

2020 Emergency Solutions Grant CARES Act (ESG-CV) Certifications and Assurances Emergency Shelter Grant

I, _____ (enter name), authorized representative of
_____ (enter name of organization),

on behalf of the organization do hereby certify that, if an award is received, our organization will conform to all programmatic regulations, guidelines and requirements set forth in the ESG Interim Rule (24 CFR Part 576); Coronavirus Aid, Relief and Economic Security Act (CARES Act); Kentucky Housing Corporation (KHC) ESG Policy Manual; 2020 KHC ESG-CV Notice of Funding Availability (NOFA) for Emergency Shelter Component, ESG-CV Grant Agreement between our organization and KHC; policies, procedures, and written standards enacted by the Kentucky Balance of State Continuum of Care (KY BoS CoC) and KHC; and any additional requirements set forth by KHC or the U.S. Department of Housing and Urban Development (HUD) while conducting grant activities for the programs funded.

As part of its response to the COVID-19 pandemic, Congress appropriated additional ESG funds under the Coronavirus Aid, Relief, and Economic Security Act, Pub. Law 116-136 ("CARES Act"). HUD has allocated a portion of ESG funds under the CARES Act ("ESG-CV Funds") to KHC as the State ESG Recipient under a formula process, providing additional funding for KHC to distribute to qualified subrecipients.

To this end, I certify/assure by initialing each and signing the following:

_____ Our organization will use ESG-CV funds to prevent, prepare for, and respond to the COVID-19 pandemic, in accordance with the CARES Act, 24 CFR Part 576, and any current and additional HUD guidance.

_____ Our organization understands the intent of ESG-CV ES funds is to allow organizations to maintain and expand emergency shelter access in a manner that adheres to public health guidelines relating to COVID-19 to mitigate the spread of the virus.

_____ All applicable staff members from our organization involved in the administration of the ESG-CV award have thoroughly read and understand the ESG Interim Rule (24 CFR Part 576) and its requirements related to the delivery of ESG assistance and grant administration responsibilities.

_____ All applicable staff members from our organization involved in the administration of the ESG-CV award have thoroughly read and understand the KHC ESG Policy Manual.

_____ Prior to completing the 2020 ESG-CV Emergency Shelter Component application, our organization thoroughly reviewed the 2020 KHC ESG-CV Emergency Shelter Notice of Funding Availability (NOFA) to ensure our organization's application is consistent with requirements relating ESG-CV funds.

_____ Our organization is committed to the goal of ending homelessness and the vision that our community must have a systemic response in place that ensures homelessness is

prevented whenever possible, or if it cannot be prevented, it is rare, brief, and non-recurring.

- _____ Our organization agrees to participate in the KY BoS CoC Coordinated Entry System as required for emergency shelters and appropriate staff have read the KY BoS CoC Coordinated Entry Policies and Procedures.
- _____ Our organization agrees to operate emergency shelter under a Housing first program orientation with adherence to low barrier, housing-focused best practices, which prohibits requiring residents to complete programs or services prior to admission or as a condition for continued stay in the shelter.
- _____ All policies and procedures relating to our ESG-CV program will promote dignity and respect for every person seeking assistance.
- _____ All assistance/programs supported by grant funds will be delivered on a non-discriminatory basis consistent with the Fair Housing Act of 1988.
- _____ All assistance/programs supported by grant funds will be delivered in accordance with the 2012 Equal Access to Housing Final Rule, which prohibits discrimination based on sexual orientation, gender identity, or marital status; and will comply with the HUD 2016 Equal Access in Accordance with Gender Identity Final Rule regardless of future guidance from HUD that may lessen these requirements. This ensures equal access to individuals in accordance with their sexual orientation and gender identity in programs and shelter funded through HUD. Our organization agrees to ensure that: 1) equal access to programs, shelters, other buildings and facilities, benefits, services, and accommodations will be provided to an individual in accordance with the individual's gender identity, and in a manner that affords equal access to the individual's family; 2) an individual is placed, served, and accommodated in accordance with the gender identity of the individual; and (3) an individual is not subjected to intrusive questioning or asked to provide anatomical information or documentary, physical, or medical evidence of the individual's gender identity.
- _____ Our organization will provide all activities under the program(s) in a manner that is free from religious influence as required in 24 CFR 576.406.
- _____ Our organization agrees to comply with HUD's Final Rule of Implementing the Violence Against Women Reauthorization Act (VAWA) of 2013, which, among other requirements, ensures that survivors cannot be denied assistance, evicted, or terminated because they are or have been a victim of domestic violence, dating violence, sexual assault, and stalking; and requires ESG-funded projects to have in place emergency transfer plans to allow survivors to move to another safe and available unit if they fear for their life and safety.
- _____ Our organization provides assistance that is compliant with applicable State and local health, building, and fire safety codes, meeting the U. S. Department of Housing and Urban Development's Habitability Standards as a minimum.
- _____ Our organization shall maintain and operate under a standardized set of procurement procedures designed to assure efficient and proper expenditure of grant funds.

- _____ Our organization commits to expend grant funds in a timely manner within the grant term.
- _____ Our organization will submit requests for reimbursement (i.e., “draws”) through KHC’s Draw Management System draws **no less than once every 30 days** on ESG-CV grant(s) for accurate expenditure review and, if necessary, reallocation of ESG-CV funds.
- _____ Our organization will administer a policy to ensure a workplace free from the illegal use, possession or distribution of drugs or alcohol by its employees and/or beneficiaries.
- _____ Our organization will maintain and operate under a standardized conflict of interest procedure for employees and members of the board.
- _____ Our organization will ensure the confidentiality of its program participants and program participant records.
- _____ Our organization assures that it will not provide ESG-CV assistance to any program participant already receiving the same service from another program.
- _____ Our organization assures that it will not provide ESG-CV assistance or services to ineligible individuals.
- _____ Our organization agrees to participate in the Homelessness Management Information System (HMIS) either through the Kentucky Homelessness Management Information System (KYHMIS) or, if a Victim-Service Provider (VSP), through an HMIS-comparable database and adhere to all requirements relating to participation, including, but not limited to data completeness, timeliness, and quality.
- _____ Our organization agrees to remain current with all required fees and executed documents associated with the HMIS system.
- _____ Our organization agrees to meet all reporting deadlines, including those related to HMIS data quality, the Consolidated Annual Performance and Evaluation Report (CAPER), the annual Point-in-Time Count (K-Count), the Housing Inventory Count (HIC), and any additional deadlines set by KHC or HUD; understanding that if not met it will negatively impact future application awards; and may also impact the ability to receive reimbursement.
- _____ Our organization agrees to comply with the Required Standard Forms as provided in the KHC ESG Toolkit.
- _____ Our organization agrees to comply with all requirements to inform participants in writing of the Termination Policy implemented with the ESG program.
- _____ Our organization agrees to comply with all requirements to inform participants in writing of the Grievance Policy implemented with the ESG program.
- _____ Our organization agrees to take reasonable steps to ensure meaningful access to our ESG-CV program) by limited English proficiency individuals in accordance with Title VI of the Civil Rights Act of 1964.

_____ Our organization understands if we serve families with children we must designate a staff person to ensure that children are enrolled in school and connected to appropriate services within the community such as McKinney-Vento education services provided by local school districts.

_____ Our organization agrees to comply with 2 CFR as it pertains to nonprofits and units of local government federal funds financial systems requirements.

_____ Our organization agrees to comply with the Single Audit Act when applicable. ESG CFDA #14.231

_____ Our organization will ensure that all staff members involved in our ESG-CV program are aware of these certifications and assurance and any additional requirements within the Grant Agreement between our organization and KHC.

Signature of Authorized Agency Representative and Title

Date

Signature of Board Chairperson

Date