

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

Name of State licensing agency (SLA): Michigan Bureau of Services for Blind Persons  
DUNS: 883860801

**A. Assurances**

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

- XX (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 award;
- XX (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.
- XX (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;
- XX (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;
- XX (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;

XX\_ (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; and

XX\_ (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).

### **B. 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.).

BSBP will distribute the FRRP funds to blind vendors to offset inventory losses, then use remaining funds to provide relief up to 65% of the 2019 income to licensees for loss of income. Licensees who did not suffer an income loss are ineligible to receive funds for income loss but can still receive funds for inventory loss.

2. Does the SLA anticipate using any of the FRRP funds to cover administrative costs?

XX Yes, \_\_\_ No

3. If yes, what percentage of the FRRP funds do you anticipate expending on administrative costs? 8 percent

4. 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.)?

Licensees will be required to apply for FRRP funds. The application requires that a copy of the Form 1099-G, showing payments received for unemployment compensation, be provided to the SLA, and includes disclosure of other sources of income replacement. The blind vendor makes an attestation to the accuracy of the application under penalties of perjury. Confirmation of losses will be made from required product inventory submissions and Vending Facility Monthly Reports.

5. 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, XX No

6. 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).

7. 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 Elected Committee of Blind Vendors, known as the Elected Operators Committee (EOC) in Michigan, passed several motions in meetings dated December 29, 2020 and January 13, 2021, noting that they would need to meet with the SLA to discuss the distribution of the FRRP grant. The EOC Chairpersons and SLA staff met on January 28, 2021 and March 26, 2021, to discuss proposals. Utilizing input from meetings with the EOC Chairpersons, a final proposal was presented by the SLA for the consideration of the Elected Operators Committee on April 6, 2021. The final proposal presented by the SLA to the EOC on April 6, 2021, was unanimously adopted by the EOC on that date.

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

The SLA will obligate all funds by September 30, 2021 but will make every effort to obligate all funds by August 31, 2021.

**C. 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:

William A. Robinson, III, Director of the Michigan Bureau of Services for Blind Persons, SLA for Randolph-Sheppard Program

Signature:



4/21/2021

Date:

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This form should be emailed to: [randolph-sheppardvfprestationfunds@ed.gov](mailto:randolph-sheppardvfprestationfunds@ed.gov).