



U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
WASHINGTON, DC 20410-7000

OFFICE OF THE ASSISTANT SECRETARY FOR
COMMUNITY PLANNING AND DEVELOPMENT

MAR 31 2017

Mr. Jay Dardenne
Commissioner of Administration
State of Louisiana
1201 N. Third Street, Ste. 7-210
Baton Rouge, LA 70802

Dear Mr. Dardenne:

The Department is approving the State of Louisiana's Action Plan Amendment #1 (APA #1) for Community Development Block Grant disaster recovery (CDBG-DR) funds appropriated under Public Law 114-254, which provided an additional \$1,219,172,000 to the State for long-term recovery efforts from major storms and flooding events that occurred in 2016. This amendment combines \$437,800,000 of CDBG-DR funds the State was previously awarded under Public Law 114-223 with funds appropriated under Public Law 114-254 for a total allocation of \$1,656,972,000. As a reminder, at least 80 percent of the total award amount must be spent in the 10 "most impacted and distressed" areas (East Baton Rouge, Livingston, Ascension, Tangipahoa, Ouachita, Lafayette, Vermilion, Acadia, Washington, and St. Tammany Parishes) which the Department identified in its November 21, 2016, and January 18, 2017, *Federal Register* Notices (81 FR 83254 and 82 FR 5591, respectively).

Funds received under these appropriations must be used for necessary expenses related to disaster relief, long-term recovery and restoration of infrastructure, housing, and revitalization in the most impacted and distressed areas resulting from major disasters declared in 2016 and occurring prior to December 10, 2016. Additionally, the November 21, 2016, *Federal Register* Notice requires grantees to primarily consider and address unmet housing needs; however, the Notice also allows grantees to allocate funds to address unmet economic revitalization and infrastructure needs. In doing so, grantees must identify how remaining unmet housing needs will be addressed or how the grantee's economic revitalization or infrastructure activities will contribute to the long-term recovery and restoration of housing in the most impacted and distressed areas. The State has allocated the majority of funds to housing programs and sufficiently described in the Action Plan how proposed economic revitalization activities will support the housing recovery, as required by the Notice.

Action Plan Amendment #1 modifies each of the State's programs identified in the previous approved Action Plan dated February 14, 2017, as the appropriation under Public Law 114-254 has substantially increased the State's available budget. Specifically, the State has made the following modifications:

- 1) The State has increased the allocation for its homeowner program, which will enable homeowners to reconstruct, rehabilitate, reimburse, and elevate their homes. APA #1 also expands the homeowner program into six phases which will assist more homeowners;

2) Increased the allocation for its rental housing program, which will provide affordable rental housing for persons displaced by the storm through the rehabilitation and creation of rental housing stock, as well as provide rental assistance and support services to the most vulnerable persons displaced by the storm. The rental housing program has also been expanded to include programs designed to assist persons at risk of becoming homeless;

3) Increased its allocation to the economic revitalization program to support the housing recovery, including the provision of assistance to businesses returning to the impacted communities and has expanded the economic revitalization program to include a farm recovery which will assist the agricultural sector in recovering from the 2016 floods;

4) Allocated funds to the Federal Emergency Management Administration (FEMA) Public Assistance (PA) Non-federal Share Match line item to offset the burden of the non-federal share match requirements faced by the State, local entities and jurisdictions; and,

5) Increased its allocation to administration and planning.

These Action Plan funding allocations, as modified by APA #1, are reflected in the table below:

Programs	Initial Action Plan	Action Plan Amendment#1	Total Allocations (APA1)
Restore Louisiana Housing Programs	\$404,510,000	+ \$1,019,183,120	\$1,423,693,120
Homeowner Program	\$385,510,000	+ \$908,183,120	\$1,293,693,120
Rental Housing Programs	\$19,000,000	+ \$111,000,000	\$130,000,000
Restore Louisiana Economic Recovery and Revitalization Programs	\$11,400,000	+ \$50,600,000	\$62,000,000
Infrastructure Program (PA Match)	N/A	+ \$105,000,000	\$105,000,000
Administration and Planning	\$21,890,000	+ \$44,388,880	\$66,278,880
Total Allocation	\$437,800,000	+ \$1,219,172,000	\$1,656,972,000

Additionally, the Department is pleased to provide the enclosed grant agreement for a total amount of \$1,656,972,000 in CDBG-DR funding pursuant to the State of Louisiana's approved Action Plan Amendment. Please execute all three copies of the grant agreement and return with original signatures to Ms. Tennille S. Parker, Director, Disaster Recovery and Special Issues Division, Department of Housing and Urban Development, 451 7th Street, SW, Room 7272, Washington, DC 20410. Please note, special grant terms and conditions for the use of funds under the agreement are also enclosed.


Upon receipt, the grant agreement will be executed by the Department, and a copy will be returned for your files. The date that the Department signs the grant agreement is the date on which the funds are obligated. Additionally, the State's line of credit for this grant will be established once the funds have been obligated. Please provide the names and email addresses of State staff who will need access to the line of credit.

Please be advised that the State of Louisiana is required to report on its use of CDBG-DR funds outlined in the Action Plan through the Disaster Recovery Grant Reporting (DRGR) system. The DRGR reporting requirements are outlined in detail in the *Federal Register* Notice as well as ongoing policy guidance.

The Department remains committed to assisting the State of Louisiana in its efforts to recover from the devastating effects of the 2016 flooding disasters, and looks forward to working with you and your staff in partnership to address the State's long-term recovery needs.

If you or any members of your staff have any questions, please contact Stanley Gimont, Deputy Assistant Secretary for Grant Programs, at (202) 708-2111.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Clifford Taffet', with a stylized, flowing script.

Clifford Taffet
General Deputy Assistant Secretary

Enclosures

Funding Approval/Agreement

Title I of the Housing and Community
Development Act (Public Law 930383)
HI-00515R of 20515R

U.S. Department of Housing and Urban Development
Office of Community Planning and Development
Community Development Block Grant Program

OMB Approval No.
2506-0193 (exp 5/31/2018)

1. Name of Grantee (as shown in item 5 of Standard Form 424) State of Louisiana	3a. Grantee's 9-digit Tax ID Number 72-6000720	3b. Grantee's 9-digit DUNS Number 965237944
2. Grantee's Complete Address (as shown in item 5 of Standard Form 424) Office of Community Development Disaster Recovery Unit 617 North Third Street, Suite 600 Baton Rouge, LA 70802	4. Date use of funds may begin (mm/dd/yyyy) 03/08/2016	
	5a. Project/Grant No. 1 B-16-DL-22-0001	6a. Amount Approved \$1,656,972,000
	5b. Project/Grant No. 2	6b. Amount Approved

Grant Agreement: This Grant Agreement between the Department of Housing and Urban Development (HUD) and the above named Grantee is made pursuant to the authority of Title I of the Housing and Community Development Act of 1974, as amended, (42 USC 5301 et seq.). The Grantee's submissions for Title I assistance, the HUD regulations at 24 CFR Part 570 (as now in effect and as may be amended from time to time), and this Funding Approval, including any special conditions, constitute part of the Agreement. Subject to the provisions of this Grant Agreement, HUD will make the funding assistance specified here available to the Grantee upon execution of the Agreement by the parties. The funding assistance specified in the Funding Approval may be used to pay costs incurred after the date specified in item 4 above provided the activities to which such costs are related are carried out in compliance with all applicable requirements. Pre-agreement costs may not be paid with funding assistance specified here unless they are authorized in HUD regulations or approved by waiver and listed in the special conditions to the Funding Approval. The Grantee agrees to assume all of the responsibilities for environmental review, decision making, and actions, as specified and required in regulations issued by the Secretary pursuant to Section 104(g) of Title I and published in 24 CFR Part 58. The Grantee further acknowledges its responsibility for adherence to the Agreement by sub-recipient entities to which it makes funding assistance hereunder available.

U.S. Department of Housing and Urban Development (By Name) Clifford Taffet	Grantee Name Jay Dardenne
Title Secretary	Title Commissioner of Administration

DO NOT SIGN	36(d)(2)(B) 12(b)	8. Special Conditions (check one) <input type="checkbox"/> None <input checked="" type="checkbox"/> Attached	9a. Date HUD Received Submission (mm/dd/yyyy) 02/17/2017	10. check one <input checked="" type="checkbox"/> a. Orig. Funding Approval <input type="checkbox"/> b. Amendment Amendment Number #1
			9b. Date Grantee Notified (mm/dd/yyyy) 12/23/2016	
			9c. Date of Start of Program Year (mm/dd/yyyy) N/A	
			11. Amount of Community Development Block Grant	
a. Funds Reserved for this Grantee		FY (2016) \$1,656,972,000	FY ()	FY ()
b. Funds now being Approved		\$1,656,972,000		
c. Reservation to be Cancelled (11a minus 11b)		N/A		

12a. Amount of Loan Guarantee Commitment now being Approved	12b. Name and complete Address of Public Agency
Loan Guarantee Acceptance Provisions for Designated Agencies: The public agency hereby accepts the Grant Agreement executed by the Department of Housing and Urban Development on the above date with respect to the above grant number(s) as Grantee designated to receive loan guarantee assistance, and agrees to comply with the terms and conditions of the Agreement, applicable regulations, and other requirements of HUD now or hereafter in effect, pertaining to the assistance provided it.	12c. Name of Authorized Official for Designated Public Agency
	Title
	Signature

HUD Accounting use Only

Batch	TAC	Program	Y	A	Reg	Area	Document No.	Project Number	Category	Amount	Effective Date (mm/dd/yyyy)	F
	153											
	176											
			Y					Project Number		Amount		
			Y					Project Number		Amount		

Date Entered PAS (mm/dd/yyyy)	Date Entered LOCCS (mm/dd/yyyy)	Batch Number	Transaction Code	Entered By	Verified By
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Grant Agreement
CDBG Disaster Recovery Assistance
State of Louisiana
Continuing Appropriations Act, 2017
(P.L. 114-223 and P.L. 114-254)

1. The grantee must use these Community Development Block Grant disaster recovery (CDBG-DR) funds in accordance with Public Law 114-223, Continuing Appropriations and Military Construction, Veterans Affairs, and Related Agencies Appropriations Act, 2017 (approved September 30, 2016) and Public Law 114-254, Further Continuing and Security Assistance Appropriations Act, 2017 (December 10, 2016) (Appropriations Act). This Grant Agreement governs the use of all funds made available to the grantee under grant number B-16-DL-22-0001.
2. The period of performance for this grant begins on *[enter date of disaster]*, and ends on *[6 years after HUD's execution of the grant agreement]*.
3. The grantee must comply with all of the requirements of the November 21, 2016, and January 18, 2017, *Federal Register* Notices, "Allocations, Common Application, Waivers, and Alternative Requirements for Community Development Block Grant Disaster Recovery Grantees," 81 FR 83254 and 82 FR 5591. The grantee must also comply with any future Notices that HUD publishes to issue additional waivers and alternative requirements.
4. The grantee must comply with the Housing and Community Development Act of 1974, as amended, and the regulations governing the CDBG program at 24 CFR 570, unless the Department has waived any of these requirements or established alternative requirements.
5. The grantee's submissions, the Notices identified in paragraph 3 (above), and the Funding Approval/Agreement (form HUD-7082) are incorporated by reference and constitute part of this Grant Agreement. Submissions include the CDBG-DR action plans and amendments, including the certifications and assurances and any information or documentation required to meet any grant award conditions.
6. Pursuant to 81 *Federal Register* at 83254-83275 and 82 *Federal Register* at 5591-5595, the grantee must adhere to the description of its pre-award implementation plan that the grantee submitted in its certification and risk analysis documentation prior to this grant agreement.
7. The grantee must comply with the requirements of 24 CFR part 5, subpart K, Application, Registration, and Submission Requirements, and 2 CFR part 25 Universal Identifier and System for Award Management (SAM). The grantee must have an active registration in SAM in accordance with 2 CFR part 25, Appendix A, and must have a Data Universal Numbering System (DUNS) number. The grantee must also comply with provisions of the Federal Funding Accountability and Transparency Act, which includes requirements on executive compensation, and 2 CFR part 170 Reporting Subaward and Executive Compensation Information.

8. Pursuant to the Notices identified in paragraph 3 (above), the grantee is required to develop a needs assessment and amend its Action Plan as conditions change and additional needs are identified. In its action plan, grantees must also describe the connection between identified unmet needs and the allocation of CDBG-DR resources.

9. If Funding Assistance will be used for payment of indirect costs pursuant to 2 CFR 200, Subpart E - Cost Principles, attach a schedule in the format set forth below to the executed Grant Agreement that is returned to HUD. The schedule shall identify each department/agency that will carry out activities with the Funding Assistance, the indirect cost rate applicable to each department/agency (including if the de minimis rate is charged per 2 CFR Section 200.414), and the direct cost base to which the rate will be applied. Do not include indirect cost rates for subrecipients.

Administering Department/Agency	Indirect cost rate	Direct Cost Base*
_____	_____ %	_____
_____	_____ %	_____
_____	_____ %	_____

*Specify the type of cost base utilized - e.g., Modified Total Direct Costs (MTDC). Do not include amounts.

10. In accordance with 2 CFR 200.113, the grantee must report all violations of Federal criminal law involving fraud, bribery, or gratuity violations potentially affecting this grant to SAM. The grantee's responsibilities are further described in the term and condition in **Attachment A**.

11. The grantee shall maintain a written code or standards of conduct that shall govern the performance of its officers, employees or agents engaged in the award and administration of contracts supported by these funds.

12. Funds must be drawn by the grantee in accordance with the schedule shown below:

STATE OF LOUISIANA	
PL 114-223	\$437,800,000
PL 114-245	\$1,219,172,000
TOTAL ALLOCATION	\$1,656,972,000
Combined minimum amount to be expended in the HUD-identified "most impacted" areas (80% of Total Allocation)	\$1,325,577,600
Maximum Award Amount that can be obligated for Administration (Administration Cap)	\$82,848,600
Maximum Award Amount that can be obligated for Planning (Planning Cap)	\$248,545,800
Minimum Award Amount that must be expended on activities that benefit low- and moderate-income households (70% of Total Allocation)	\$1,159,880,400

Attachment A

(Appendix XII to 2 CFR Part 200—Award Term and Condition for Recipient Integrity and Performance Matters)

1. General Reporting Requirement

If the total value of your currently active grants, cooperative agreements, and procurement contracts from all Federal awarding agencies exceeds \$10,000,000 for any period of time during the period of performance of this Federal award, then you as the recipient during that period of time must maintain the currency of information reported to the System for Award Management (SAM) that is made available in the designated integrity and performance system (currently the Federal Awardee Performance and Integrity Information System (FAPIIS)) about civil, criminal, or administrative proceedings described in paragraph 2 of this award term and condition. This is a statutory requirement under section 872 of Public Law 110-417, as amended (41 U.S.C. 2313). As required by section 3010 of Public Law 111-212, all information posted in the designated integrity and performance system on or after April 15, 2011, except past performance reviews required for Federal procurement contracts, will be publicly available.

2. Proceedings About Which You Must Report

Submit the information required about each proceeding that:

- a. Is in connection with the award or performance of a grant, cooperative agreement, or procurement contract from the Federal Government;
- b. Reached its final disposition during the most recent five-year period; and
- c. Is one of the following:
 - (1) A criminal proceeding that resulted in a conviction, as defined in paragraph 5 of this award term and condition;
 - (2) A civil proceeding that resulted in a finding of fault and liability and payment of a monetary fine, penalty, reimbursement, restitution, or damages of \$5,000 or more;
 - (3) An administrative proceeding, as defined in paragraph 5 of this award term and condition, that resulted in a finding of fault and liability and your payment of either a monetary fine or penalty of \$5,000 or more or reimbursement, restitution, or damages in excess of \$100,000; or

(4) Any other criminal, civil, or administrative proceeding if:

- (i) It could have led to an outcome described in paragraph 2.c.(1), (2), or (3) of this award term and condition;
- (ii) It had a different disposition arrived at by consent or compromise with an acknowledgment of fault on your part; and
- (iii) The requirement in this award term and condition to disclose information about the proceeding does not conflict with applicable laws and regulations.

3. Reporting Procedures

Enter in the SAM Entity Management area the information that SAM requires about each proceeding described in paragraph 2 of this award term and condition. You do not need to submit the information a second time under assistance awards that you received if you already provided the information through SAM because you were required to do so under Federal procurement contracts that you were awarded.

4. Reporting Frequency

During any period of time when you are subject to the requirement in paragraph 1 of this award term and condition, you must report proceedings information through SAM for the most recent five-year period, either to report new information about any proceeding(s) that you have not reported previously or affirm that there is no new information to report. Recipients that have Federal contract, grant, and cooperative agreement awards with a cumulative total value greater than \$10,000,000 must disclose semiannually any information about the criminal, civil, and administrative proceedings.

5. Definitions

For purposes of this award term and condition:

- a. Administrative proceeding means a non-judicial process that is adjudicatory in nature in order to make a determination of fault or liability (*e.g.*, Securities and Exchange Commission Administrative proceedings, Civilian Board of Contract Appeals proceedings, and Armed Services Board of Contract Appeals proceedings). This includes proceedings at the Federal and State level but only in connection with performance of a Federal contract or grant. It does not include audits, site visits, corrective plans, or inspection of deliverables.

b. Conviction, for purposes of this award term and condition, means a judgment or conviction of a criminal offense by any court of competent jurisdiction, whether entered upon a verdict or a plea, and includes a conviction entered upon a plea of nolo contendere.

c. Total value of currently active grants, cooperative agreements, and procurement contracts includes—

(1) Only the Federal share of the funding under any Federal award with a recipient cost share or match; and

(2) The value of all expected funding increments under a Federal award and options, even if not yet exercised.