

REHABILITATION SERVICES ADMINISTRATION
Randolph-Sheppard Financial Relief and Restoration Payments (FRRP) Appropriation
ASSURANCES and USE of FRRP FUNDS

Name of State licensing agency (SLA): Business Enterprise Program
Georgia Vocational Rehabilitation Agency

DUNS: 083957956 – SAM.gov
806743191 – G5 Access

A. Assurances

The State licensing agency (SLA), responsible for administering the Randolph-Sheppard Act program in the State, assures it will (check if yes):

- (1) Cooperate with the Secretary in applying the requirements of the Randolph-Sheppard Act in a uniform manner when administering the FRRP, pursuant to 34 C.F.R. § 395.3(a)(11)(i), and will comply with all applicable Federal statutory and regulatory requirements for Federal recipients, as well as the terms and conditions of the grant.
- (2) Use all funds received under the FRRP in accordance with the terms of the Consolidated Appropriations Act of 2021, PL 116-260, Division H, Title III, section 318, specifically for the purposes of:
- offsetting losses of blind vendors that occurred during calendar year 2020, to the extent that such losses were not otherwise compensated; and
 - other purposes authorized under 34 C.F.R. § 395.9 for set-aside funds, but only to the extent any funds remain available after offsetting losses that were incurred by blind vendors during calendar year 2020.
- (3) Actively participate with the State Elected Committee of Blind Vendors in developing for RSA approval how it will use the FRRP funds, consistent with the information required by Part B of this document, pursuant to 34 C.F.R. §§ 395.3(a)(2), 395.3(a)(6), 395.3(a)(11)(iii), 395.4(a), and 395.14, and Technical Assistance Circular RSA-TAC-21-01. The SLA understands that this information in Part B is required since receipt and use of the FRRP funds represent a change in the SLA's procedures covering the operation of vending facilities in accordance with Federal laws and its sources of funds for the administration of the program.
- (4) Expend all FRRP funds, including for administrative purposes, in a manner that is allowable, reasonable, and allocable as required by 2 C.F.R. §§ 200.403 through 200.405.
- (5) Not use Vocational Rehabilitation (VR) program funds, either Federal or non-Federal, to cover the administration of the FRRP funds unless such costs are also allowable under the VR program in accordance with section 103(b)(1) of the Rehabilitation Act of 1973 (Rehabilitation Act) and 34 C.F.R. § 361.49(a)(5) (*i.e.*, "financial relief and restoration payments to offset losses of blind vendors that occurred during calendar year 2020" are not allowable expenses under the VR

program), and allocable to that program in accordance with the Federal cost principles at 2 C.F.R. §§ 200.403 through 200.405. In the unusual event an activity under the FRRP funds is also authorized under the VR program and the SLA wants to use VR program funds, either Federal or non-Federal, to pay the administrative costs, the SLA assures it will allocate those costs proportionately across all benefitting programs in accordance with 2 C.F.R. §§ 200.403 through 200.405.

- (6) Not use expenditures paid with these FRRP funds to meet the non-Federal share of the VR program, because these are Federal – not non-Federal – funds.
- (7) Satisfy all applicable requirements under the Randolph-Sheppard Vending Facility Program, including those set forth at 34 C.F.R. § 395.3(a)(11) (viii) and (ix), as well as those of 2 C.F.R. part 200, including those governing internal controls (§ 200.302), financial management (§ 200.303), financial reporting (§ 200.328), performance reporting and monitoring (§ 200.329), and grant closeout (§ 200.344).

A. Use of FRRP Funds

1. Explain briefly how the SLA will distribute the FRRP funds to blind vendors to offset losses incurred during the 2020 calendar year (e.g., proportional to losses incurred, based on losses due to vendor's spoiled or expired stock, etc.).

The Committee of Blind Vendors and SLA agreed to the following method of FRRP distribution:

- 1) Disbursement of the FRRP funds will first be used to offset inventory losses due to qualified blind vendors spoiled or expired stock in calendar year 2020;**
- 2) The remaining funds will be used to provide relief up to 100% of 2019 income to qualified licensees for loss of income incurred in calendar year 2020.**

To determine net profit loss for each blind vendor, a spreadsheet of profit and loss amounts for each blind vendor for calendar year 2019 in comparison to calendar year 2020 was compiled. After evaluating the data, the SLA determined that 33 out of 57 blind vendors had a net profit loss at an estimated amount of \$616,561.63.

Because disbursement of FRRP funds will first be used to offset inventory loss, the balance of remaining funds, may not be enough to cover 100% of all income loss in calendar year 2020. If this is the case, qualified blind vendors will receive FRRP allocations for income loss at a percentage of income based on each vendor's pro-rata allocation of the total vendor income loss. For purposes of determining the total vendor income loss, vendors who did not incur losses will be excluded from the population for determination of the pro-rata allocation percentage.

Licensees who did not suffer an income reduction are ineligible to receive funds for income loss, but can still receive funds for inventory loss. No licensee will receive reimbursement that will exceed his net profit.

Does the SLA anticipate using any of the FRRP funds to cover administrative costs?
 Yes No

2. If yes, what percentage of the FRRP funds do you anticipate expending on administrative costs? 2.0 percent
3. How will the SLA ensure blind vendor losses were not previously compensated (e.g., attestation, financial reports, inventory reports, documentation of losses due to spoilage, etc.)?

The SLA and ECBV defined “otherwise compensated” as revenue reported on the Blind Vendor’s monthly settlement report to the program. No sick or vacation leave payments were used to offset losses due to the pandemic.

The SLA created an attestation form for each blind vendor to sign confirming their reduction in net profit or loss in 2020 and that they were not “otherwise compensated” for their losses. The attestation form is attached for reference.

4. Does the SLA anticipate having any FRRP funds remaining after distributing funds to the blind vendors to cover losses incurred in calendar year 2020? ___ Yes X No
5. If yes, please identify for which authorized set aside purposes under 34 C.F.R. § 395.9 the SLA anticipates using the funds (check all that apply):

<input type="checkbox"/> purchase of equipment	<input type="checkbox"/> fair minimum return to vendors
<input type="checkbox"/> maintenance of equipment	<input type="checkbox"/> establishment and maintenance of
<input type="checkbox"/> management services	<input type="checkbox"/> retirement or pension funds*
<input type="checkbox"/> paid sick leave*	<input type="checkbox"/> health insurance contributions*
<input type="checkbox"/> paid vacation time*	

*Use of funds for these purposes would also require a majority vote of the blind vendors licensed by the SLA in accordance with 34 C.F.R. § 395.9(b)(5).

6. Explain briefly how the SLA actively participated with the State’s Elected Committee of Blind Vendors to develop the Use of FRRP funds under Part B of this document and the result of their active participation (e.g., was there consensus on the use of the funds). Documentation, such as meeting minutes when the use of FRRP funds was discussed, must be available upon request.

The SLA and the Elected Committee of Blind Vendors held two (2) Microsoft Teams meetings, a Zoom meeting, several follow-up phone calls and it was discussed in person at the ECBV’s quarterly meeting. The Elected Committee of Blind Vendors provided a unanimous consensus on how to expend the funds. The SLA supports their request.

7. Please identify the date by which the SLA anticipates obligating all FRRP funds, making sure all funds will be obligated by September 30, 2022.

It is the intention of the SLA to disburse FRRP funds immediately once the funds are received and approved for disbursement. All funds will be disbursed or obligated by September 30, 2022.

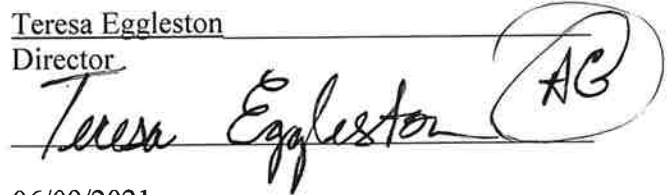
B. Certification

As a duly authorized representative of the applicant, I hereby certify that the applicant will comply with the Assurances in Part A. I also attest that the information provided in Part B regarding the Use of FRRP Funds is true and accurate.

Printed Name and Title of Authorized Representative:

Teresa Eggleston
Director

Signature:



Date:

06/09/2021

Paperwork Burden Statement: According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless such collection displays a valid OMB control number. The valid OMB control number for this information collection is 1820-0698. Public reporting burden for this collection of information is estimated to average 1 hour per response, including time for reviewing instructions, searching existing data sources, gathering, and maintaining the data needed, and completing and reviewing the collection of information. The Department is requiring States to respond to this collection to obtain or retain benefit pursuant to 34 C.F.R. §§ 395.3, 395.4(a), and 395.14, and consistent with the requirement of 2 C.F.R. § 200.207. If you have any comments concerning the accuracy of the time estimate, suggestions for improving this information collection, or if you have comments or concerns regarding your individual form, application, or survey, please contact Jesse Hartle, U.S. Department of Education, 550 12th Street, SW, Washington, DC 20202-5176, Jesse.Hartle@ed.gov, directly. Note: Please do not return the completed form to this address.

This form should be emailed to: randolph-sheppardvfprestationfunds@ed.gov.

**LICENSED BLIND VENDORS ATTESTATION
RANDOLPH-SHEPPARD FINANCIAL RELIEF
AND RESTORATION PAYMENTS (FRRP) APPROPRIATION (2021)**

The undersigned hereby represent and attest as follows:

1. I am a Licensed Blind Vendor operating under the Randolph Sheppard Act Program within the Georgia Vocational Rehabilitation Agency's Business Enterprise Program ("BEP).
2. The BEP is the State Licensing Agency ("SLA") responsible to administer the Randolph-Sheppard Act program in the State of Georgia.
3. I understand that the funds received under the Randolph-Sheppard FRRP Appropriations Act of 2021, PL 116-260 Division H, Title III, §318 are specifically for the purpose of:
 - Offsetting losses of blind vendors that occurred during calendar year 2020, to the extent that such losses were not otherwise compensated; and
 - Other purposes authorized under 34 C.F.R. §395.9 (purchase of equipment, maintenance of equipment, management services, a fair minimum return to vendors, and to the extent that the majority of the licensed blind vendors vote for, payment can be expended for paid sick leave, paid vacation, establishment and maintenance of retirement or pension funds and/or health insurance contributions).
4. The amount of funds allocated to me under the FRRP Act of 2021 to offset losses I incurred during calendar year 2020 are \$ _____.
5. The amount of funds allocated to me, at line 4 above, represent only my inventory losses or reduction in net profit or loss in calendar year 2020 and I have not been otherwise compensated for this loss.
6. I understand I am responsible for providing proper documentation and proof of purchases for reimbursement of inventory loss calculations.
7. I understand I am solely responsible for this declaration and that I could be required to repay the funds should my attestation or supporting documentation submitted to the SLA is be found to be inaccurate.

Name (print/type)

Signature

Position

Date