

Regulations

CHAPTER 154. GRANT PROGRAMS

Article

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Article 1. Provisions Applicable to all Grant Programs

Section

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15 AAC 154.010. PUBLIC NOTICE OF AVAILABILITY OF FUNDS.

At least seven days before awarding a grant under this chapter or under a program described in 15 AAC 154.900, the Corporation will publish notice of the availability of money for the grant. (Eff. 5/7/93, Register 130)

Authority: AS 18.56.088

15 AAC 154.020. CESSATION OF GRANTS.

The Corporation has the ability to temporarily or permanently, in its discretion, cease making grants and grant payments under any of the programs established in this chapter or described in 15 AAC 154.900 and the ability to temporarily or permanently suspend grants to particular grant recipients under any of those programs. The Corporation will, in its discretion, include a provision to the effect stated in this section in the grant agreement or other document it enters into in connection with a grant program. (Eff. 5/7/93, Register 130)

Authority: AS 18.56.088

15 AAC 154.030. MISSTATEMENTS.

If the Corporation determines that a grant recipient under any of the programs established in this chapter or described in 15 AAC 154.900 has made a material misstatement relating to that grant recipient's application for or administration of a grant, the Corporation will, in its discretion, require the grant recipient to repay the grant to the Corporation, together with accrued interest on the amount of the grant calculated at the highest permissible rate allowed by law from the date of issuance of the grant check by the Corporation, and determine that the grant recipient is ineligible for further grants from the Corporation. The Corporation will, in its discretion, include a provision to the effect stated in this section in the grant contract or other document it enters into in connection with a grant program. (Eff. 5/7/93, Register 130)

Authority: AS 18.56.088

15 AAC 154.040. GRANT AGREEMENTS.

Before awarding a grant under this chapter or under a program described in 15 AAC 154.900, the Corporation will enter into a grant agreement with the recipient of the grant. The grant agreement will include, but is not limited to, the following:

- (1) a statement of the intended use of the grant funds, specifying how the funds will be used in connection with the purposes of the particular grant program;
- (2) a budget description in detail appropriate to the scope of the project;
- (3) a timetable listing the steps considered necessary for the timely completion of the project and listing the schedule for the payment of grant funding;

- (4) a provision for the administration of the grant money according to generally accepted financial accounting procedures, for regular periodic reporting to the Corporation of grant-sponsored activities, and for the disposition of funds in accordance with intended use;
- (5) a provision for the cessation of grant payments if the Corporation determines that the applicant is not using grant money for its intended purposes or is not proceeding satisfactorily with the development of the project;
- (6) a provision acknowledging that all interest earned on grant funds remains the property of the Corporation and that all such interest will be remitted to the Corporation upon completion of the final project audit;
- (7) a statement acknowledging that the applicant and its architect, and not the Corporation, are responsible for obtaining necessary licenses and permits, if any, for ensuring that all aspects of the project comply with all applicable laws, regulations, ordinances, and codes, and for all costs of the project in excess of the amount of approved grants; and
- (8) a promise to defend and hold harmless, and to require all contractors and subcontractors to hold harmless, the Corporation from any action arising from its alleged failure to award a grant under the applicable program. (Eff.5/7/93, Register 130)

Authority: AS 18.56.088

15 AAC 154.050. APPLICATION.

- (a) The executive director will establish selection criteria and a selection procedure which will be detailed in the instructions to a grant application.
- (b) A grant application shall be on forms prescribed by the Corporation and shall include:
 - (1) a resolution of the applicant's governing body authorizing the grant request, or if the applicant is a municipality, the signature of a municipal official with authority to apply for the grant;
 - (2) documentation of need for the grant project in the area being served;
 - (3) a statement identifying all other money sources, amounts, and anticipated commitment dates for each source;
 - (4) a management and operation plan;
 - (5) a budget and schedule to accomplish the purposes of the grant; and
 - (6) other information required by the Corporation. (Eff.5/7/93, Register 130; am 6/11/96, Register 139)

Authority: AS 18.56.088

15 AAC 154.060. APPEALS.

The Corporation will send a notice of tentative award for all grants to all grant applicants. An applicant may protest the tentative award selections under 15 AAC 150.220 and may appeal the decision of the Corporation as provided in 15 AAC 150.220. (Eff. 5/7/93, Register 130)

Authority: AS 18.56.088

15 AAC 154.070. TITLE TO PROJECT.

In connection with a grant under this chapter or under a program described in 15 AAC 154.900, the Corporation will require that a deed restriction on the title to the land benefitted by the grant be recorded requiring approval from the Corporation for sale or transfer of the title to the land and requiring that the property be used for the purposes of the grant. The Corporation may restrict sale or transfer of title to an entity eligible for the grant. (Eff.5/7/93, Register 130)

Authority: AS 18.56.088

15 AAC 154.080. COMPLIANCE WITH FEDERAL GRANT REQUIREMENTS.

If the Corporation awards a grant under this chapter or under a program described in 15 AAC 154.900 and all or part of the funding for the grant is derived from the federal government, the Corporation will comply with applicable regulations, law, or other guidelines related to the federal grant program. To the extent that the applicable regulations, laws, or other guidelines related to the federal grant program conflict the

Corporation's regulations relating to the grant, the federal regulations, laws, or other guidelines shall control. (Eff. 5/7/93, Register 130)

Authority: AS 18.56.088

15 AAC 154.090. APPLICABILITY OF BUILDING ENERGY EFFICIENCY STANDARDS AND MINIMUM CONSTRUCTION STANDARDS TO GRANT PROGRAMS.

Any grant award for new construction of residential housing, funded from programs administered under 15 AAC 154.010 - 15 AAC 154.910, shall comply with 15 AAC 150.040 and 15 AAC 150.030, as applicable. For projects of 5 units or more, an inspection in accordance with 15 AAC 150.030 shall be performed by an individual that is certified to inspect a building of 5 or more units by the International Code Council or is an engineer or architect, licensed under AS 08.48. (Eff. 6/18/08, Register 187)

Authority: AS 18.56.088