

## **Nebraska Emergency Management Agency (NEMA) Sub-Recipient Federal Statutes Compliance Plan**

**All Recipients of financial assistance from a Federal Grant will comply with the requirements of:**

- a. Drug Free Workplace Act of 1988 (41 USC 701 et seq.)
- b. Trafficking Victims Protection Act of 2000, as amended (22 USC 7104), located in **2CFR Part 175**
- c. Title I, II, and III of the Americans with Disabilities Act of 1990
- d. Age Discrimination Act of 1973 (40 USC 6101 et seq.)
- e. Title IX of the Education Amendments of 1972 (**44 CFR Part 19**)
- f. Rehabilitation Act of 1973 (29 USC 794)
- g. Limited English Proficiency, Executive Order 131660
- h. Animal Welfare Act of 1966 (7 USC 2131 et seq.)
- i. Clean Air Act of 1970 and Clean Water Act of 1977 (42 USC 7401), and Executive Order 11738
- j. USA Patriot Act of 2001, which amends 18 USC 175-175C
- k. Civil Rights Act of 1964 – Title VI

If, during the past three years, the sub-recipient has been accused of discrimination on the grounds of race, color, national origin (including limited English proficiency), sex, age, disability, religion, or familial status, the sub-recipient must provide a list of all such proceedings, pending or completed, including outcome and copies of settlement agreements to **NEMA** by mail to the **Grant Manager's attention at: 2433 NW 24<sup>th</sup> Street, Lincoln, NE 68524-1801**. In the event any court or administrative agency makes a finding of discrimination on grounds of race, color, national origin (including limited English proficiency), sex, age, disability, religion, or familial status against the sub-recipient, or the sub-recipient settles a case or matter alleging such discrimination, the sub-recipient must forward a copy of the complaint and findings to NEMA by mail at the address listed above.

Additionally, per **2CFR 200.338 – Remedies for Non-Compliance**: If a non-Federal entity fails to comply with Federal statutes, regulations or the terms and conditions of a Federal award, the Federal awarding agency or pass-through entity may impose additional conditions, as described in **§200.207 Specific Conditions**. If the Federal awarding agency or pass-through entity determines that non-compliance cannot be remedied by imposing additional conditions, the Federal awarding agency or pass-through entity may take one or more of the following actions, as appropriate in the circumstances:

- (a) Temporarily withhold cash payments pending correction of the deficiency by the non-Federal entity or more severe enforcement action by the Federal awarding agency or pass-through entity.
- (b) Disallow (that is, deny both use of funds and any applicable matching credit for) all or part of the cost of the activity or action not in compliance.
- (c) Wholly or partly suspend or terminate the Federal award.
- (d) Initiate suspension or debarment proceedings as authorized under **2CFR part 180** and Federal awarding agency regulations (or in the case of a pass-through entity, recommend such a proceeding be initiated by a Federal awarding agency).
- (e) Withhold further Federal awards for the project or program.
- (f) Take other remedies that may be legally available.

