DETAILED MODEL PLAN (LIHEAP)

Program Name: Low Income Home Energy Assistance

Grantee Name: UTE

Report Name: DETAILED MODEL PLAN (LIHEAP) Revision # 1

Report Period: 10/01/2019 to 09/30/2020

Report Status: Submission Accepted by CO (Revision #1)

Report Sections

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- 4. Section 3 COOLING ASSISTANCE
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- 20. Section 19: Certification Regarding Drug-Free Workplace Requirements
- 21. Section 20: Certification Regarding Lobbying
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Mandatory Grant Application SF-424

U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES ADMINISTRATION FOR CHILDREN AND FAMILIES

August 1987, revised 05/92,02/95,03/96,12/98,11/01 OMB Clearance No.: 0970-0075

Expiration Date: 09/30/2020

* 1.a. Type of	Submiss	sion:	* 1.b. Frequency:		* 1.c. Consolidated Application/		on/	* 1.d. Version:	
Plan			Annual		Plan/Funding Request?				
					Explanation:			C Resubmission	
				Explanation	i			Revision	
							C Update		
				2. Date Received:			State Use Only:		
					3. Applicant Identifier:				
					4a. Federal I	Entity Ide	entifier:		5. Date Received By State:
					4b. Federal A	Award Id	lentifier	:	6. State Application Identifier:
7. APPLICAN	T INFO	RMATION							
* a. Legal Name: Ute Tribe									
* b. Employer 0210648	/Taxpay	ver Identificat	ion Number (EIN/TIN	D: 87-	* c. Organiza	ational D	UNS:	364268	3581
* d. Address:									
* Street 1:		P.O. BOX 19	00		Street 2:		6964	East 10	00 South
* City:		FORT DUCK	HESNE		County:		Uintal	h	
* State:	Ì	UT			Province:				
* Country:		United States			* Zip / Po Code:	stal	84026	<u> </u>	
e. Organizatio	nal Unit	:			·		ı.		
Department N Ute Indian Tr					Division Name:				
f. Name and co	ontact ir	nformation of	person to be contacted	l on matters in	volving this ap	plication	n:		
Prefix: Ms.	* First Lora	Name:		Middle Name	* Last Name: Garcia				
Suffix:	Title: Ute In	dian Tribe LIH	IEAP Coordinator	Organization Ute Indian T	onal Affiliation: Tribe				
* Telephone	Fax Nu	ımber		* Email:					
Number: 435-725- 4878	435-72	22-5072		lora.garcia@	lora.garcia@utetribe.com				
		Y.C. I. N.W.							
* 8a. TYPE O I: Indian/Nativ			ernment (Federally Rec	cognized)					
b. Addition	al Descr	iption:							
* 9. Name of I	ederal A	Agency:							
				g of Federal Dor sistance Number					CFDA Title:
10. CFDA Num	bers and	Titles	93568			Low-Inc	ome Ho	me Ene	ergy Assistance
11. Descriptiv	e Title o	f Applicant's	Project						
12. Areas Affe Uintah and O		Funding: ian Reservation	1						

13. CONGRESSIONAL DISTRICTS OF:							
* a. Applicant		b. Program/Project: UT-002					
Attach an additional list of Program/Project Congressional Districts if needed.							
14. FUNDING PERIOD: 15. ESTIMA			MATED FUNDING:				
a. Start Date: 10/01/2019	b. End Date: 09/30/2020		* a. Federal (\$):				
* 16. IS SUBMISSION SUBJECT T	O REVIEW BY STATE UNDER EX	ECUTIVE (ORDER 12372 PROCESS?				
a. This submission was made ava	ilable to the State under the Executiv	e Order 123	72				
Process for Review on :							
b. Program is subject to E.O. 123	372 but has not been selected by State	for review.					
c. Program is not covered by E.C). 12372.						
* 17. Is The Applicant Delinquent On Any Federal Debt? O YES NO							
Explanation:							
18. By signing this application, I certify (1) to the statements contained in the list of certifications** and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 218, Section 1001) **I Agree							
** The list of certifications and assu specific instructions.	rances, or an internet site where you	may obtain t	this list, is contained in the announcement or agency				
	tle of Authorized Certifying Official		18c. Telephone (area code, number and extension)				
Lora Garcia			18d. Email Address				
18b. Signature of Authorized Certif	ying Official		18e. Date Report Submitted (Month, Day, Year) 10/23/2019				

Section 1 - Program Components

U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES ADMINISTRATION FOR CHILDREN AND FAMILIES

August 1987, revised 05/92,02/95,03/96,12/98,11/01 OMB Clearance No.: 0970-0075

Expiration Date: 09/30/2020

10.00%

0.00%

LOW INCOME HOME ENERGY ASSISTANCE PROGRAM(LIHEAP) MODEL PLAN SF - 424 - MANDATORY

Department of Health and Human Services Administration for Children and Families Office of Community Services Washington, DC 20201

August 1987, revised 05/92, 02/95, 03/96, 12/98, 11/01

OMB Approval No. 0970-0075 Expiration Date: 09/30/2020

Administrative and planning costs

Services to reduce home energy needs including needs assessment (Assurance 16)

THE PAPERWORK REDUCTION ACT OF 1995 (Pub. L. 104-13)Use of this model plan is optional. However, the information requested is required in order to receive a Low Income Home Energy Assistance Program (LIHEAP) grant in years in which the grantee is not permitted to file an abbreviated plan. Public reporting burden for this collection of information is estimated to average 1 hour per response, including the time for reviewing instructions, gathering and maintaining the data needed, and reviewing the collection of information. An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

Section 1 Program Components

Program Components, 2605(a), 2605(b)(1) - Assurance 1, 2605(c)(1)(C) 1.1 Check which components you will operate under the LIHEAP program. **Dates of Operation** (Note: You must provide information for each component designated here as requested elsewhere in this plan.) Start Date **End Date** Heating assistance 10/01/2019 03/31/2020 ¥ Cooling assistance 04/30/2020 09/30/2020 V Crisis assistance 10/01/2019 09/30/2020 V Weatherization assistance Provide further explanation for the dates of operation, if necessary Estimated Funding Allocation, 2604(C), 2605(k)(1), 2605(b)(9), 2605(b)(16) - Assurances 9 and 16 1.2 Estimate what amount of available LIHEAP funds will be used for each component that you will operate: The total of all percentages Percentage (%) must add up to 100%. Heating assistance 45 00% Cooling assistance 25.00% 20.00% Crisis assistance Weatherization assistance 0.00% 0.00% Carryover to the following federal fiscal year

Used to develop and i	implement leveraging activities						0.00%
TOTAL							100.00%
Alternate Use of Crisi	is Assistance Funds, 2605(c)(1	L)(C)					
1.3 The funds reserve	d for winter crisis assistance	that have not been expe	ended by March 15 wi	ll be rej	programmed to:		
	Heating assistance		>		Cooling assista	nce	
	Weatherization assistan	ce			Other (specify:)	
Categorical Eligibility	y, 2605(b)(2)(A) - Assurance 2	2, 2605(c)(1)(A), 2605(b))(8A) - Assurance 8				
-	ouseholds categorically eligib	le if one household mer	nber receives one of th	ne follo	wing categories o	f ber	nefits in the left
column below? 💽 Ye	s O No						
If you answered "Yes	" to question 1.4, you must co	omplete the table below	and answer questions	1.5 an	d 1.6.		
		Heating	Cooling		Crisis		Weatherization
TANF		€ Yes C No	⊙ Yes ○ No	⊙ y	Yes 🖸 No	0	Yes ONo
SSI		⊙ Yes O No	⊙ Yes O No	⊙ \	Yes O No	0	Yes ONo
SNAP		⊙ Yes ○ No	⊙ Yes ○ No	⊙ y	Yes O No	0	Yes ONo
Means-tested Veterans I	Programs	⊙ Yes O No	⊙ Yes O No	⊙ \	Yes O No	0	Yes ONo
	Program Name	Heating	Cooling		Crisis		Weatherization
Other(Specify) 1		C Yes C No		,	C Yes C No		C Yes C No
	ally enroll households withou						
If you answered "Yes	LIHEAP funds toward a nom "to question 1.7a, you must plant Assistance: \$0.00						
1./c Frequency of Ass	li .						
	Once Per Year						
	Once every five years					_	
	Other - Describe:						
-	irm that the household receivination of Eligibility - Countable		t has an energy cost or	need?			
Determination of Eligibility - Countable Income							
10 In determining a householdle in some clicibility for VIVIDAD 3.							
1.8. In determining a household's income eligibility for LIHEAP, do you use gross income or net income ? Gross Income							
Net Income							
1.9. Select all the ann	licable forms of countable inc	ome used to determine	a household's income	eligibil	ity for LIHEAP		
Wages			and the same of th	8			
Self - Employm	ent Income						

_					
>	Contract Income				
	Payments from mortgage or Sales Contracts				
	Unemployment insurance				
	Strike Pay				
V	Social Security Administration (SSA) benefits				
	✓ Including MediCare deduction deduction Excluding MediCare deduction				
	Supplemental Security Income (SSI)				
	Retirement / pension benefits				
	General Assistance benefits				
	Temporary Assistance for Needy Families (TANF) benefits				
	Supplemental Nutrition Assistance Program (SNAP) benefits				
	Women, Infants, and Children Supplemental Nutrition Program (WIC) benefits				
	Loans that need to be repaid				
	Cash gifts				
	Savings account balance				
	One-time lump-sum payments, such as rebates/credits, winnings from lotteries, refund deposits, etc.				
	Jury duty compensation				
	Rental income				
	Income from employment through Workforce Investment Act (WIA)				
	Income from work study programs				
	Alimony				
	Child support				
	Interest, dividends, or royalties				
	Commissions				
	Legal settlements				
	Insurance payments made directly to the insured				
	Insurance payments made specifically for the repayment of a bill, debt, or estimate				
	Veterans Administration (VA) benefits				

Earned income of a child under the age of 18
Balance of retirement, pension, or annuity accounts where funds cannot be withdrawn without a penalty.
Income tax refunds
Stipends from senior companion programs, such as VISTA
Funds received by household for the care of a foster child
Ameri-Corp Program payments for living allowances, earnings, and in-kind aid
Reimbursements (for mileage, gas, lodging, meals, etc.)
Other
ny of the above questions require further explanation or clarification that could not be made in fields provided, attach a document with said explanation here.

Section 2 - HEATING ASSISTANCE

U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES ADMINISTRATION FOR CHILDREN AND FAMILIES

August 1987, revised 05/92,02/95,03/96,12/98,11/01

OMB Clearance No.: 0970-0075

Expiration Date: 09/30/2020

<u> </u>							
	Section 2 - Heating Assistance						
Eligibility, 2605(Eligibility, 2605(b)(2) - Assurance 2						
2.1 Designate the	2.1 Designate the income eligibility threshold used for the heating component:						
Add	Household size	Eligibility Guideline Eligibility Threshold					
1	All Household Sizes		State Median Income		60.00%		
2.2 Do you have HEATING ASSI	additional eligibility requirements for ITANCE?	C Yes	€ No				
2.3 Check the ap	propriate boxes below and describe the p	oolicies for	each.				
Do you require a	an Assets test ?	C Yes	⊙ No				
Do you have add	litional/differing eligibility policies for:						
Renters?		C Yes	⊙ No				
Renters Li	iving in subsidized housing?	O Yes	⊙ _{No}				
Renters wi	ith utilities included in the rent ?	O Yes	⊙ _{No}				
Do you give prio	ority in eligibility to:						
Elderly?		• Yes	C _{No}				
Disabled?		⊙ Yes CNo					
Young chi	ldren?	€ Yes C No					
Household	ls with high energy burdens ?	C _{Yes} ⊙ _{No}					
Other?		CYes €No					
AĮ	Explanations of policies for each "yes" checked above: Applicant with special medical needs, kinship placement parents, and grandparents raising young children are all given priority status when it comes to processing applications.						
Determination o	f Benefits 2605(b)(5) - Assurance 5, 2605	(c)(1)(B)	-				
2.4 Describe how	v you prioritize the provision of heating a	ssistance t	ovulnerable populations,e.g., benefit amounts,	early application perio	ods, etc.		
	The matrix used by the Ute Tribe is weighted more towards lower income applicants. Applicants at 0-50% of the Federal Poverty Level are awarded a higher percentage of funding then those in the 101-150-% category. See copy of Matrix attached to this plan for additional details.						
2.5 Check the va	2.5 Check the variables you use to determine your benefit levels. (Check all that apply):						
✓ Income							
Family (ho	usehold) size						
✓ Home ener	gy cost or need:						
- Fue	l type						
Clin	nate/region						
✓ Indi	ividual bill						
Dwe	Dwelling type						

Energy burden (% of income spent on home energy)							
Energy need							
Other - Describe:							
Benefit Levels, 2605(b)(5) - Assurance 5, 2605(c)(1)(B)							
2.6 Describe estimated benefit levels for FY	2020:						
Minimum Benefit	Minimum Benefit \$8 Maximum Benefit \$217						
2.7 Do you provide in-kind (e.g., blankets, s	pace heaters) and/or other f	forms of benefits? Yes No					
If yes, describe.							
If any funds are anticipated to be unused for heating, Ute Tribe will offer other in-kind services to its applicants.							
If any of the above questions the fields provided, attach a	-		t could not be made	de in			

Section 3 - COOLING ASSISTANCE

U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES ADMINISTRATION FOR CHILDREN AND FAMILIES

August 1987, revised 05/92,02/95,03/96,12/98,11/01
OMB Clearance No.: 0970-0075

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Section 3 - Cooling Assistance							
Eligibility, 2605	Eligibility, 2605(c)(1)(A), 2605 (b)(2) - Assurance 2						
3.1 Designate Tl	he income eligibility threshold used for th	e Cooling	component:				
Add	Household size	Household size Eligibility Guideline Eligibility Threshold					
1	All Household Sizes		State Median Income		60.00%		
3.2 Do you have COOLING ASS	additional eligibility requirements for SITANCE?	C Yes	€ No				
3.3 Check the ap	ppropriate boxes below and describe the p	oolicies for	each.				
Do you require	an Assets test ?	C Yes	⊙ No				
Do you have add	ditional/differing eligibility policies for:						
Renters?		C Yes	⊙ No				
Renters L	iving in subsidized housing ?	Oyes	⊙ No				
Renters w	rith utilities included in the rent ?	O Yes	⊙ No				
Do you give pric	ority in eligibility to:	•					
Elderly?		• Yes	O _{No}				
Disabled?	Disabled?						
Young chi	ildren?	• Yes	O No				
Household	ds with high energy burdens ?	Oyes	⊙ No				
Other?		O Yes	⊙ No				
Explanations of	policies for each "yes" checked above:						
	pplicants with special medical needs, kinshi to processing applications.	p placemen	nt parents, and grandparents raising young childre	en are given priority statu	is when		
3.4 Describe hov	w you prioritize the provision of cooling a	ssistance to	ovulnerable populations,e.g., benefit amounts,	early application perio	ds, etc.		
The matrix used by Ute Tribe is weighted more towards lower income applicants. Applicants at 0-50% of the Federal Poverty Level are awarded a higher percentage of funding than those in the 101-150% category. See copy of matrix attached to this plan for additional details.							
Determination of	of Benefits 2605(b)(5) - Assurance 5, 2605	(c)(1)(B)					
3.5 Check the variables you use to determine your benefit levels. (Check all that apply):							
✓ Income							
Family (household) size							
✓ Home ener	✓ Home energy cost or need:						
Fue	Fuel type						
Clin	mate/region						
	lividual bill						
	Dwelling type						

Energy burden (% of income spent on home energy)						
Energy need						
Other - Describe:						
Benefit Levels, 2605(b)(5) - Assurance 5, 2605(c)(1)(B)						
3.6 Describe estimated benefit levels for FY	2020:					
Minimum Benefit \$24 Maximum Benefit \$217						
Minimum Benefit	\$24		Ψ217			
Minimum Benefit 3.7 Do you provide in-kind (e.g., fans, air cor	·		\$217			
	·		Ψ211			
3.7 Do you provide in-kind (e.g., fans, air con	nditioners) and/or other form					

Section 4 - CRISIS ASSISTANCE

U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES ADMINISTRATION FOR CHILDREN AND FAMILIES

August 1987, revised 05/92,02/95,03/96,12/98,11/01 OMB Clearance No.: 0970-0075

Expiration Date: 09/30/2020

	Section 4: CRISIS ASSISTANCE				
Eligibility - 2604	4(c), 2605(c)(1)(A)				
4.1 Designate the	e income eligibility threshold used for the crisis compe	onent			
Add	Household size	Eligibility Guideline	Eligibility Threshold		
1	All Household Sizes	State Median Income	60.00%		
4.2 Provide your	r LIHEAP program's definition for determining a cris	sis.			
	pplicant provides a shut-off notice that service will be dis d energy related emergencies.	sconnected. Weather related and supply shortage	ge emergencies and other		
4.3 What constit	tutes a <u>life-threatening crisis?</u>				
^	pplicants with special needs that require utilities in the holdren in the home and the elderly that require immediate a sted.		. **		
Crisis Requirem	nent, 2604(c)				
4.4 Within how	many hours do you provide an intervention that will r	resolve the energy crisis for eligible househol	lds? 24Hours		
4.5 Within how r situations? 12Ho	many hours do you provide an intervention that will r lours	resolve the energy crisis for eligible househol	lds in life-threatening		
Crisis Eligibility	, 2605(c)(1)(A)				
4.6 Do you have ASSISTANCE?	additional eligibility requirements for CRISIS	C Yes O No			
4.7 Check the ap	ppropriate boxes below and describe the policies for ea	tt-			
Do you require a	an Assets test ?	C Yes O No			
Do you give prio	ority in eligibility to :				
Elderly?		⊙ Yes O No			
Disabled?		⊙ Yes O No			
Young Chi	ildren?	€ Yes C No			
Household	ds with high energy burdens?	C Yes O No			
Other?		C Yes O No			
In Order to rece	eive crisis assistance:				
Must the h empty tank?	household have received a shut-off notice or have a ne	ar O Yes O No			
Must the h	household have been shut off or have an empty tank?	C Yes No			
Must the h	household have exhausted their regular heating benefi	it? C Yes O No			
Must rente received an evict	ers with heating costs included in their rent have tion notice ?	C Yes © No			
Must best	ing/cooling he medically necessary?	© Vac C No			

Must the household have non-working equipment?	heating or cooling	○ Yes No				
Other?		C Yes C No				
Do you have additional / differing eligibility	Do you have additional / differing eligibility policies for:					
Renters?		C Yes ⊙ No				
Renters living in subsidized housing?		C Yes ⊙ No				
Renters with utilities included in the re	ent?	C Yes O No				
Explanations of policies for each "yes" check	ked above:					
See Section 4.3 "What constitute	es a life-threatening crisi	s' above.				
Determination of Benefits						
4.8 How do you handle crisis situations?						
	Separate component					
∨	Fast Track					
	Other - Describe:					
4.9 If you have a separate component, how d	o vou determine erisis	accietance banefite?				
4.9 if you have a separate component, now u	Amount to resolve th					
		it Clisis.				
	Other - Describe:					
Crisis Requirements, 2604(c)						
4.10 Do you accept applications for energy co	risis assistance at sites t	that are geographically accessible to all households in the area to be served?				
• Yes O No Explain.						
Ute Tribe LIHEAP program is conffice for assistance or contact the LIHE	•	he Uintah & Ouray Indian Reservation. All applicants are able to come into the phone, email, or fax.				
4.11 Do you provide individuals who are phy	sically disabled the me	ans to:				
Submit applications for crisis benefits with	hout leaving their home	es?				
• Yes O No If No, explain.						
Travel to the sites at which applications fo	r crisis assistance are a	ccepted?				
• Yes O No If No, explain.						
If you answered "No" to both options in que disabled?	stion 4.11, please expla	in alternative means of intake to those who are homebound or physically				
Benefit Levels, 2605(c)(1)(B)						
4.12 Indicate the maximum benefit for each	type of crisis assistance	offered.				
Winter Crisis \$0.00 maximum be	enefit					
Summer Crisis \$0.00 maximum be	enefit					
Year-round Crisis \$1,000.00 maximum	m benefit					
4.13 Do you provide in-kind (e.g. blankets, space heaters, fans) and/or other forms of benefits?						
• Yes O No If yes, Describe						
All applicants are notified that special assistance with additional in kind services is available when contact is made with Ute Tribe LIHEAP program.						
4.14 Do you provide for equipment repair or replacement using crisis funds?						
C Yes O No						
If you answered "Yes" to question 4.14, you must complete question 4.15.						
4.15 Check appropriate boxes below to indic	ate type(s) of assistance	e provided.				
		nmer Year-round Crisis				
I	Crisis C	risis				

If any of the above questions require further explanation or clarification that could not be made in the fields provided, attach a document with said explanation here.						
7.17 Describe the terms of the moratorium and any special dispensation received by LittleAr Chenes during of after the moratorium period.						
If you responded "Yes" to question 4.16, you must respond to question 4.17. 4.17 Describe the terms of the moratorium and any special dispensation received by LIHEAP clients during or after the moratorium period.						
C Yes € No						
4.16 Do any of the utility vendors you work with en	nforce a mor	atorium on	shut offs?			
Other (Specify):						
Utility poles / gas line hook-ups						
Solar panel(s)						
Pellet stove purchase						
Wood stove purchase						
Cooling system replacement						
Cooling system repair						
Heating system replacement						
Heating system repair						

Section 5 - WEATHERIZATION ASSISTANCE

U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES ADMINISTRATION FOR CHILDREN AND FAMILIES

August 1987, revised 05/92,02/95,03/96,12/98,11/01

OMB Clearance No.: 0970-0075

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Section 5: WEATHERIZATION ASSISTANCE					
Eligibility, 2605(c)(1)(A), 2605(b)(2) - As	surance 2				
5.1 Designate the income eligibility thres	hold used for the Weatl	herization component			
Add Hous	ehold Size	Eligibility Guideline	Eligibility Threshold		
1			0.00%		
5.2 Do you enter into an interagency agr No	eement to have another	government agency administer a WEA	THERIZATION component? C Yes •		
5.3 If yes, name the agency.					
5.4 Is there a separate monitoring protoc	col for weatherization?	C Yes ⑤ No			
WEATHERIZATION - Types of Rules					
5.5 Under what rules do you administer	LIHEAP weatherization	n? (Check only one.)			
Entirely under LIHEAP (not DOE	C) rules				
Entirely under DOE WAP (not LI	HEAP) rules				
Mostly under LIHEAP rules with	the following DOE WA	P rule(s) where LIHEAP and WAP rule	s differ (Check all that apply):		
Income Threshold					
Weatherization of entire mu	tti-family housing struc	ture is permitted if at least 66% of units	(50% in 2- & 4-unit buildings) are		
eligible units or will become eligible with			(,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,		
Weatherize shelters tempora care facilities).	rily housing primarily l	low income persons (excluding nursing h	nomes, prisons, and similar institutional		
Other - Describe:					
Mostly under DOE WAP rules, wi	th the following LIHEA	P rule(s) where LIHEAP and WAP rule	es differ (Check all that apply.)		
Income Threshold					
Weatherization not subject t	o DOE WAP maximum	statewide average cost per dwelling uni	it.		
Weatherization measures are	e not subject to DOE Sa	vings to Investment Ration (SIR) stand	ards.		
Other - Describe:					
Eligibility, 2605(b)(5) - Assurance 5					
5.6 Do you require an assets test?	C Yes C No				
5.7 Do you have additional/differing elig	ibility policies for :				
Renters	C Yes C No				
Renters living in subsidized housing?	O Yes O No				
5.8 Do you give priority in eligibility to:					
Elderly?	O Yes O No				
Disabled?	C Yes C No				

Young Children?	C Yes C No		
House holds with high energy burdens?	C Yes C No		
Other?	O Yes O No		
below.	not be offering Weatherization in	ou must provide further explanation of these policies in the text field its Model Plan this year. Our Ute Tribe Senior program and Ute Housing derally recongnized tribes.	
Benefit Levels			
5.9 Do you have a maximum LIHEAP we	atherization benefit/expenditur	e per household? O Yes O No	
5.10 If yes, what is the maximum? \$0			
Types of Assistance, 2605(c)(1), (B) & (D)			
5.11 What LIHEAP weatherization meas	ures do you provide ? (Check a	ll categories that apply.)	
Weatherization needs assessments/audits Energy related roof repair			
Caulking and insulation Major appliance Repairs			
Storm windows	Storm windows Major appliance replacement		
Furnace/heating system modificat	Furnace/heating system modifications/ repairs Windows/sliding glass doors		
Furnace replacement	Furnace replacement Doors		
Cooling system modifications/ rep	Cooling system modifications/ repairs Water Heater		
Water conservation measures Cooling system replacement			
Compact florescent light bulbs Other - Describe:			
If any of the above questions require further explanation or clarification that could not be made in the fields provided, attach a document with said explanation here.			

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Section 6: Outreach, 2605(b)(3) - Assurance 3, 2605(c)(3)(A) 6.1 Select all outreach activities that you conduct that are designed to assure that eligible households are made aware of all LIHEAP assistance available: | Place posters/flyers in local and county social service offices, offices of aging, Social Security offices, VA, etc. | Publish articles in local newspapers or broadcast media announcements. | Include inserts in energy vendor billings to inform individuals of the availability of all types of LIHEAP assistance. | Mass mailing(s) to prior-year LIHEAP recipients. | Inform low income applicants of the availability of all types of LIHEAP assistance at application intake for other low-income programs. | Execute interagency agreements with other low-income program offices to perform outreach to target groups. | Other (specify):

Section 7 - Coordination, 2605(b)(4) - Assurance 4

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Section 7: Coordination, 2605(b)(4) - Assurance 4 7.1 Describe how you will ensure that the LIHEAP program is coordinated with other programs available to low-income households (TANF, SSI, WAP, etc.). Doint application for multiple programs Intake referrals to/from other programs One - stop intake centers Other - Describe:

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Section 8: Agency Designation, 2605(b)(6) - Assurance 6 (Required for state grantees and the Commonwealth of Puerto Rico)

8.1 Ho	w would you categorize the primary respons	ibility of your State age	ency?				
	Administration Agency						
	Commerce Agency						
	Commerce Agency						
	Community Services Agency						
	T (T)						
	Energy / Environment Agency						
	Housing Agency						
	Welfare Agency						
	Other - Describe: Ute Indian Tribe						
>							
Altern	Alternate Outreach and Intake, 2605(b)(15) - Assurance 15						
If you selected "Welfare Agency" in question 8.1, you must complete questions 8.2, 8.3, and 8.4, as applicable.							
8.2 Ho	w do you provide alternate outreach and int	ake for HEATING ASS	SISTANCE?				
8.3 How do you provide alternate outreach and intake for COOLING ASSISTANCE?							
on non action attended outleach and intake for COOLING ABSISTANCE:							
8.4 Ho	8.4 How do you provide alternate outreach and intake for CRISIS ASSISTANCE?						
8.5 LII	HEAP Component Administration.	Heating	Cooling	Crisis	Weatherization		
	ho determines client eligibility?	Tribal Government	Tribal Government	Tribal Government	Non-Applicable		
	Tho processes benefit payments to gas and evendors?	Tribal Government	Tribal Government	Tribal Government			
	8.5c who processes benefit payments to bulk fuel vendors? Non-Applicable Non-Applicable Non-Applicable						
l	8.5d Who performs installation of weatherization measures? Non-Applicable						
			1				

If any of your LIHEAP components are not centrally-administered by a state agency, you must complete questions 8.6, 8.7, 8.8, and, if applicable, 8.9.
8.6 What is your process for selecting local administering agencies? $$\rm N/A$$
3.7 How many local administering agencies do you use? 1
8.8 Have you changed any local administering agencies in the last year? Yes No
3.9 If so, why?
Agency was in noncompliance with grantee requirements for LIHEAP -
Agency is under criminal investigation
Added agency
Agency closed
Other - describe
If any of the above questions require further explanation or clarification that could not be made in the fields provided attach a document with said explanation here.

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Section 9: Energy Suppliers, 2605(b)(7) - Assurance 7 9.1 Do you make payments directly to home energy suppliers? Yes ○ No Heating ⊙ Yes ○ No Cooling Tes O No Crisis Are there exceptions? Yes No If yes, Describe. 9.2 How do you notify the client of the amount of assistance paid? The Ute Tribe will notify the client by telephone that the bill has been paid. Each client wll also receive a letter confirming the amount that the department has paid to the utility company. 9.3 How do you assure that the home energy supplier will charge the eligible household, in the normal billing process, the difference between the actual cost of the home energy and the amount of the payment? The Ute Tribe notifies the vendor what amount is going to be paid on behalf of the client and inquires as to any other issues that exist that would cause the vendor to proceed with termination of services. 9.4 How do you assure that no household receiving assistance under this title will be treated adversely because of their receipt of LIHEAP assistance? Contracts are in place between the Ute Tribe LIHEAP Program and specific vendors that prevent adverse treatment of LIHEAP clients. 9.5. Do you make payments contingent on unregulated vendors taking appropriate measures to alleviate the energy burdens of eligible households? O Yes O No If so, describe the measures unregulated vendors may take.

If any of the above questions require further explanation or clarification that could not be made in

the fields provided, attach a document with said explanation here.

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	Section 10: Program, Fiscal Monitoring, and Audit, 2605(b)(10)					
princip Directo	10.1. How do you ensure good fiscal accounting and tracking of LIHEAP funds? The Ute Tribes LIHEAP program is tracked by the Tribe's accounting system which complies with accepted, standardized accounting principles. The accounting system is augmented by Grants Monitors located in the Tribe's Grants Department under the direct supervision of the Director of Grants Compliance who reports directly to the Tribe's Comptroller. The Grants Monitors work closely with the LIHEAP Coordinator to verify that the correct procedures are followed when spending grant funds.					
Audit Process						
10.2. Is your l		ited annually under the Single Audit	Act and OMB Circular A - 133?			
	•	O .	or reportable condition cited in the A ews of the LIHEAP agency from the	,		
No Findings	7					
Finding	Туре	Brief Summary	Resolved?	Action Taken		
1						
10.4. Audits o	f Local Administering	Agencies				
What types of Select all that	-	ments do you have in place for local a	administering agencies/district offices	?		
Loca	al agencies/district offi	ces are required to have an annual a	udit in compliance with Single Audit	Act and OMB Circular A-133		
Loca	al agencies/district offi	ces are required to have an annual a	udit (other than A-133)			
Loca	al agencies/district offi	ces' A-133 or other independent aud	its are reviewed by Grantee as part o	f compliance process.		
Gra	Grantee conducts fiscal and program monitoring of local agencies/district offices					
Compliance M	Compliance Monitoring					
10.5. Describe the Grantee's strategies for monitoring compliance with the Grantee's and Federal LIHEAP policies and procedures: Select all that apply						
Grantee employees:						
☑ Internal program review						
Departmental oversight						
Secondary review of invoices and payments						
Other program review mechanisms are in place. Describe:						
Local Admini	Local Administering Agencies / District Offices:					
On ·	On - site evaluation					

Annual program review
Monitoring through central database
Desk reviews
Client File Testing / Sampling
Other program review mechanisms are in place. Describe:
10.6 Explain, or attach a copy of your local agency monitoring schedule and protocol.
10.7. Describe how you select local agencies for monitoring reviews.
Site Visits:
Desk Reviews:
10.8. How often is each local agency monitored ?
10.9. What is the combined error rate for eligibility determinations? OPTIONAL
10.10. What is the combined error rate for benefit determinations? OPTIONAL
10.11. How many local agencies are currently on corrective action plans for eligibility and/or benefit determination issues?
10.12. How many local agencies are currently on corrective action plans for financial accounting or administrative issues?
If any of the above questions require further explanation or clarification that could not be made in the fields provided, attach a document with said explanation here.

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Section 11: Timely and Meaningful Public Participation, 2605(b)(12), 2605(C)(2)
11.1 How did you obtain input from the public in the development of your LIHEAP plan? Select all that apply.
✓ Tribal Council meeting(s)
Public Hearing(s)
Draft Plan posted to website and available for comment
Hard copy of plan is available for public view and comment
Comments from applicants are recorded
Request for comments on draft Plan is advertised
Stakeholder consultation meeting(s)
Comments are solicited during outreach activities
Other - Describe:
See attachments on summary notes of meeting 11.2 What changes did you make to your LIHEAP plan as a result of this participation? No changes are planned at this time.
Public Hearings, 2605(a)(2) - For States and the Commonwealth of Puerto Rico Only
11.3 List the date and location(s) that you held public hearing(s) on the proposed use and distribution of your LIHEAP funds?
Date Event Description
11.4. How many parties commented on your plan at the hearing(s)?
11.5 Summarize the comments you received at the hearing(s).
11.6 What changes did you make to your LIHEAP plan as a result of the comments received at the public hearing(s)?
If any of the above questions require further explanation or clarification that could not be made in

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Section 12: Fair Hearings, 2605(b)(13) - Assurance 13

- 12.1 How many fair hearings did the grantee have in the prior Federal fiscal year? 0
- 12.2 How many of those fair hearings resulted in the initial decision being reversed? 0
- 12.3 Describe any policy and/or procedural changes made in the last Federal fiscal year as a result of fair hearings?

N/A

12.4 Describe your fair hearing procedures for households whose applications are denied.

Should it become necessary to hold hearings because of an appeal dealing with eligibility, the Ute Tribe is prepared to hold proceedings in accordance with Policies outlined in the Ute Tribe Policies & Procedures Manual for the LIHEAP Program.

12.5 When and how are applicants informed of these rights?

Denials are delivered both verbally and in writing. If those persons are not satisfied with referrals to another agency or program that would be able to assist them, they will be referred the Ute Tribe appeals process. Applicants are informed of these rights during intake.

12.6 Describe your fair hearing procedures for households whose applications are not acted on in a timely manner.

All applicants will be acted upon in a timely manner. The Ute Tribe has an assistant to support the LIHEAP Coordinator in her absence.

12.7 When and how are applicants informed of these rights?

Applicants are notified on their application form as the rights for not receiving action in a timely manner.

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Section 13: Reduction of home energy needs, 2605(b)(16) - Assurance 16

13.1 Describe how you use LIHEAP funds to provide services that encourage and enable households to reduce their home energy needs and thereby the need for energy assistance?

Households having high home energy burdens can be helped through an energy assessment conducted by the local Uintah Basin Association of Government program (UBAOG) which coordinates with the Ute Tribe LIHEAP. UBAOG is able to conduct energy audits and with coordination from the Tribe make modifications and repairs to Tribal homes utilizing the Tribe's Housing program when needed.

In some years, it is sometimes possible for special energy efficient electric heaters to be purchased through the LIHEAP program for selected homes having high energy needs (using propane or having especially large area to heat) in order to shift some of the cost of heating to a lower heating source. The heaters are purchased with unexpended funds remaining at the end of the grant year that are reassiged and obligated for this purpose (if there any unexpended funds in any given year). This program is strictly a contingency if funds are available and a plan amendment will be prepared and submitted if the situation presents itself.

13.2 How do you ensure that you don't use more than 5% of your LIHEAP funds for these activities?

The program is located right next to the Grants Department whereby communication between the LIHEAP Coordinator and the Grants Supervisor/Monitors is performed regulary to discuss outstanding issues relating to the program such as funding limitatoions for different parts of the program.

13.3 Describe the impact of such activities on the number of households served in the previous Federal fiscal year.

N/A

13.4 Describe the level ofdirect benefitsprovided to those households in the previous Federal fiscal year.

N/A

13.5 How many households applied for these services? 0

13.6 How many households received these services? 0

Section 14 - Leveraging Incentive Program ,2607A

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Section 14:Leveraging Incentive Program, 2607(A)						
	14.1 Do you plan to submit an application for the leveraging incentive program? O Yes O No					
14.2 Describe records.	14.2 Describe instructions to any third parties and/or local agencies for submitting LIHEAP leveraging resource information and retaining records.					
	N/A					
14.3 For each type of resource and/or benefit to be leveraged in the upcoming year that will meet the requirements of 45 C.F.R. § 96.87(d)(2)(iii), describe the following:						
Resource	What is the type of resource or benefit ?	What is the source(s) of the resource ?	How will the resource be integrated and coordinated with LIHEAP?			
1			······································			

Section 15 - Training

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Section 15: Training				
15.1 Describe the training you provide for each of the following groups:				
a. Grantee Staff:				
Formal training on grantee policies and procedures				
How often?				
✓ Annually				
Biannually				
As needed				
Other - Describe:				
Employees are provided with policy manual				
Other-Describe:				
b. Local Agencies:				
Formal training conference				
How often?				
Annually				
Biannually				
As needed				
Other - Describe:				
On-site training				
How often?				
Annually				
Biannually				
As needed				
Other - Describe:				
Employees are provided with policy manual				
Other - Describe				
c. Vendors				
Formal training conference				
How often?				
Annually				
Biannually				
As needed				

Other - Describe:	
Policies communicated through vendor agreements	
Policies are outlined in a vendor manual	
Other - Describe:	
15.2 Does your training program address fraud reporting and prevention?	
⊙ Yes	
○ No	
If any of the above questions require further explanation o	r clarification that could not be made in
the fields provided, attach a document with said explanation	on here.

Section 16 - Performance Goals and Measures, 2605(b)

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Section 16: Performance Goals and Measures, 2605(b) - Required for States Only

16.1 Describe your progress toward meeting the data collection and reporting requirements of the four required LIHEAP performance measures. Include timeframes and plans for meeting these requirements and what you believe will be accomplished in the coming federal fiscal year.

N/A

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Section 17: Program Integrity, 2605(b)(10)							
17.1 Fraud Reporting Mechanisms	ıs						
a. Describe all mechanisms availab	ble to the public for reporting cases of	suspected waste, fraud, and abuse. S	elect all that apply.				
Online Fraud Reportin	ng						
Dedicated Fraud Repo	orting Hotline						
Report directly to local	l agency/district office or Grantee offic	ce					
Report to State Inspect	tor General or Attorney General						
Forms and procedures	s in place for local agencies/district offi	ices and vendors to report fraud, was	te, and abuse				
Other - Describe:							
b. Describe strategies in place for a	advertising the above-referenced reso	urces. Select all that apply					
Printed outreach mater	rials						
Addressed on LIHEAP	P application						
Website							
Other - Describe:							
17.2. Identification Documentation	n Requirements						
a. Indicate which of the following members.	forms of identification are required or	r requested to be collected from LIHE	EAP applicants or their household				
		Collected from Whom?					
Type of Identification Collected	Applicant Only	All Adults in Household	All Household Members				
Social Security Card is photocopied and retained	Required	Required	Required				
	Requested	Requested	Requested				
Social Security Number (Without actual Card)	Required	Required	Required				
	Requested	Requested	Requested				
Government-issued identification and i.e.: driver's license, state ID,							
Tribal ID, passport, etc.)	Requested	Requested	Requested				

Other	Applicant Only Required	Applicant Only Requested	All Adults in Household Required	All Adults in Household Requested	All Household Members Required	All Household Members Requested
1						
b. Describe any exceptions to the above	e policies.					
17.3 Identification Verification						
Describe what methods are used to verapply	rify the authenticit	y of identification	documents provid	ded by clients or ho	usehold members	. Select all that
Verify SSNs with Social Securi	ty Administration					
Match SSNs with death record	s from Social Secu	rity Administratio	n or state agency			
Match SSNs with state eligibili	ty/case managemer	nt system (e.g., SN	AP, TANF)			
Match with state Department of	of Labor system					
Match with state and/or federa	l corrections system	m				
Match with state child support	system					
Verification using private softv	vare (e.g., The Wor	rk Number)				
In-person certification by staff	(for tribal grantee	s only)				
Match SSN/Tribal ID number	with tribal databas	se or enrollment r	ecords (for tribal	grantees only)		
Other - Describe:						
17.4. Citizenship/Legal Residency Ver	ification					
What are your procedures for ensuring all that apply.	ng that household n	nembers are U.S. o	citizens or aliens v	vho are qualified to	receive LIHEAP	benefits? Select
Clients sign an attestation of o	citizenship or legal	residency				
Client's submission of Social S	Security cards is ac	cepted as proof of	legal residency			
Noncitizens must provide doc	umentation of imm	nigration status				
Citizens must provide a copy	of their birth certif	ficate, naturalizati	on papers, or pas	sport		
Noncitizens are verified throu	igh the SAVE syste	m				
Tribal members are verified t	hrough Tribal enr	ollment records/T	ribal ID card			
Other - Describe:						
17.5. Income Verification						
What methods does your agency utiliz	te to verify househo	old income? Select	all that apply.			
Require documentation of inco	me for all adult ho	usehold members				
Pay stubs						
Social Security award letters						
Bank statements						
Tax statements						
Zero-income statements	3					
Unemployment Insuran	ce letters					
Other - Describe:						
Computer data matches:						
Income information ma	tched against state	computer system	(e.g., SNAP, TAN	IF)		
Proof of unemployment	benefits verified w	ith state Departm	ent of Labor			

Social Security income verified with SSA
Utilize state directory of new hires
Other - Describe:
17.6. Protection of Privacy and Confidentiality
Describe the financial and operating controls in place to protect client information against improper use or disclosure. Select all that apply.
Policy in place prohibiting release of information without written consent
Grantee LIHEAP database includes privacy/confidentiality safeguards
Employee training on confidentiality for:
Grantee employees
Local agencies/district offices
Employees must sign confidentiality agreement
Grantee employees
Local agencies/district offices
Physical files are stored in a secure location
Other - Describe:
17.7. Verifying the Authenticity
What policies are in place for verifying vendor authenticity? Select all that apply.
All vendors must register with the State/Tribe.
All vendors must supply a valid SSN or TIN/W-9 form
Vendors are verified through energy bills provided by the household
Grantee and/or local agencies/district offices perform physical monitoring of vendors
Other - Describe and note any exceptions to policies above:
17.8. Benefits Policy - Gas and Electric Utilities
What policies are in place to protect against fraud when making benefit payments to gas and electric utilities on behalf of clients? Select all that apply.
Applicants required to submit proof of physical residency
Applicants must submit current utility bill
Data exchange with utilities that verifies:
Account ownership
Consumption
✓ Balances
Payment history
Account is properly credited with benefit
Other - Describe:
Centralized computer system/database tracks payments to all utilities
Centralized computer system automatically generates benefit level
Separation of duties between intake and payment approval
Payments coordinated among other energy assistance programs to avoid duplication of payments
Payments to utilities and invoices from utilities are reviewed for accuracy
Computer databases are periodically reviewed to verify accuracy and timeliness of payments made to utilities
Direct payment to households are made in limited cases only
Procedures are in place to require prompt refunds from utilities in cases of account closure

Vendor agreements specify requirements selected above, and provide enforcement mechanism
Other - Describe:
17.9. Benefits Policy - Bulk Fuel Vendors
What procedures are in place for averting fraud and improper payments when dealing with bulk fuel suppliers of heating oil, propane, wood, and other bulk fuel vendors? Select all that apply.
Vendors are checked against an approved vendors list
Centralized computer system/database is used to track payments to all vendors
Clients are relied on for reports of non-delivery or partial delivery
Two-party checks are issued naming client and vendor
Direct payment to households are made in limited cases only
Vendors are only paid once they provide a delivery receipt signed by the client
Conduct monitoring of bulk fuel vendors
Bulk fuel vendors are required to submit reports to the Grantee
Vendor agreements specify requirements selected above, and provide enforcement mechanism
Other - Describe:
N/A
17.10. Investigations and Prosecutions
Describe the Grantee's procedures for investigating and prosecuting reports of fraud, and any sanctions placed on clients/staff/vendors found to have committed fraud. Select all that apply.
Refer to state Inspector General
Refer to local prosecutor or state Attorney General
Refer to US DHHS Inspector General (including referral to OIG hotline)
Local agencies/district offices or Grantee conduct investigation of fraud complaints from public
Grantee attempts collection of improper payments. If so, describe the recoupment process
Clients found to have committed fraud are banned from LIHEAP assistance. For how long is a household banned?
Contracts with local agencies require that employees found to have committed fraud are reprimanded and/or terminated
Vendors found to have committed fraud may no longer participate in LIHEAP
Other - Describe:
If any of the above questions require further explanation or clarification that could not be made in the fields provided, attach a document with said explanation here.

Section 18: Certification Regarding Debarment, Suspension, and Other Responsibility Matters

Certification Regarding Debarment, Suspension, and Other Responsibility Matters--Primary Covered Transactions

Instructions for Certification

- 1. By signing and submitting this proposal, the prospective primary participant is providing the certification set out below.
- 2. The inability of a person to provide the certification required below will not necessarily result in denial of participation in this covered transaction. The prospective participant shall submit an explanation of why it cannot provide the certification set out below. The certification or explanation will be considered in connection with the department or agency's determination whether to enter into this transaction. However, failure of the prospective primary participant to furnish a certification or an explanation shall disqualify such person from participation in this transaction.
- 3. The certification in this clause is a material representation of fact upon which reliance was placed when the department or agency determined to enter into this transaction. If it is later determined that the prospective primary participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.BrBbr.
- 4. The prospective primary participant shall provide immediate written notice to the department or agency to which this proposal is submitted if at any time the prospective primary participant learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.
- 5. The terms covered transaction, debarred, suspended, ineligible, lower tier covered transaction, participant, person, primary covered transaction, principal, proposal, and voluntarily excluded, as used in this clause, have the meanings set out in the Definitions and Coverage sections of the rules implementing Executive Order 12549. You may contact the department or agency to which this proposal is being submitted for assistance in obtaining a copy of those regulations.
- 6. The prospective primary participant agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 CFR part 9, subpart 9.4, debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency entering into this transaction.
- 7. The prospective primary participant further agrees by submitting this proposal that it will include the clause titled ``Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion-Lower Tier Covered Transaction,"

provided by the department or agency entering into this covered transaction, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.

- 8. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 CFR part 9, subpart 9.4, debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the List of Parties Excluded from Federal Procurement and Nonprocurement Programs.
- 9. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
- 10. Except for transactions authorized under paragraph 6 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency may terminate this transaction for cause or default.

Certification Regarding Debarment, Suspension, and Other Responsibility Matters--Primary Covered Transactions

- (1) The prospective primary participant certifies to the best of its knowledge and belief, that it and its principals:
- (a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded by any Federal department or agency;
- (b) Have not within a three-year period preceding this proposal been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
- (c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and
- (d) Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State or local) terminated for cause or default.
- (2) Where the prospective primary participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an

explanation to this proposal.

Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion--Lower Tier Covered Transactions

Instructions for Certification

- 1. By signing and submitting this proposal, the prospective lower tier participant is providing the certification set out below.
- 2. The certification in this clause is a material representation of fact upon which reliance was placed when this transaction was entered into. If it is later determined that the prospective lower tier participant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.
- 3. The prospective lower tier participant shall provide immediate written notice to the person to which this proposal is submitted if at any time the prospective lower tier participant learns that its certification was erroneous when submitted or had become erroneous by reason of changed circumstances.
- 4. The terms covered transaction, debarred, suspended, ineligible, lower tier covered transaction, participant, person, primary covered transaction, principal, proposal, and voluntarily excluded, as used in this clause, have the meaning set out in the Definitions and Coverage sections of rules implementing Executive Order 12549. You may contact the person to which this proposal is submitted for assistance in obtaining a copy of those regulations.
- 5. The prospective lower tier participant agrees by submitting this proposal that, [[Page 33043]] should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 CFR part 9, subpart 9.4, debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency with which this transaction originated.
- 6. The prospective lower tier participant further agrees by submitting this proposal that it will include this clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion-Lower Tier Covered Transaction," without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.
- 7. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 CFR part 9, subpart 9.4, debarred, suspended, ineligible, or voluntarily excluded from covered transactions, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the List of Parties Excluded from Federal Procurement and Nonprocurement Programs.
 - 8. Nothing contained in the foregoing shall be construed to require

establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.

9. Except for transactions authorized under paragraph 5 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 CFR part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.

Certification Regarding Debarment, Suspension, Ineligibility an Voluntary Exclusion--Lower Tier Covered Transactions

- (1) The prospective lower tier participant certifies, by submission of this proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.
- (2) Where the prospective lower tier participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to this proposal.
- **☑** By checking this box, the prospective primary participant is providing the certification set out above.

Section 19: Certification Regarding Drug-Free Workplace Requirements

This certification is required by the regulations implementing the Drug-Free Workplace Act of 1988: 45 CFR Part 76, Subpart, F. Sections 76.630(c) and (d)(2) and 76.645(a)(1) and (b) provide that a Federal agency may designate a central receipt point for STATE-WIDE AND STATE AGENCY-WIDE certifications, and for notification of criminal drug convictions. For the Department of Health and Human Services, the central pint is: Division of Grants Management and Oversight, Office of Management and Acquisition, Department of Health and Human Services, Room 517-D, 200 Independence Avenue, SW Washington, DC 20201.

Certification Regarding Drug-Free Workplace Requirements (Instructions for Certification)

- 1. By signing and/or submitting this application or grant agreement, the grantee is providing the certification set out below.
- 2. The certification set out below is a material representation of fact upon which reliance is placed when the agency awards the grant. If it is later determined that the grantee knowingly rendered a false certification, or otherwise violates the requirements of the Drug-Free Workplace Act, the agency, in addition to any other remedies available to the Federal Government, may take action authorized under the Drug-Free Workplace Act.
- 3. For grantees other than individuals, Alternate I applies.
- 4. For grantees who are individuals, Alternate II applies.
- 5. Workplaces under grants, for grantees other than individuals, need not be identified on the certification. If known, they may be identified in the grant application. If the grantee does not identify the workplaces at the time of application, or upon award, if there is no application, the grantee must keep the identity of the workplace(s) on file in its office and make the information available for Federal inspection. Failure to identify all known workplaces constitutes a violation of the grantee's drug-free workplace requirements.
- 6. Workplace identifications must include the actual address of buildings (or parts of buildings) or other sites where work under the grant takes place. Categorical descriptions may be used (e.g., all vehicles of a mass transit authority or State highway department while in operation, State employees in each local unemployment office, performers in concert halls or radio studios).
- 7. If the workplace identified to the agency changes during the performance of

the grant, the grantee shall inform the agency of the change(s), if it previously identified the workplaces in question (see paragraph five).

8. Definitions of terms in the Nonprocurement Suspension and Debarment common rule and Drug-Free Workplace common rule apply to this certification. Grantees' attention is called, in particular, to the following definitions from these rules:

Controlled substance means a controlled substance in Schedules I through V of the Controlled Substances Act (21 U.S.C. 812) and as further defined by regulation (21 CFR 1308.11 through 1308.15);

Conviction means a finding of guilt (including a plea of nolo contendere) or imposition of sentence, or both, by any judicial body charged with the responsibility to determine violations of the Federal or State criminal drug statutes;

Criminal drug statute means a Federal or non-Federal criminal statute involving the manufacture, distribution, dispensing, use, or possession of any controlled substance;

Employee means the employee of a grantee directly engaged in the performance of work under a grant, including: (i) All direct charge employees; (ii) All indirect charge employees unless their impact or involvement is insignificant to the performance of the grant; and, (iii) Temporary personnel and consultants who are directly engaged in the performance of work under the grant and who are on the grantee's payroll. This definition does not include workers not on the payroll of the grantee (e.g., volunteers, even if used to meet a matching requirement; consultants or independent contractors not on the grantee's payroll; or employees of subrecipients or subcontractors in covered workplaces).

Certification Regarding Drug-Free Workplace Requirements

Alternate I. (Grantees Other Than Individuals)

The grantee certifies that it will or will continue to provide a drug-free workplace by:,

- (a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
- (b) Establishing an ongoing drug-free awareness program to inform employees about --
- (1) The dangers of drug abuse in the workplace;
- (2) The grantee's policy of maintaining a drug-free workplace;
- (3) Any available drug counseling, rehabilitation, and employee assistance

programs; and

- (4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
- c) Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph (a);
- (d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will --
- (1) Abide by the terms of the statement; and
- (2) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;
- (e) Notifying the agency in writing, within ten calendar days after receiving notice under paragraph (d)(2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every grant officer or other designee on whose grant activity the convicted employee was working, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant;
- (f)Taking one of the following actions, within 30 calendar days of receiving notice under paragraph (d)(2), with respect to any employee who is so convicted -(1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or
- (2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;
- (g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e) and (f).
- (B) The grantee may insert in the space provided below the site(s) for the performance of work done in connection with the specific grant:

Place of Performance (Street address, city, county, state, zip code)

P.O. Box 190 * Address Line 1		
6964 East 1000 South Address Line 2		
Address Line 3		
Fort Duchesne * City	UT * State	84026 * Zip Code

Check if there are workplaces on file that are not identified here.

Alternate II. (Grantees Who Are Individuals)

(a) The grantee certifies that, as a condition of the grant, he or she will not engage in the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance in conducting any activity with the grant;

(b) If convicted of a criminal drug offense resulting from a violation occurring during the conduct of any grant activity, he or she will report the conviction, in writing, within 10 calendar days of the conviction, to every grant officer or other designee, unless the Federal agency designates a central point for the receipt of such notices. When notice is made to such a central point, it shall include the identification number(s) of each affected grant.

[55 FR 21690, 21702, May 25, 1990]

☑ By checking this box, the prospective primary participant is providing the certification set out above.

Section 20: Certification Regarding Lobbying

The submitter of this application certifies, to the best of his or her knowledge and belief, that:

- (1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
- (2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions
- (3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly. This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Statement for Loan Guarantees and Loan Insurance

The undersigned states, to the best of his or her knowledge and belief, that:

If any funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this commitment providing for the United States to insure or guarantee a loan, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions. Submission of this statement is a prerequisite for making or

entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required statement shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

☑ By checking this box, the prospective primary participant is providing the certification set out above.

Assurances

- (1) use the funds available under this title to--
 - (A) conduct outreach activities and provide assistance to low income households in meeting their home energy costs, particularly those with the lowest incomes that pay a high proportion of household income for home energy, consistent with paragraph (5);
 - (B) intervene in energy crisis situations;
 - (C) provide low-cost residential weatherization and other cost-effective energyrelated home repair; and
 - (D)plan, develop, and administer the State's program under this title including leveraging programs, and the State agrees not to use such funds for any purposes other than those specified in this title;
- (2) make payments under this title only with respect to--
 - (A) households in which one or more individuals are receiving--
 - (i)assistance under the State program funded under part A of title IV of the Social Security Act;
 - (ii) supplemental security income payments under title XVI of the Social Security Act;
 - (iii) food stamps under the Food Stamp Act of 1977; or
 - (iv) payments under section 415, 521, 541, or 542 of title 38, United States Code, or under section 306 of the Veterans' and Survivors' Pension Improvement Act of 1978; or
 - (B) households with incomes which do not exceed the greater of -
 - (i) an amount equal to 150 percent of the poverty level for such State; or
 - (ii) an amount equal to 60 percent of the State median income;

(except that a State may not exclude a household from eligibility in a fiscal year solely on the basis of household income if such income is less than 110 percent of the poverty level for such State, but the State may give priority to those households with the highest home energy costs or needs in relation to household income.

(3) conduct outreach activities designed to assure that eligible households, especially households with elderly individuals or disabled individuals, or both, and households with high home energy burdens, are made aware of the assistance available under this title, and any similar energy-related assistance available under subtitle B of title VI (relating to community services block grant

program) or under any other provision of law which carries out programs which were administered under the Economic Opportunity Act of 1964 before the date of the enactment of this Act;

- (4) coordinate its activities under this title with similar and related programs administered by the Federal Government and such State, particularly low-income energy-related programs under subtitle B of title VI (relating to community services block grant program), under the supplemental security income program, under part A of title IV of the Social Security Act, under title XX of the Social Security Act, under the low-income weatherization assistance program under title IV of the Energy Conservation and Production Act, or under any other provision of law which carries out programs which were administered under the Economic Opportunity Act of 1964 before the date of the enactment of this Act;
- (5) provide, in a timely manner, that the highest level of assistance will be furnished to those households which have the lowest incomes and the highest energy costs or needs in relation to income, taking into account family size, except that the State may not differentiate in implementing this section between the households described in clauses 2(A) and 2(B) of this subsection;
- (6) to the extent it is necessary to designate local administrative agencies in order to carry out the purposes of this title, to give special consideration, in the designation of such agencies, to any local public or private nonprofit agency which was receiving Federal funds under any low-income energy assistance program or weatherization program under the Economic Opportunity Act of 1964 or any other provision of law on the day before the date of the enactment of this Act, except that -
 - (A) the State shall, before giving such special consideration, determine that the agency involved meets program and fiscal requirements established by the State; and
 - (B) if there is no such agency because of any change in the assistance furnished to programs for economically disadvantaged persons, then the State shall give special consideration in the designation of local administrative agencies to any successor agency which is operated in substantially the same manner as the predecessor agency which did receive funds for the fiscal year preceding the fiscal year for which the determination is made;
- (7) if the State chooses to pay home energy suppliers directly, establish procedures to --
 - (A) notify each participating household of the amount of assistance paid on its behalf:
 - (B) assure that the home energy supplier will charge the eligible household, in the normal billing process, the difference between the actual cost of the home energy and the amount of the payment made by the State under this title;
 - (C) assure that the home energy supplier will provide assurances that any agreement entered into with a home energy supplier under this paragraph will

contain provisions to assure that no household receiving assistance under this title will be treated adversely because of such assistance under applicable provisions of State law or public regulatory requirements; and

(D) ensure that the provision of vendor payments remains at the option of the State in consultation with local grantees and may be contingent on unregulated vendors taking appropriate measures to alleviate the energy burdens of eligible households, including providing for agreements between suppliers and individuals eligible for benefits under this Act that seek to reduce home energy costs, minimize the risks of home energy crisis, and encourage regular payments by individuals receiving financial assistance for home energy costs;

(8) provide assurances that,

- (A) the State will not exclude households described in clause (2)(B) of this subsection from receiving home energy assistance benefits under clause (2), and
- (B) the State will treat owners and renters equitably under the program assisted under this title:

(9) provide that--

- (A) the State may use for planning and administering the use of funds under this title an amount not to exceed 10 percent of the funds payable to such State under this title for a fiscal year; and
- (B) the State will pay from non-Federal sources the remaining costs of planning and administering the program assisted under this title and will not use Federal funds for such remaining cost (except for the costs of the activities described in paragraph (16));
- (10) provide that such fiscal control and fund accounting procedures will be established as may be necessary to assure the proper disbursal of and accounting for Federal funds paid to the State under this title, including procedures for monitoring the assistance provided under this title, and provide that the State will comply with the provisions of chapter 75 of title 31, United States Code (commonly known as the "Single Audit Act");
- (11) permit and cooperate with Federal investigations undertaken in accordance with section 2608;
- (12) provide for timely and meaningful public participation in the development of the plan described in subsection (c);
- (13) provide an opportunity for a fair administrative hearing to individuals whose claims for assistance under the plan described in subsection (c) are denied or are not acted upon with reasonable promptness; and
- (14) cooperate with the Secretary with respect to data collecting and reporting under section 2610.

- (15) * beginning in fiscal year 1992, provide, in addition to such services as may be offered by State Departments of Public Welfare at the local level, outreach and intake functions for crisis situations and heating and cooling assistance that is administered by additional State and local governmental entities or community-based organizations (such as community action agencies, area agencies on aging and not-for-profit neighborhood-based organizations), and in States where such organizations do not administer functions as of September 30, 1991, preference in awarding grants or contracts for intake services shall be provided to those agencies that administer the low-income weatherization or energy crisis intervention programs.
- * This assurance is applicable only to States, and to territories whose annual regular LIHEAP allotments exceed \$200,000. Neither territories with annual allotments of \$200,000 or less nor Indian tribes/tribal organizations are subject to Assurance 15.
- (16) use up to 5 percent of such funds, at its option, to provide services that encourage and enable households to reduce their home energy needs and thereby the need for energy assistance, including needs assessments, counseling, and assistance with energy vendors, and report to the Secretary concerning the impact of such activities on the number of households served, the level of direct benefits provided to those households, and the number of households that remain unserved.

Plan Attachments

PLAN ATTACHMENTS		
The following documents must be attached to this application		
• Delegation Letter is required if someone other than the Governor or Chairman Certified this Report.		
Heating component benefit matrix, if applicable		
Cooling component benefit matrix, if applicable		
Minutes, notes, or transcripts of public hearing(s).		