



ADMINISTRATION FOR
CHILDREN & FAMILIES

CHILD CARE
SUPPLEMENTAL FUNDS UNDER THE
CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT (CARES ACT)

ACF/Office of Child Care (OCC)
Child Care and Development Fund Grants

SUPPLEMENTAL TERMS and CONDITIONS

The **General Terms and Conditions** apply to all mandatory grant programs and can be found at <https://www.acf.hhs.gov/grants/mandatory-formula-block-and-entitlement-grants>. These Supplemental Terms and Conditions are additional requirements applicable to the program named below.

By acceptance of awards for this program, the Lead Agency grantee agrees to comply with the requirements included in both the General and Supplemental Terms and Conditions for this program. Failure to comply with these terms and conditions may result in the loss of Federal funds and may be considered grounds for the suspension or termination of this grant.

APPLICABLE LEGISLATION, STATUTE, REGULATIONS

1. The administration of this program is subject to:
 - Statutory requirements of the Coronavirus Aid, Relief, and Economic Security Act (CARES Act) (Public Law 116-136) <https://www.congress.gov/116/bills/hr748/BILLS-116hr748enr.pdf>
 - Child Care and Development Block Grant (CCDBG) Act of 2014 (effective November 29, 2016) and related regulations (<https://www.federalregister.gov/documents/2016/09/30/2016-22986/child-care-and-development-fund-ccdf-program>). The CCDBG Act is codified at *42 U.S.C. §9857 et seq.*, amended;
 - Provisions of the current approved CCDF State, Territory, or Tribal plan, as applicable, including all approved amendments or revisions.
2. As noted in the Information Memorandum on CCDF supplemental funds available under the CARES Act (available on the OCC website at www.acf.hhs.gov/occ and at the centralized ACF coronavirus resource website at <https://www.acf.hhs.gov/coronavirus>), these funds are subject to all CCDF Discretionary requirements, except as noted, and may be used for:
 - Continued payments and assistance to child care providers in the case of decreased enrollment or closures, and to assure the providers are able to remain open or reopen;
 - Cleaning and sanitation, and other activities necessary to maintain or resume the operation of programs due to the coronavirus –funds under this activity are available to child care providers, even if such providers were not previously receiving CCDF assistance;
 - Providing child care assistance to health care sector employees, emergency responders, sanitation workers, and other workers deemed essential during the response to the coronavirus, *without regard to the income eligibility requirements*; and;
 - Any other allowable CCDF uses.
3. These funds can be used for allowable obligations incurred prior to the enactment of the CARES Act to prevent, prepare for, and respond to coronavirus.
4. Additional applicable regulations and requirements can be found in the General Terms and Conditions.
5. Exceptions from the General Terms and Conditions.
 - In accordance with 45 CFR 75.101(d), only limited portions of Federal regulations at **45 CFR Part 75** are applicable to the CCDF programs.
 - **Subpart A**, “Acronyms and Definitions,” *remains applicable*
 - **Subpart B**, “General Provisions,” *remains applicable*

- **Subpart C**, “Pre-Award Requirements,” *Not Applicable* except §75.202 remains applicable to the Federal awarding agency.
 - **Subpart D**, “Post-Award Requirements” *Not Applicable* except §§75.351, 75.352 and 75.353 remain applicable.
 - **Subpart E**, “Cost Principles.” *Not Applicable* in its entirety.
 - **Subpart F**, “Audit Requirements,” *remains applicable* (replaces the provisions of OMB Circular A-133).
- In accordance with 45 CFR 87.2(b), the provisions of Federal regulations at **45 CFR Part 87** are not applicable to the CCDF programs in their entirety.

COST SHARING OR MATCHING (NON-FEDERAL SHARE) OF PROGRAM FUNDING

6. Funds for this program are awarded with a **100 percent** Federal Financial Participation (FFP) rate for program costs, so there is no non-federal cost share required for this program.
7. These grant funds may not be used to meet the matching requirements of other Federal grant programs.

FINANCIAL REQUIREMENTS

8. Federal funds awarded under these grants must be expended for the purposes for which they were awarded to prevent, prepare for, and respond to coronavirus, domestically or internationally, by supplementing, not supplanting State, Territory, and Tribal general revenue funds for child care assistance for low-income families within the United States (including territories).
9. Each grantee’s fiscal and accounting procedures must be sufficient to permit the preparation of required reports and the tracing of expenditures to a level necessary to establish that Federal funds have not been used in violation of the terms and conditions.
10. Administrative cost cap.
 - **States and Territories**, administrative costs cannot exceed 5 percent of the total, aggregate of Federal and non-Federal shares of CCDF expenditures (CARES Act and other CCDF funding combined) each fiscal year. This includes any amount transferred to CCDF from TANF.
 - **Tribes**, administrative costs cannot exceed 15 percent of the aggregate amount of Federal funds (CARES Act and other CCDF funding combined) awarded for each fiscal year. The CCDF base amount awarded as discretionary funds are not included in the calculation of the aggregate amount subject to this administrative cost cap.
11. Quality spending requirements (at 658G of the CCDBG Act; 45 CFR 98.53) and direct services spending requirements (at 658E(c)(3)(D) and (E) of the CCDBG Act; 45 CFR 98.50(f) and (g)) do not apply to CARES Act funds.

FINANCIAL REPORTING

12. Obligation/Liquidation Deadline. CARES Act funds must be obligated by September 30, 2022, and liquidated by September 30, 2023. Any Federal funds from this award not obligated or liquidated by the deadlines cited above will be recouped by ACF.
13. Reporting. These funds are subject to government-wide and CCDF-specific reporting requirements. OCC will provide additional guidance on reporting requirements on its website at www.acf.hhs.gov/occ and at the centralized ACF coronavirus resource website at <https://www.acf.hhs.gov/coronavirus>.

EFFECTIVE PERIOD

14. These program-specific Terms and Conditions are effective on the date shown in the margin at the bottom of the page and will remain in effect until updated. They will be updated and reissued only as needed whenever a new program-specific statute, regulation or other requirement is enacted or whenever any of the applicable existing Federal statutes, regulations, policies, procedures or restrictions is amended, revised, altered, or repealed.

POINTS OF CONTACT

15. Points of contact for additional information or questions concerning either the operation of the program or related financial or grant matters may be found on the Notice of Award.