibit its employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest or personal gain. The Applicant Organization shall operate with complete independence and objectivity without actual, potential, or apparent conflict of interest with respect to the activities conducted under this grant.

Without diminishing the provisions of the prior paragraph, the Applicant Organization assures that as a grantee, grantee personnel, members of a grantee board or governing body, or other persons affiliated with the grant project shall not participate in any proceeding or action where grant funds personally benefit, directly or indirectly, the individuals or their relatives. For the purposes of this provision, "relatives" means persons related to the individual within the third degree by consanguinity or within the second degree by affinity, as determined by Chapter 573 of the Government Code. Grant personnel and officials must avoid any action that results in or creates the appearance of using their official positions for private gain; giving preferential treatment to any person; losing independent judgment or impartiality; making an official decision outside of official channels; or adversely affecting the confidence of the public in the integrity of the program or the OAG.

AUTHORITY TO FILE APPLICATION

The Applicant Organization has the authority or will receive the appropriate authority by the Applicant Organization's governing body to file the Application, including the authority to agree to the assurances and certifications contained herein.

IV. Required Attachments

Attachments A and B can be found at the end of this Application Kit.

Attachment A is the “AFFIDAVIT OF ELIGIBILITY”

- It must be **signed, notarized and submitted at the time the Application is submitted to the OAG.**
- **Applications that are received by the OAG without this Attachment will not be considered or funded by the OAG.**

Attachment B is the “RESOLUTION OF GOVERNING BODY”

- It must be signed and submitted at the time the Application is submitted to the OAG, unless the timing of the Application due date and requirements of the governing body prevent it from reviewing and approving the Resolution, in which case it may be submitted to the OAG at a later date.
- Applicant Organization may use the form provided or a form with the same components included.

ATTACHMENT A — REQUIRED

REQUIRED TO BE SUBMITTED WITH THE APPLICATION BY 5:00 P.M CDT, JUNE 10, 2015, OR THE APPLICATION WILL NOT BE CONSIDERED.

AFFIDAVIT

STATE OF TEXAS §

§

COUNTY OF §

I, (((NAME))), (((POSITION))) OF, (((LEGAL NAME OF APPLICANT ORGANIZATION))) DO HEREBY CERTIFY UNDER PENALTY OF PERJURY AS FOLLOWS:

- (1) I am authorized to submit the foregoing application on behalf of (((name of organization))) for a grant under the Choose Life Grant Program.
- (2) I have read and understand the Certifications and Assurances contained in the Application Kit.
- (3) I understand that a Resolution of the Governing Body of (((name of organization))) as described in ATTACHMENT B must be submitted before this application for a grant may be approved.
- (4) (((name of organization))):
 - (a) is an organization that provides services in this state and is exempt from federal income taxation under Section 501(a), Internal Revenue Code of 1986, by being listed as an exempt charitable organization under Section 501(c)(3) of that code;
 - (b) provides counseling and material assistance to pregnant women who are considering placing their children for adoption;
 - (c) does not charge for services provided;
 - (d) does not provide abortions or abortion-related services or make referrals to abortion providers;
 - (e) is not affiliated with an organization that provides abortions or abortion-related services or makes referrals to abortion providers; and
 - (f) does not contract with an organization that provides abortions or abortion-related services or makes referrals to abortion providers.
- (5) To the best of my knowledge and belief all information contained in the foregoing application for a grant under the Choose Life Program is true and correct.
- (6) I understand that failure to comply with the requirements of the Choose Life Grant Program may result in the cancellation of any grant that may be awarded.

Signature

Printed Name

State of Texas §

County of _____ §

Subscribed and sworn before me this ___ day of _____, 20____.

Notary Signature: _____

My commission expires: _____

(Seal)

ATTACHMENT B —REQUIRED

**REQUIRED TO BE SUBMITTED WITH THE APPLICATION BY 5:00 P.M. CDT JUNE 10, 2015. IF THE
TIMING OF THE APPLICATION DUE DATE
PREVENTS THE GOVERNING BODY FROM REVIEWING AND APPROVING THE RESOLUTION, THEN
IT MAY BE SUBMITTED TO THE
OAG AFTER THE DUE DATE.**

RESOLUTION OF GOVERNING BODY

LEGAL NAME OF APPLICANT ORGANIZATION: _____

Be it known as follows:

WHEREAS, the _____, [Name of Applicant Organization] has applied or wishes to apply to the Office of the Attorney General, (OAG) for the following grant program (check one):

_____ Choose Life Grant Program

WHEREAS, the _____,
[Name of Governing Body of Applicant Organization, such as Board of Directors], has considered and supports the Application filed or to be filed with the OAG;

WHEREAS, the _____, [Name of Applicant Organization] has designated or wishes to designate the following individual as the “Authorized Official” who is given or has been given the power to apply for, accept, reject, alter, or terminate that certain grant with the OAG, as well as given the authority to sign all grant adjustment requests, inventory reports, progress reports and financial reports or any other official documents related to the grant on behalf of the grantee:

Name of Person Designated as “Authorized Official”: _____

Position Title: _____

NOW THEREFORE, BE IT RESOLVED that this governing body approves the submission of the Application to the OAG as well as the designation of the Authorized Official.

Signature

Printed Name

Date