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STATE OF NEW HAMPSHIRE  
DEPARTMENT OF HEALTH AND HUMAN SERVICES  
DIVISION OF ECONOMIC & HOUSING STABILITY

Lori A. Shabinette  
Commissioner  
Christine L. Santaniello  
Director

129 PLEASANT STREET, CONCORD, NH 03301  
603-271-9474 1-800-852-3345 Ext. 9474  
Fax: 603-271-4230 TDD Access: 1-800-735-2964 www.dhhs.nh.gov

May 25, 2021

The Honorable Ken Weyler, Chairman  
Fiscal Committee of the General Court  
State House  
Concord, NH 03301

His Excellency, Governor Christopher T. Sununu  
and the Honorable Council  
State House  
Concord, NH 03301

REQUESTED ACTION

Pursuant to the provisions of RSA 14:30-a, VI, authorize the Department of Health and Human Services, Division of Economic and Housing Stability, Bureau of Child Development and Head Start Collaboration, to accept and expend federal funds in the amount of \$29,736,767 from the Child Care Development fund program, effective upon Fiscal Committee and Governor and Executive Council approval through June 30, 2023, and further authorize the allocation of these funds in the accounts below.

05-95-042-421110-24290000 HEALTH AND SOCIAL SERVICES, DEPT OF HEALTH AND HUMAN SERVICES, HHS: HUMAN SERVICES, CHILD DEVELOPMENT, ARPA CHILD CARE CCDF

Class/Object	Class Title	SFY 21 Budget	Increase (Decrease) Amount	Revised Budget
SFY21				
000-400338	Federal Funds	\$ -	\$ 29,736,767	\$ 29,736,767
	TOTAL REVENUE	\$ -	\$ 29,736,767	\$ 29,736,767
041 - 500801	Audit Fund Set Aside	\$ -	\$ 29,737	\$ 29,737
102 - 500731	Contracts for Program Services	\$ -	\$ 29,707,030	\$ 29,707,030
	TOTAL EXPENSES	\$ -	\$ 29,736,767	\$ 29,736,767

**EXPLANATION**

This request is being made to accept the additional grant funds available for SFY 2021 to administer the Child Care Development Fund Program under the American Rescue Plan Act of 2021 or the "ARPA 2021" (Public Law 117-002) passed into law on March 12, 2021. These funds are discretionary, with no General Funds match required. The notice of funds awarded was received in April 2021.

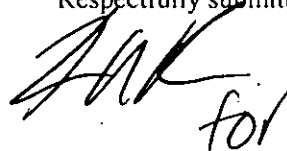
Funds are being budgeted in Class 102 (Contracts for Program Services) and will be used to assist the child care industry as we transition from the pandemic. The purpose of these funds is to strengthen the child care industry, increase capacity and quality, to meet the needs of families and the NH economy. The Department is awaiting guidance from the Office of Child Care for the use of these funds and we have until September 30, 2024 to use them. Funds are being budgeted for Audit costs (Class 041) per state requirements.

Area served: Statewide

Source of funds: These funds are 100% Federal from the Administration for Children & Families, Child Care and Development Block Grant.

In the event that these Federal Funds become no longer available, General Funds will not be requested to support this program.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Lori A. Shibinette', with the word 'for' written below it.

Lori A. Shibinette  
Commissioner



**Recipient Information**

**1. Recipient Name**  
New Hampshire  
129 Pleasant Drive

CONCORD, NEW HAMPSHIRE 03301 6505

**2. Congressional District of Recipient**  
\*See Remarks

**3. Payment Account Number and Type**  
\*See Remarks

**4. Employer Identification Number (EIN)**  
1026000618B3

**5. Data Universal Numbering System (DUNS)**  
011040545

**6. Recipient's Unique Entity Identifier**  
\*See Remarks

**7. Project Director or Principal Investigator**  
Grant Administrator

**8. Authorized Official**  
\*See Remarks

**Federal Agency Information**

**9. Awarding Agency Contact Information**  
Christopher Felton  
Grants Management Officer  
christopher.felton@acf.hhs.gov  
617-565-2443

**10. Program Official Contact Information**  
Ellen Wheatley  
Office of Child Care  
ellen.wheatley@acf.hhs.gov  
202-401-4558

**Federal Award Information**

**11. Award Number**  
2101NHCDC6

**12. Unique Federal Award Identification Number (FAIN)**  
2101NHCDC6

**13. Statutory Authority**  
American Rescue Plan Act (ARPA) 2021 [P.L. 117-002]

**14. Federal Award Project Title**  
\*See Remarks

**15. Catalog of Federal Domestic Assistance (CFDA) Number**  
93.575

**16. CFDA Program Title**  
Child Care and Development Block Grant

**17. Award Action Type**  
New

**18. Is the Award R&D?**  
\*See Remarks

**Summary Federal Award**

**19. Budget Period Start Date** 10-01-2020

**20. Total Amount of Federal Funds Obligated by this Action**  
20a. Direct Cost Amount \*See Remarks  
20b. Indirect Cost Amount Administrative Offset \*See Remarks

**21. Authorized Carryover** \*See Remarks

**22. Offset** \*See Remarks

**23. Total Amount of Federal Funds Obligated this budget period** \$29,736,767.00

**24. Total Approved Cost Sharing or Matching, where applicable** \*See Remarks

**25. Total Federal and Non-Federal Approved** \*See Remarks

**26. Project Period Start Date** 10-01-2020 - End Date 09-30-2024

**27. Total Amount of the Federal Award including Approved Cost Sharing or Matching** \*See Remarks

**Financial Information**

**End Date** 09-30-2024

**End Date** 09-30-2024

**28. Authorized Treatment of Program Income**  
\*See Remarks

**29. Grants Management Officer – Signature**



**Footnotes**

Christopher Felton  
Grants Management Officer

This award is for ARP Child Care Supplemental Discretionary Funds.



**Recipient Information**  
 New Hampshire  
 129 Pleasant Drive  
 CONCORD, NEW HAMPSHIRE 03301 6505  
**Employer Identification Number (EIN):** XXXXXXXXXXXXX  
**Data Universal Numbering System (DUNS):** 011040545  
**Recipient's Unique Entity Identifier:** \*See Remarks  
**Object Class:** 41.15

**Financial Information**

<u>Appropriation</u>	<u>CAN</u>	<u>Allotment</u>	<u>Award this action</u>	<u>Cumulative Grant Award to Date</u>	<u>Document Number</u>	<u>Funding Type</u>
75-21-1515	2021,G990232		\$29,736,767.00	\$29,736,767.00	2101NHCDC6	Discretionary

**Terms and Conditions**



Department of Health and Human Services  
Administration for Children and Families

Notice of Award  
Award # 2101NHDCDC6  
FAIN# 2101NHDCDC6  
Federal Award Date: April 14, 2021

#### SUPPLEMENTAL TERMS and CONDITIONS

The General Terms and Conditions apply to all mandatory grant programs, which for the purposes of this document includes formula and block grants, and can be found at <https://www.acf.hhs.gov/grants/mandatory-formula-block-and-entitlement-grants>. These Supplemental Terms and Conditions are additional requirements applicable to the program named below.

By acceptance of awards for this program, the Lead Agency agrees to comply with the requirements included in both the General and Supplemental Terms and Conditions for this program. Failure to comply with these terms and conditions may result in the loss of Federal funds and may be considered grounds for the suspension or termination of this grant.

Administration for Children and Families  
Office of Child Care (OCC)

CHILD CARE SUPPLEMENTAL DISCRETIONARY FUNDS  
AMERICAN RESCUE PLAN (ARP) ACT  
Child Care and Development Fund Grants  
Assistance Listing No. [93.575]

#### APPLICABLE LEGISLATION, STATUTE, REGULATIONS

1. The administration of this program is subject to:
  - Statutory requirements of the American Rescue Plan (ARP) Act of 2021 [P.L. 117-2] (<https://www.congress.gov/117/bills/hr1319/BILLS-117hr1319enr.pdf>).
  - Child Care and Development Block Grant (CCDBG) Act and related regulations
  - a. The CCDBG Act is codified at 42 U.S.C. §9857 et seq.,
  - b. Implementing program regulations are located at 45 CFR Part 98 and 99 (<https://ecfr.federalregister.gov/current/title-45/subtitle-A/subchapter-A/part-98> and <https://ecfr.federalregister.gov/current/title-45/subtitle-A/subchapter-A/part-99>).
  - Provisions of the current approved CCDF State, Territory, or Tribal plan, as applicable, including all approved amendments or revisions.
2. As noted in the Information Memorandum on CCDF Discretionary funds available under the ARP Act (available on the OCC website at <https://www.acf.hhs.gov/oec>) these funds are subject to all CCDF Discretionary requirements, except as noted. Lead Agencies may use these ARP CCDF Discretionary funds for allowable CCDF uses and to provide child care assistance to health care sector employees, emergency responders, sanitation workers, and other workers deemed essential during the response to the Coronavirus Disease 2019 (COVID-19) by public officials, without regard to the income eligibility requirements of 658P(4) of the Child Care and Development Block Grant Act.
3. The Uniform Administrative Requirements, Cost Principles, and Audit Requirements for HHS Awards is located under 45 CFR Part 75. In accordance with 45 CFR §75.101(d), only limited portions of Federal regulations at 45 CFR Part 75 are applicable to the CCDF programs.
  - Subpart A, "Acronyms and Definitions," remains applicable.
  - Subpart B, "General Provisions," remains applicable.
  - Subpart C, "Pre-Award Requirements," Not Applicable except §75.202 remains applicable to the Federal awarding agency.
  - Subpart D, "Post-Award Requirements" Not Applicable except §§75.351-.353 remain applicable.
  - Subpart E, "Cost Principles," Not Applicable in its entirety, except as noted under 45 CFR §98.84.
  - Subpart F, "Audit Requirements," remains applicable.
4. In accordance with 45 CFR 87.2(b), the provisions of Federal regulations at 45 CFR Part 87 are not applicable to the CCDF programs in their entirety.
5. Additional applicable regulations and requirements can be found in the General Terms and Conditions for Mandatory: Formula, Block and Entitlement Grants.

#### COST SHARING OR MATCHING (NON-FEDERAL SHARE) OF PROGRAM FUNDING

6. Funds shall be used to supplement and not supplant other Federal, State, and local public funds expended to provide child care services for eligible individuals.
7. These grant funds may not be used to meet the matching requirements of other Federal grant programs.



Department of Health and Human Services  
Administration for Children and Families

Notice of Award  
Award # 2101NHCD6  
FAIN# 2101NHCD6  
Federal Award Date: April 14, 2021

States and Territories

8. For States and Territories, ARP CCDF Discretionary funds for this program are awarded with a 100 percent Federal Financial Participation (FFP) rate for program costs, which means a non-Federal share of program funding is not required for this program (i.e., there is no State or Territory Match required).

Tribes

9. For Tribes, ARP CCDF Discretionary funds for this program are awarded with a 100 percent Federal Financial Participation (FFP) rate for program costs, which means a non-Federal share of program funding is not required for this program (i.e., there is no Tribal Match required).

FINANCIAL REPORTING AND REQUIREMENTS

10. Federal funds awarded under this grant must be expended for the purposes for which they were awarded.

11. Each grantee's fiscal and accounting procedures must be sufficient to permit the preparation of required reports and the tracing of expenditures to a level necessary to establish that Federal funds have not been used in violation of the terms and conditions.

12. Administrative cost cap.

• State and Territory administrative costs cannot exceed 5 percent of the total, aggregate of Federal and non-Federal shares of CCDF expenditures (All COVID-19 Supplemental funding, excluding Child Care Stabilization funds under the ARP Act, and other CCDF funding combined) each grant year. This includes any amount transferred to CCDF from TANF.

• Tribe administrative costs cannot exceed 15 percent of the aggregate amount of Federal funds, (All COVID-19 Supplemental funding, excluding Child Care Stabilization funds under the ARP Act, and other CCDF funding combined) awarded for each fiscal year. The CCDF base amount awarded as discretionary funds is not included in the calculation of the aggregate amount subject to this administrative cost cap.

13. Quality spending requirements (at 658G of the CCDBG Act (42 USC 9858e); 45 CFR 98.53) and direct services spending requirements (at 658E(c)(3)(D) and (E) of the CCDBG Act (42 USC 9858e(3)(D) and (E)); 45 CFR 98.50(f) and (g)) do not apply to ARP CCDF Discretionary funds.

14. Reporting. These funds are subject to government-wide and CCDF-specific reporting requirements. OCC will provide additional guidance on reporting requirements on its website at [www.acf.hhs.gov/occ](http://www.acf.hhs.gov/occ) and at the centralized ACF COVID-19 resource website at <https://www.acf.hhs.gov/coronavirus>.

15. Obligation/Liquidation Deadline.

ARP CCDF Discretionary funds must be obligated by September 30, 2023 and liquidated by September 30, 2024. Any Federal funds from this award not obligated or liquidated by the deadlines cited above will be recouped by ACF. ARP Act funds are subject to the reallocation process at 45 CFR § 98.64(b) for States and Puerto Rico and 45 CFR § 98.64(d) for Tribes.

PROGRAM REPORTING

16. Reporting. These funds are subject to government-wide and CCDF-specific reporting requirements. OCC will provide additional guidance on reporting requirements on its website at [www.acf.hhs.gov/occ](http://www.acf.hhs.gov/occ) and at the centralized ACF COVID-19 resource website at <https://www.acf.hhs.gov/coronavirus>.

REAL PROPERTY REPORTING

States and Territories

17. Real Property Reports (SF-429s). The SF-429 Real Property forms are not applicable to this program. Purchase, construction, and renovation are not an allowable activity or expenditure under this grant.

Tribes

18. Real Property Reports (SF-429s). The SF-429 Real Property forms are applicable to this program. Construction and renovation projects are an allowable activity or expenditure under this grant. For more information, see 45 CFR §98.84 and CCDF-ACF-PI-2020-02. Purchases of real property continues to be an unallowable activity or expenditure under this grant.

EFFECTIVE PERIOD



Department of Health and Human Services  
Administration for Children and Families

Notice of Award

Award # 2101NHCDC6

FAIN# 2101NHCDC6

Federal Award Date: April 14, 2021

19. These program-specific Terms and Conditions are effective on the date shown in the margin at the bottom of the page and will remain in effect until updated. They will be updated and reissued only as needed whenever a new program-specific statute, regulation or other requirement is enacted or whenever any of the applicable existing Federal statutes, regulations, policies, procedures, or restrictions is amended, revised, altered, or repealed.

POINTS OF CONTACT

20. Points of contact for additional information or questions concerning either the operation of the program or related financial or grant matters should be directed to your assigned Grants Specialist or OCC Regional office and may be found on the Notice of Award.

**Remarks**

\* This field is intended to be included in the standardized Notice of Award and will be displayed in subsequent quarters.



ADMINISTRATION FOR  
**CHILDREN & FAMILIES**

**SUPPLEMENTAL TERMS and CONDITIONS**

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By acceptance of awards for this program, the Lead Agency agrees to comply with the requirements included in both the General and Supplemental Terms and Conditions for this program. Failure to comply with these terms and conditions may result in the loss of Federal funds and may be considered grounds for the suspension or termination of this grant.

**Administration for Children and Families**  
**Office of Child Care (OCC)**

**CHILD CARE SUPPLEMENTAL DISCRETIONARY FUNDS**  
**AMERICAN RESCUE PLAN (ARP) ACT**  
**Child Care and Development Fund Grants**  
Assistance Listing No. [\[93.575\]](#)

**APPLICABLE LEGISLATION, STATUTE, REGULATIONS**

1. The administration of this program is subject to:
  - Statutory requirements of the American Rescue Plan (ARP) Act of 2021 [P.L. 117-2] (<https://www.congress.gov/117/bills/hr/1319/BILLS-117hr1319enr.pdf>).
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    - a. The CCDBG Act is codified at 42 U.S.C. §9857 et seq.
    - b. Implementing program regulations are located at 45 CFR Part 98 and 99 (<https://ecfr.federalregister.gov/current/title-45/subtitle-A/subchapter-A/part-98> and <https://ecfr.federalregister.gov/current/title-45/subtitle-A/subchapter-A/part-99>).
  - Provisions of the current approved CCDF State, Territory, or Tribal plan, as applicable, including all approved amendments or revisions.
2. As noted in the Information Memorandum on CCDF Discretionary funds available under the ARP Act (available on the OCC website at <https://www.acf.hhs.gov/occ>) these funds are subject to all CCDF Discretionary requirements, except as noted. Lead Agencies may use these ARP CCDF Discretionary funds for allowable CCDF uses and to provide child care assistance to health care sector employees, emergency responders, sanitation workers, and other workers deemed essential during the response to the Coronavirus Disease 2019 (COVID-19) by public officials, without regard to the income eligibility requirements of 658P(4) of the Child Care and Development Block Grant Act.
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  - Subpart A, "Acronyms and Definitions," *remains applicable*.
  - Subpart B, "General Provisions," *remains applicable*.
  - Subpart C, "Pre-Award Requirements," *Not Applicable* except §75.202 remains applicable to the Federal awarding agency.



- **Subpart D**, "Post-Award Requirements" *Not Applicable* except §§75.351-.353 remain applicable.
  - **Subpart E**, "Cost Principles." *Not Applicable* in its entirety, except as noted under 45 CFR §98.84.
  - **Subpart F**, "Audit Requirements," *remains applicable*.
4. In accordance with 45 CFR 87.2(b), the provisions of Federal regulations at **45 CFR Part 87** are not applicable to the CCDF programs in their entirety.
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#### **COST SHARING OR MATCHING (NON-FEDERAL SHARE) OF PROGRAM FUNDING**

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7. These grant funds may not be used to meet the matching requirements of other Federal grant programs.

#### **States and Territories**

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#### **Tribes**

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11. Each grantee's fiscal and accounting procedures must be sufficient to permit the preparation of required reports and the tracing of expenditures to a level necessary to establish that Federal funds have not been used in violation of the terms and conditions.
12. Administrative cost cap.
  - **State and Territory** administrative costs cannot exceed 5 percent of the total, aggregate of Federal and non-Federal shares of CCDF expenditures (All COVID-19 Supplemental funding, excluding Child Care Stabilization funds under the ARP Act, and other CCDF funding combined) each grant year. This includes any amount transferred to CCDF from TANF.
  - **Tribe** administrative costs cannot exceed 15 percent of the aggregate amount of Federal funds, (All COVID-19 Supplemental funding, excluding Child Care Stabilization funds under the ARP Act, and other CCDF funding combined) awarded for each fiscal year. The CCDF base amount awarded as discretionary funds is not included in the calculation of the aggregate amount subject to this administrative cost cap.
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**PROGRAM REPORTING**

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**REAL PROPERTY REPORTING**

**States and Territories**

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