

Request for Chairman Signature

To: Admin. Dir. Tribal Services / Admin. Dir. Tribal Admin / Exec. Dir.

From: Sandra Horton

Date: 6/26/2024

1. I need the signed original back by: 10/28/2024
2. This document relates to: LHEAP Increased funding
and was reviewed by: (Sign/Initial) [Signature]

Administrative Use Only

- This document should first be reviewed by: _____
- This document should go to the full Council on ____/____/____
- This document was approved for signature at the ____/____/____ Council meeting.

I approve this document for signature by the Chairman

Date: ____/____/____ _____
Admin. Dir. Tribal Services

Date: ____/____/____ _____
Admin. Dir. Tribal Admin.

Date: ____/____/____ _____
Executive Director

Administrative Follow Up

Signed original was given back to requestor ____/____/____

A copy was submitted to the Chairman's Correspondence file on ____/____/____

Other _____



STATE OF WASHINGTON
DEPARTMENT OF COMMERCE
1011 Plum Street SE • PO Box 42525 • Olympia, Washington 98504-2525 • 360-725-4000
www.commerce.wa.gov

Low Income Home Energy Assistance Program (LIHEAP) Agreement

Between

Port Gamble S'Klallam Tribe
31912 Little Boston Road NE
Kingston, Washington 98346
(360) 297-2646
cmiller@pgst.nsn.us
<https://pgst.nsn.us/>

And

Washington State Department of Commerce
1011 Plum Street SE
P.O. Box 42525
Olympia, WA 98504
(360) 725-2862
brian.sarensen@commerce.wa.gov
<https://www.commerce.wa.gov/>

1. Purpose

Title XXVI of the Omnibus Budget Reconciliation Act of 1981 states under section 2604(d) (2) of the LIHEAP statute provides that the LIHEAP allocations of reservation-based Native American Tribes applying for direct federal LIHEAP funding are to be based on the ratio of the number of eligible Native American households living within a state on the Tribe's reservation or adjacent trust land, to the total number of eligible households in the state, with the resulting percentage multiplied by the state's gross LIHEAP allocation—or on a larger amount agreed on by the Tribe and the State.

The Washington State Department of Commerce (Commerce) agrees to apply to the United States Department of Health and Human Services (HHS), for LIHEAP funds allocated to the State of Washington.

The Port Gamble S'Klallam Tribe agrees to deliver LIHEAP services in its service area.

2. Length of Agreement

We intend the agreement to be reviewed every three years. If the agreement cannot be reviewed in this time period, the agreement will remain in effect. The agreement can be extended or renegotiated at any time with consent of both parties.

3. Service Territory

The Port Gamble S'Klallam Tribe shall provide benefits to all eligible Native American households residing on the:

- Port Gamble S'Klallam reservation in Kitsap County.

For purposes of LIHEAP, a Native American household is one in which a member is Native American. Tribal members may seek services from a non-Tribal LIHEAP servicer when the household has moved outside of the tribe's geographical service area, if the household is closer to a non-Tribal LIHEAP provider and chooses to be served closer to home, or if the Port Gamble S'Klallam Tribe runs out of LIHEAP funds.

4. Funding Allocation

The Port Gamble S'Klallam Tribe will receive \$38,571 from the US Department of Health and Human Services for each fiscal year of this agreement. The total Tribal distribution is based on a percentage of households with income at or below 150% of the Federal Poverty Guidelines.

5. Data sovereignty, data sharing and non-duplication of payments

The Port Gamble S'Klallam Tribe and Commerce will take the necessary steps to prevent duplicate payments to eligible households. The Port Gamble S'Klallam Tribe and Commerce will identify procedures to prevent duplicate payments to eligible households and will identify procedures to prevent duplicate payments in the separate funding plans serving separate geographic areas. In order for Commerce and the Port Gamble S'Klallam Tribe to prevent duplicate payments, the following is agreed to when necessary.

- A. Name and social security number of household members.

- B. Amount of assistance received in the case of persons moving on or off tribal service territory.

Referral of applicant households will be made by the Port Gamble S’Klallam Tribe and Commerce when appropriate.

6. Hold Harmless

The Port Gamble S’Klallam Tribe holds Commerce harmless for any violations of federal regulations by the said Tribe. The Port Gamble S’Klallam Tribe further holds Commerce harmless for any audit exceptions of the Port Gamble S’Klallam Tribe’s administration of LIHEAP. The Port Gamble S’Klallam Tribe further holds Commerce harmless for any liability, loss, or damage that may be suffered directly or indirectly by any third party as the result of any claims, demands, or actions arising from the performance of this agreement by the Port Gamble S’Klallam Tribe.

Port Gamble S’Klallam Tribe

Amber Caldera
Signature

June 26th
Date

Chairwoman
Position Title

Washington State Department of Commerce

DocuSigned by:
Cindy Austin-Anderson
6A85C9B618494EF...
Signature

7/12/2024 | 7:19 AM PDT
Date

Assistant Director, Commerce
Position Title