Nebraska

UNIFORM APPLICATION
FY 2020/2021 Block Grant Application

SUBSTANCE ABUSE PREVENTION AND TREATMENT
and

COMMUNITY MENTAL HEALTH SERVICES
BLOCK GRANT

OMB - Approved 04/19/2019 - Expires 04/30/2022
(generated on 09/04/2020 9:40:33 AM)

Center for Substance Abuse Prevention
Division of State Programs

Center for Substance Abuse Treatment
Division of State and Community Assistance

and

Center for Mental Health Services
Division of State and Community Systems Development
State Information

Plan Year
Start Year 2021
End Year 2022

State SAPT DUNS Number
Number 808819957
Expiration Date

I. State Agency to be the SAPT Grantee for the Block Grant
Agency Name Nebraska Department of Health and Human Services
Organizational Unit Division of Behavioral Health
Mailing Address 301 Centennial Mall South, Third Floor PO Box 95026
City Lincoln
Zip Code 68509-5026

II. Contact Person for the SAPT Grantee of the Block Grant
First Name Sheri
Last Name Dawson
Agency Name Nebraska Department of Health and Human Services
Mailing Address 301 Centennial Mall South, Third Floor PO Box 95026
City Lincoln
Zip Code 68509-5026
Telephone 402-471-7856
Fax 402-471-7859
Email Address Sheri.Dawson@nebraska.gov

State CMHS DUNS Number
Number 808819957
Expiration Date

I. State Agency to be the CMHS Grantee for the Block Grant
Agency Name Nebraska Department of Health and Human Services
Organizational Unit Division of Behavioral Health
Mailing Address 301 Centennial Mall South, Third Floor PO Box 95026
City Lincoln
Zip Code 68509-5026

II. Contact Person for the CMHS Grantee of the Block Grant
First Name Sheri
Last Name Dawson
Agency Name NE DHHS Division of Behavioral Health
III. Third Party Administrator of Mental Health Services

Do you have a third party administrator?  ☐ Yes  ☑ No

First Name
Last Name
Agency Name
Mailing Address
   City
   Zip Code
Telephone
Fax
Email Address

IV. State Expenditure Period (Most recent State expenditure period that is closed out)

From
To

V. Date Submitted
Submission Date  9/1/2020 5:05:59 PM
Revision Date  9/1/2020 5:06:11 PM

VI. Contact Person Responsible for Application Submission

First Name  John
Last Name  Trouba
Telephone  402-471-7824
Fax  402-471-7859
Email Address  john.trouba@nebraska.gov

OMB No. 0930-0168 Approved: 04/19/2019 Expires: 04/30/2022

Footnotes:
# State Information

**Chief Executive Officer's Funding Agreement - Certifications and Assurances / Letter Designating Signatory Authority [SA]**

**Fiscal Year 2021**

U.S. Department of Health and Human Services  
Substance Abuse and Mental Health Services Administrations  
Funding Agreements  
as required by  
Substance Abuse Prevention and Treatment Block Grant Program  
as authorized by  
Title XIX, Part B, Subpart II and Subpart III of the Public Health Service Act  
and  
Title 42, Chapter 6A, Subchapter XVII of the United States Code

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Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the awarding agency. Further, certain Federal awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of the project described in this application.

2. Will give the awarding agency, the Comptroller General of the United States, and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standard or agency directives.

3. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.

4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.

5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards for merit systems for programs funded under one of the nineteen statutes or regulations specified in Appendix A of OPM's Standard for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).

6. Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §§794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to non-discrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.

7. Will comply, or has already complied, with the requirements of Title II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.

8. Will comply with the provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.


10. Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is $10,000 or more.

11. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetland pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions
to State (Clear Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended, (P.L. 93-523); and (h) protection of endangered species under the Endangered Species Act of 1973, as amended, (P.L. 93-205).


14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.

15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. §§2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.

16. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead based paint in construction or rehabilitation of residence structures.

17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act of 1984.

18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations and policies governing this program.

19. Will comply with the requirements of Section 106(g) of the Trafficking Victims Protection Act (TVPA) of 2000, as amended (22 U.S.C. 7104) which prohibits grant award recipients or a sub-recipient from (1) Engaging in severe forms of trafficking in persons during the period of time that the award is in effect (2) Procuring a commercial sex act during the period of time that the award is in effect or (3) Using forced labor in the performance of the award or subawards under the award.
LIST of CERTIFICATIONS

1. Certification Regarding Debarment and Suspension

The undersigned (authorized official signing for the applicant organization) certifies to the best of his or her knowledge and belief that the applicant, defined as the primary participant in accordance with 2 CFR part 180, and its principals:

a. Agrees to comply with 2 CFR Part 180, Subpart C by administering each lower tier subaward or contract that exceeds $25,000 as a "covered transaction" and verify each lower tier participant of a "covered transaction" under the award is not presently debarred or otherwise disqualified from participation in this federally assisted project by:
   a. Checking the Exclusion Extract located on the System for Award Management (SAM) at http://sam.gov
   b. Collecting a certification statement similar to paragraph (a)
   c. Inserting a clause or condition in the covered transaction with the lower tier contract

2. Certification Regarding Drug-Free Workplace Requirements

The undersigned (authorized official signing for the applicant organization) certifies that the applicant will, or will continue to, provide a drug-free workplace in accordance with 2 CFR Part 182 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 work-place 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) above;

d. Notifying the employee in the statement required by paragraph (a), above, 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).

3. Certifications Regarding Lobbying

Per 45 CFR §75.215, Recipients are subject to the restrictions on lobbying as set forth in 45 CFR part 93. Title 31, United States Code, Section 1352, entitled “Limitation on use of appropriated funds to influence certain Federal contracting and financial transactions,”
generally prohibits recipients of Federal grants and cooperative agreements from using Federal (appropriated) funds for lobbying the Executive or Legislative Branches of the Federal Government in connection with a SPECIFIC grant or cooperative agreement. Section 1352 also requires that each person who requests or receives a Federal grant or cooperative agreement must disclose lobbying undertaken with non-Federal (non-appropriated) funds. These requirements apply to grants and cooperative agreements EXCEEDING $100,000 in total costs.

The undersigned (authorized official signing for the applicant organization) 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 any 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 Federally 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 of Lobbying Activities,” in accordance with its instructions. (If needed, Standard Form-LLL, “Disclosure of Lobbying Activities,” its instructions, and continuation sheet are included at the end of this application form.)

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, 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.

4. Certification Regarding Program Fraud Civil Remedies Act (PFCRA) (31 U.S.C § 3801-3812)

The undersigned (authorized official signing for the applicant organization) certifies that the statements herein are true, complete, and accurate to the best of his or her knowledge, and that he or she is aware that any false, fictitious, or fraudulent statements or claims may subject him or her to criminal, civil, or administrative penalties. The undersigned agrees that the applicant organization will comply with the Public Health Service terms and conditions of award if a grant is awarded as a result of this application.

5. Certification Regarding Environmental Tobacco Smoke

Public Law 103-227, also known as the Pro-Children Act of 1994 (Act), requires that smoking not be permitted in any portion of any indoor facility owned or leased or contracted for by an entity and used routinely or regularly for the provision of health, daycare, early childhood development services, education or library services to children under the age of 18, if the services are funded by Federal programs either directly or through State or local governments, by Federal grant, contract, loan, or loan guarantee. The law also applies to children’s services that are provided in indoor facilities that are constructed, operated, or maintained with such Federal funds. The law does not apply to children’s services provided in private residence, portions of facilities used for inpatient drug or alcohol treatment, service providers whose sole source of applicable Federal funds is Medicare or Medicaid, or facilities where WIC coupons are redeemed.

Failure to comply with the provisions of the law may result in the imposition of a civil monetary penalty of up to $1,000 for each violation and/or the imposition of an administrative compliance order on the responsible entity.

By signing the certification, the undersigned certifies that the applicant organization will comply with the requirements of the Act and will not allow smoking within any portion of any indoor facility used for the provision of services for children as defined by the Act.

The applicant organization agrees that it will require that the language of this certification be included in any subawards which contain provisions for children’s services and that all subrecipients shall certify accordingly.
The Public Health Services strongly encourages all grant recipients to provide a smoke-free workplace and promote the non-use of tobacco products. This is consistent with the PHS mission to protect and advance the physical and mental health of the American people.

**HHS Assurances of Compliance (HHS 690)**


The Applicant provides this assurance in consideration of and for the purpose of obtaining Federal grants, loans, contracts, property, discounts or other Federal financial assistance from the U.S. Department of Health and Human Services.

**THE APPLICANT HEREBY AGREES THAT IT WILL COMPLY WITH:**

1. **Title VI of the Civil Rights Act of 1964 (Pub. L. 88-352), as amended, and all requirements imposed by or pursuant to the Regulation of the Department of Health and Human Services (45 C.F.R. Part 80), to the end that, in accordance with Title VI of that Act and the Regulation, no person in the United States shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity for which the Applicant receives Federal financial assistance from the Department.**

2. **Section 504 of the Rehabilitation Act of 1973 (Pub. L. 93-112), as amended, and all requirements imposed by or pursuant to the Regulation of the Department of Health and Human Services (45 C.F.R. Part 84), to the end that, in accordance with Section 504 of that Act and the Regulation, no otherwise qualified individual with a disability in the United States shall, solely by reason of her or his disability, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity for which the Applicant receives Federal financial assistance from the Department.**

3. **Title IX of the Education Amendments of 1972 (Pub. L. 92-318), as amended, and all requirements imposed by or pursuant to the Regulation of the Department of Health and Human Services (45 C.F.R. Part 86), to the end that, in accordance with Title IX and the Regulation, no person in the United States shall, on the basis of sex, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any education program or activity for which the Applicant receives Federal financial assistance from the Department.**

4. **The Age Discrimination Act of 1975 (Pub. L. 94-135), as amended, and all requirements imposed by or pursuant to the Regulation of the Department of Health and Human Services (45 C.F.R. Part 91), to the end that, in accordance with the Act and the Regulation, no person in the United States shall, on the basis of age, be denied the benefits of, be excluded from participation in, or be subjected to discrimination under any program or activity for which the Applicant receives Federal financial assistance from the Department.**

5. **Section 1557 of the Affordable Care Act (Pub. L. 111-148), as amended, and all requirements imposed by or pursuant to the Regulation of the Department of Health and Human Services (45 CFR Part 92), to the end that, in accordance with Section 1557 and the Regulation, no person in the United States shall, on the ground of race, color, national origin, sex, age, or disability be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any health program or activity for which the Applicant receives Federal financial assistance from the Department.**

The Applicant agrees that compliance with this assurance constitutes a condition of continued receipt of Federal financial assistance, and that it is binding upon the Applicant, its successors, transferees and assignees for the period during which such assistance is provided. If any real property or structure thereon is provided or improved with the aid of Federal financial assistance extended to the Applicant by the Department, this assurance shall obligate the Applicant, or in the case of any transfer of such property, any transferee, for the period during which the real property or structure is used for a purpose for which the Federal financial assistance is extended or for another purpose involving the provision of similar services or benefits. If any personal property is so provided, this assurance shall obligate the Applicant for the period during which it retains ownership or possession of the property. The Applicant further recognizes and agrees that the United States shall have the right to seek judicial enforcement of this assurance.

The grantee, as the awardee organization, is legally and financially responsible for all aspects of this award including funds provided to sub-recipients in accordance with 45 CFR §§ 75.351-75.352, Subrecipient monitoring and management.
I hereby certify that the state or territory will comply with Title XIX, Part B, Subpart II and Subpart III of the Public Health Service (PHS) Act, as amended, and summarized above, except for those sections in the PHS Act that do not apply or for which a waiver has been granted or may be granted by the Secretary for the period covered by this agreement.

I also certify that the state or territory will comply with the Assurances Non-construction Programs and other Certifications summarized above.

State: ________________________________

Name of Chief Executive Officer (CEO) or Designee: Sheri Dawson, RN

Signature of CEO or Designee: ________________________________

Title: Director, DHHS Division of Behavioral Health

Date Signed: ________________________________

mm/dd/yyyy

If the agreement is signed by an authorized designee, a copy of the designation must be attached.
State Information

Chief Executive Officer's Funding Agreement - Certifications and Assurances / Letter Designating Signatory Authority [SA]

Fiscal Year 2021

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1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States, and if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standard or agency directives.
3. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards for merit systems for programs funded under one of the nineteen statutes or regulations specified in Appendix A of OPM’s Standard for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
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14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.

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LIST of CERTIFICATIONS

1. Certification Regarding Debarment and Suspension

The undersigned (authorized official signing for the applicant organization) certifies to the best of his or her knowledge and belief that the applicant, defined as the primary participant in accordance with 2 CFR part 180, and its principals:

a. Agrees to comply with 2 CFR Part 180, Subpart C by administering each lower tier subaward or contract that exceeds $25,000 as a "covered transaction" and verify each lower tier participant of a "covered transaction" under the award is not presently debarred or otherwise disqualified from participation in this federally assisted project by:
   a. Checking the Exclusion Extract located on the System for Award Management (SAM) at http://sam.gov
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2. Certification Regarding Drug-Free Workplace Requirements

The undersigned (authorized official signing for the applicant organization) certifies that the applicant will, or will continue to, provide a drug-free work place in accordance with 2 CFR Part 182 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;
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   3. Any available drug counseling, rehabilitation, and employee assistance programs; and
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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) above;

d. Notifying the employee in the statement required by paragraph (a), above, 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).

3. Certifications Regarding Lobbying

Per 45 CFR §75.215, Recipients are subject to the restrictions on lobbying as set forth in 45 CFR part 93. Title 31, United States Code, Section 1352, entitled “Limitation on use of appropriated funds to influence certain Federal contracting and financial transactions,”...
generally prohibits recipients of Federal grants and cooperative agreements from using Federal (appropriated) funds for lobbying the Executive or Legislative Branches of the Federal Government in connection with a SPECIFIC grant or cooperative agreement. Section 1352 also requires that each person who requests or receives a Federal grant or cooperative agreement must disclose lobbying undertaken with non-Federal (non- appropriated) funds. These requirements apply to grants and cooperative agreements EXCEEDING $100,000 in total costs.

The undersigned (authorized official signing for the applicant organization) 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 any 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 Federally 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 of Lobbying Activities,” in accordance with its instructions. (If needed, Standard Form-LLL, “Disclosure of Lobbying Activities,” its instructions, and continuation sheet are included at the end of this application form.)

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, 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.

4. Certification Regarding Program Fraud Civil Remedies Act (PFCRA) (31 U.S.C § 3801- 3812)

The undersigned (authorized official signing for the applicant organization) certifies that the statements herein are true, complete, and accurate to the best of his or her knowledge, and that he or she is aware that any false, fictitious, or fraudulent statements or claims may subject him or her to criminal, civil, or administrative penalties. The undersigned agrees that the applicant organization will comply with the Public Health Service terms and conditions of award if a grant is awarded as a result of this application.

5. Certification Regarding Environmental Tobacco Smoke

Public Law 103-227, also known as the Pro-Children Act of 1994 (Act), requires that smoking not be permitted in any portion of any indoor facility owned or leased or contracted for by an entity and used routinely or regularly for the provision of health, daycare, early childhood development services, education or library services to children under the age of 18, if the services are funded by Federal programs either directly or through State or local governments, by Federal grant, contract, loan, or loan guarantee. The law also applies to children’s services that are provided in indoor facilities that are constructed, operated, or maintained with such Federal funds. The law does not apply to children’s services provided in private residence, portions of facilities used for inpatient drug or alcohol treatment, service providers whose sole source of applicable Federal funds is Medicare or Medicaid, or facilities where WIC coupons are redeemed.

Failure to comply with the provisions of the law may result in the imposition of a civil monetary penalty of up to $1,000 for each violation and/or the imposition of an administrative compliance order on the responsible entity.

By signing the certification, the undersigned certifies that the applicant organization will comply with the requirements of the Act and will not allow smoking within any portion of any indoor facility used for the provision of services for children as defined by the Act.

The applicant organization agrees that it will require that the language of this certification be included in any subawards which contain provisions for children’s services and that all subrecipients shall certify accordingly.
The Public Health Services strongly encourages all grant recipients to provide a smoke-free workplace and promote the non-use of tobacco products. This is consistent with the PHS mission to protect and advance the physical and mental health of the American people.

**HHS Assurances of Compliance (HHS 690)**


The Applicant provides this assurance in consideration of and for the purpose of obtaining Federal grants, loans, contracts, property, discounts or other Federal financial assistance from the U.S. Department of Health and Human Services.

**THE APPLICANT HEREBY AGREES THAT IT WILL COMPLY WITH:**

1. Title VI of the Civil Rights Act of 1964 (Pub. L. 88-352), as amended, and all requirements imposed by or pursuant to the Regulation of the Department of Health and Human Services (45 C.F.R. Part 80), to the end that, in accordance with Title VI of that Act and the Regulation, no person in the United States shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity for which the Applicant receives Federal financial assistance from the Department.

2. Section 504 of the Rehabilitation Act of 1973 (Pub. L. 93-112), as amended, and all requirements imposed by or pursuant to the Regulation of the Department of Health and Human Services (45 C.F.R. Part 84), to the end that, in accordance with Section 504 of that Act and the Regulation, no otherwise qualified individual with a disability in the United States shall, solely by reason of her or his disability, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity for which the Applicant receives Federal financial assistance from the Department.

3. Title IX of the Education Amendments of 1972 (Pub. L. 92-318), as amended, and all requirements imposed by or pursuant to the Regulation of the Department of Health and Human Services (45 C.F.R. Part 86), to the end that, in accordance with Title IX and the Regulation, no person in the United States shall, on the basis of sex, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any education program or activity for which the Applicant receives Federal financial assistance from the Department.

4. The Age Discrimination Act of 1975 (Pub. L. 94-135), as amended, and all requirements imposed by or pursuant to the Regulation of the Department of Health and Human Services (45 C.F.R. Part 91), to the end that, in accordance with the Act and the Regulation, no person in the United States shall, on the basis of age, be denied the benefits of, be excluded from participation in, or be subjected to discrimination under any program or activity for which the Applicant receives Federal financial assistance from the Department.

5. Section 1557 of the Affordable Care Act (Pub. L. 111-148), as amended, and all requirements imposed by or pursuant to the Regulation of the Department of Health and Human Services (45 CFR Part 92), to the end that, in accordance with Section 1557 and the Regulation, no person in the United States shall, on the ground of race, color, national origin, sex, age, or disability be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any health program or activity for which the Applicant receives Federal financial assistance from the Department.

The Applicant agrees that compliance with this assurance constitutes a condition of continued receipt of Federal financial assistance, and that it is binding upon the Applicant, its successors, transferees and assignees for the period during which such assistance is provided. If any real property or structure thereon is provided or improved with the aid of Federal financial assistance extended to the Applicant by the Department, this assurance shall obligate the Applicant, or in the case of any transfer of such property, any transferee, for the period during which the real property or structure is used for a purpose for which the Federal financial assistance is extended or for another purpose involving the provision of similar services or benefits. If any personal property is so provided, this assurance shall obligate the Applicant for the period during which it retains ownership or possession of the property. The Applicant further recognizes and agrees that the United States shall have the right to seek judicial enforcement of this assurance.

The grantee, as the awardee organization, is legally and financially responsible for all aspects of this award including funds provided to sub-recipients in accordance with 45 CFR §§ 75.351-75.352, Subrecipient monitoring and management.
I hereby certify that the state or territory will comply with Title XIX, Part B, Subpart II and Subpart III of the Public Health Service (PHS) Act, as amended, and summarized above, except for those sections in the PHS Act that do not apply or for which a waiver has been granted or may be granted by the Secretary for the period covered by this agreement.

I also certify that the state or territory will comply with the Assurances Non-construction Programs and other Certifications summarized above.

State: Nebraska

Name of Chief Executive Officer (CEO) or Designee: Sheri Dawson, RN

Signature of CEO or Designee: 

Title: Director, DHHS Division of Behavioral Health

Date Signed: 08/19/2020

If the agreement is signed by an authorized designee, a copy of the designation must be attached.

OMB No. 0930-0168 Approved: 04/19/2019 Expires: 04/30/2022

Footnotes:
May 15, 2019

Wendy Pang
Grants Management Specialist
DGM/OFR/SAMHSA
5600 Fishers Lane, Rm. 17E21C
Rockville, MD 20857

Dear Ms. Pang:

On behalf of the State of Nebraska, I hereby authorize Dannette R. Smith, Chief Executive Officer of the Department of Health and Human Services, to make all required applications, agreements, certifications and reports related to the Community Mental Health Services Block Grant (CFDA 93.958); the Substance Abuse Prevention and Treatment Block Grant (CFDA 93.959), the Projects for Assistance in Transition from Homelessness (PATH) grant (CFDA 93.150):

Dannette R. Smith, MSW
Chief Executive Officer
Nebraska Department of Health and Human Services
P.O. Box 95026
Lincoln, NE 68509-5026

Effective immediately and until further notice, please send all Grant Awards and similar notices concerning the three programs listed above to:

Sheri Dawson, RN, Director
Division of Behavioral Health
Nebraska Department of Health and Human Services
P.O. Box 95026
Lincoln, NE 68509-5026

Thank you for your attention to this matter.

Sincerely,

Pete Ricketts
Governor
May 15, 2019

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Grants Management Specialist
DGM/OFR/SAMHSA
5600 Fishers Lane, Rm. 17E21C
Rockville, MD 20857

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Nebraska Department of Health and Human Services
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Chief Executive Officer
Department of Health and Human Services
State Information

Chief Executive Officer’s Funding Agreement - Certifications and Assurances / Letter Designating Signatory Authority [MH]

Fiscal Year 2021

U.S. Department of Health and Human Services
Substance Abuse and Mental Health Services Administrations
Funding Agreements
as required by
Community Mental Health Services Block Grant Program
as authorized by
Title XIX, Part B, Subpart II and Subpart III of the Public Health Service Act
and
Title 42, Chapter 6A, Subchapter XVII of the United States Code

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ASSURANCES - NON-CONSTRUCTION PROGRAMS

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3. Certifications Regarding Lobbying

Per 45 CFR §75.215, Recipients are subject to the restrictions on lobbying as set forth in 45 CFR part 93. Title 31, United States Code, Section 1352, entitled “Limitation on use of appropriated funds to influence certain Federal contracting and financial transactions,”
generally prohibits recipients of Federal grants and cooperative agreements from using Federal (appropriated) funds for lobbying the Executive or Legislative Branches of the Federal Government in connection with a SPECIFIC grant or cooperative agreement. Section 1352 also requires that each person who requests or receives a Federal grant or cooperative agreement must disclose lobbying undertaken with non-Federal (non-appropriated) funds. These requirements apply to grants and cooperative agreements EXCEEDING $100,000 in total costs.

The undersigned (authorized official signing for the applicant organization) 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 any 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 Federally 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 of Lobbying Activities," in accordance with its instructions. (If needed, Standard Form-LLL, “Disclosure of Lobbying Activities,” its instructions, and continuation sheet are included at the end of this application form.)

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, 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.

4. Certification Regarding Program Fraud Civil Remedies Act (PFCRA) (31 U.S.C § 3801- 3812)

The undersigned (authorized official signing for the applicant organization) certifies that the statements herein are true, complete, and accurate to the best of his or her knowledge, and that he or she is aware that any false, fictitious, or fraudulent statements or claims may subject him or her to criminal, civil, or administrative penalties. The undersigned agrees that the applicant organization will comply with the Public Health Service terms and conditions of award if a grant is awarded as a result of this application.

5. Certification Regarding Environmental Tobacco Smoke

Public Law 103-227, also known as the Pro-Children Act of 1994 (Act), requires that smoking not be permitted in any portion of any indoor facility owned or leased or contracted for by an entity and used routinely or regularly for the provision of health, daycare, early childhood development services, education or library services to children under the age of 18, if the services are funded by Federal programs either directly or through State or local governments, by Federal grant, contract, loan, or loan guarantee. The law also applies to children’s services that are provided in indoor facilities that are constructed, operated, or maintained with such Federal funds. The law does not apply to children’s services provided in private residence, portions of facilities used for inpatient drug or alcohol treatment, service providers whose sole source of applicable Federal funds is Medicare or Medicaid, or facilities where WIC coupons are redeemed.

Failure to comply with the provisions of the law may result in the imposition of a civil monetary penalty of up to $1,000 for each violation and/or the imposition of an administrative compliance order on the responsible entity.

By signing the certification, the undersigned certifies that the applicant organization will comply with the requirements of the Act and will not allow smoking within any portion of any indoor facility used for the provision of services for children as defined by the Act.

The applicant organization agrees that it will require that the language of this certification be included in any subawards which contain provisions for children’s services and that all subrecipients shall certify accordingly.
The Public Health Services strongly encourages all grant recipients to provide a smoke-free workplace and promote the non-use of tobacco products. This is consistent with the PHS mission to protect and advance the physical and mental health of the American people.

**HHS Assurances of Compliance (HHS 690)**


The Applicant provides this assurance in consideration of and for the purpose of obtaining Federal grants, loans, contracts, property, discounts or other Federal financial assistance from the U.S. Department of Health and Human Services.

**THE APPLICANT HEREBY AGREES THAT IT WILL COMPLY WITH:**

1. Title VI of the Civil Rights Act of 1964 (Pub. L. 88-352), as amended, and all requirements imposed by or pursuant to the Regulation of the Department of Health and Human Services (45 C.F.R. Part 80), to the end that, in accordance with Title VI of that Act and the Regulation, no person in the United States shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity for which the Applicant receives Federal financial assistance from the Department.

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The Applicant agrees that compliance with this assurance constitutes a condition of continued receipt of Federal financial assistance, and that it is binding upon the Applicant, its successors, transferees and assignees for the period during which such assistance is provided. If any real property or structure thereon is provided or improved with the aid of Federal financial assistance extended to the Applicant by the Department, this assurance shall obligate the Applicant, or in the case of any transfer of such property, any transferee, for the period during which the real property or structure is used for a purpose for which the Federal financial assistance is extended or for another purpose involving the provision of similar services or benefits. If any personal property is so provided, this assurance shall obligate the Applicant for the period during which it retains ownership or possession of the property. The Applicant further recognizes and agrees that the United States shall have the right to seek judicial enforcement of this assurance.

The grantee, as the awardee organization, is legally and financially responsible for all aspects of this award including funds provided to sub-recipients in accordance with 45 CFR §§ 75.351-75.352, Subrecipient monitoring and management.
I hereby certify that the state or territory will comply with Title XIX, Part B, Subpart II and Subpart III of the Public Health Service (PHS) Act, as amended, and summarized above, except for those sections in the PHS Act that do not apply or for which a waiver has been granted or may be granted by the Secretary for the period covered by this agreement.

I also certify that the state or territory will comply with the Assurances Non-Construction Programs and Certifications summarized above.

Name of Chief Executive Officer (CEO) or Designee: Sheri Dawson, RN

Signature of CEO or Designee: ______________________________

Title: Director, DHHS Division of Behavioral Health

Date Signed: mm/dd/yyyy

1If the agreement is signed by an authorized designee, a copy of the designation must be attached.

OMB No. 0930-0168 Approved: 04/19/2019 Expires: 04/30/2022

Footnotes:
### Title XIX, Part B, Subpart II of the Public Health Service Act

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### Title XIX, Part B, Subpart III of the Public Health Service Act

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ASSURANCES - NON-CONSTRUCTION PROGRAMS

Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the awarding agency. Further, certain Federal awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of the project described in this application.

2. Will give the awarding agency, the Comptroller General of the United States, and if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standard or agency directives.

3. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.

4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.

5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards for merit systems for programs funded under one of the nineteen statutes or regulations specified in Appendix A of OPM's Standard for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).

6. Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to non-discrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.

7. Will comply, or has already complied, with the requirements of Title II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.

8. Will comply with the provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.


10. Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is $10,000 or more.

11. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetland pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Costal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to
State (Clear Air) Implementation Plans under Section 176(c) of the Clear Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended, (P.L. 93-523); and (h) protection of endangered species under the Endangered Species Act of 1973, as amended, (P.L. 93-205).


14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.

15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. §§2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.

16. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead based paint in construction or rehabilitation of residence structures.

17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act of 1984.

18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations and policies governing this program.

19. Will comply with the requirements of Section 106(g) of the Trafficking Victims Protection Act (TVPA) of 2000, as amended (22 U.S.C. 7104) which prohibits grant award recipients or a sub-recipient from (1) Engaging in severe forms of trafficking in persons during the period of time that the award is in effect (2) Procuring a commercial sex act during the period of time that the award is in effect or (3) Using forced labor in the performance of the award or subawards under the award.
LIST of CERTIFICATIONS

1. Certification Regarding Debarment and Suspension

The undersigned (authorized official signing for the applicant organization) certifies to the best of his or her knowledge and belief, that the applicant, defined as the primary participant in accordance with 2 CFR part 180, and its principals:

a. Agrees to comply with 2 CFR Part 180, Subpart C by administering each lower tier subaward or contract that exceeds $25,000 as a "covered transaction" and verify each lower tier participant of a "covered transaction" under the award is not presently debarred or otherwise disqualified from participation in this federally assisted project by:
   a. Checking the Exclusion Extract located on the System for Award Management (SAM) at http://sam.gov
   b. Collecting a certification statement similar to paragraph (a)
   c. Inserting a clause or condition in the covered transaction with the lower tier contract

2. Certification Regarding Drug-Free Workplace Requirements

The undersigned (authorized official signing for the applicant organization) certifies that the applicant will, or will continue to, provide a drug-free work-place in accordance with 2 CFR Part 182 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 work-place 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) above;

d. Notifying the employee in the statement required by paragraph (a), above, 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).

3. Certifications Regarding Lobbying

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I also certify that the state or territory will comply with the Assurances Non-Construction Programs and Certifications summarized above.

Name of Chief Executive Officer (CEO) or Designee: Sheri Dawson, RN

Signature of CEO or Designee: [Signature]

Title: Director, DHHS Division of Behavioral Health

Date Signed: 08/19/2020

1If the agreement is signed by an authorized designee, a copy of the designation must be attached.

Footnotes:
May 15, 2019

Wendy Pang
Grants Management Specialist
DGM/OFR/SAMHSA
5600 Fishers Lane, Rm. 17E21C
Rockville, MD 20857

Dear Ms. Pang:

On behalf of the State of Nebraska, I hereby authorize Dannette R. Smith, Chief Executive Officer of the Department of Health and Human Services, to make all required applications, agreements, certifications and reports related to the Community Mental Health Services Block Grant (CFDA 93.958); the Substance Abuse Prevention and Treatment Block Grant (CFDA 93.959), the Projects for Assistance in Transition from Homelessness (PATH) grant (CFDA 93.150):

Dannette R. Smith, MSW
Chief Executive Officer
Nebraska Department of Health and Human Services
P.O. Box 95026
Lincoln, NE 68509-5026

Effective immediately and until further notice, please send all Grant Awards and similar notices concerning the three programs listed above to:

Sheri Dawson, RN, Director
Division of Behavioral Health
Nebraska Department of Health and Human Services
P.O. Box 95026
Lincoln, NE 68509-5026

Thank you for your attention to this matter.

Sincerely,

Pete Ricketts
Governor

Pete Ricketts
Governor
May 15, 2019

Wendy Pang
Grants Management Specialist
DGM/OFR/SAMHSA
5600 Fishers Lane, Rm. 17E21C
Rockville, MD 20857

Dear Ms. Pang:

On behalf of the State of Nebraska, I hereby authorize Sheri Dawson, RN, Director, Division of Behavioral Health of the Department of Health and Human Services, to make all required applications, agreements, certifications and reports related to the Community Mental Health Services Block Grant (CFDA 93.958); the Substance Abuse Prevention and Treatment Block Grant (CFDA 93.959), the Projects for Assistance in Transition from Homelessness (PATH) grant (CFDA 93.150):

Sheri Dawson, RN, Director
Division of Behavioral Health
Nebraska Department of Health and Human Services
P.O. Box 95026
Lincoln, NE 68509-5026

Effective immediately and until further notice, please send all Grant Awards and similar notices concerning the three programs listed above to:

Sheri Dawson, RN, Director
Division of Behavioral Health
Nebraska Department of Health and Human Services
P.O. Box 95026
Lincoln, NE 68509-5026

Thank you for your attention to this matter.

Sincerely,

Dannette R. Smith, MSW
Chief Executive Officer
Department of Health and Human Services
Name
Sheri Dawson, RN

Title
Director

Organization
Nebraska Dept of Health and Human Services Division of Behavioral Health

Signature:  
Date:

OMB No. 0930-0168 Approved: 04/19/2019 Expires: 04/30/2022

Footnotes:
There are not any lobbying activities to be disclosed.
State Information

Disclosure of Lobbying Activities

To View Standard Form LLL, Click the link below (This form is OPTIONAL)

**Standard Form LLL (click here)**

<table>
<thead>
<tr>
<th>Name</th>
<th>Sheri Dawson, RN</th>
</tr>
</thead>
<tbody>
<tr>
<td>Title</td>
<td>Director</td>
</tr>
<tr>
<td>Organization</td>
<td>Nebraska Dept of Health and Human Services Division of Behavioral Health</td>
</tr>
</tbody>
</table>

Signature: [Signature]  Date: **08/19/2020**

OMB No. 0930-0168 Approved: 04/19/2019 Expires: 04/30/2022

**Footnotes:**

There are not any lobbying activities to be disclosed.
Table 2 State Agency Planned Expenditures [MH]

States must project how the SMHA will use available funds to provide authorized services for the planning period for state fiscal years 2020/2021.

Planning Period Start Date: 7/1/2020  Planning Period End Date: 6/30/2021

<table>
<thead>
<tr>
<th>Activity (See instructions for using Row 1.)</th>
<th>A. Substance Abuse Block Grant</th>
<th>B. Mental Health Block Grant</th>
<th>C. Medicaid (Federal, State, and Local)</th>
<th>D. Other Federal Funds (e.g., ACF (TANF), CDC, CMS (Medicare), SAMHSA, etc.)</th>
<th>E. State Funds</th>
<th>F. Local Funds (excluding local Medicaid)</th>
<th>G. Other</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Substance Abuse Prevention and Treatment</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>a. Pregnant Women and Women with Dependent Children</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>b. All Other</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>2. Primary Prevention</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>a. Substance Abuse Primary Prevention</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>b. Mental Health Primary Prevention*</td>
<td></td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
</tr>
<tr>
<td>3. Evidence-Based Practices for Early Serious Mental Illness including First Episode Psychosis (10 percent of total award MHBG)**</td>
<td></td>
<td>$306,922</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
</tr>
<tr>
<td>4. Tuberculosis Services</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>5. Early Intervention Services for HIV</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>6. State Hospital</td>
<td></td>
<td></td>
<td>$0</td>
<td>$2,782,873</td>
<td>$59,982,112</td>
<td>$0</td>
<td>$0</td>
</tr>
<tr>
<td>7. Other 24 Hour Care</td>
<td></td>
<td>$116,039</td>
<td>$5,600,000</td>
<td>$0</td>
<td>$15,018,559</td>
<td>$0</td>
<td>$0</td>
</tr>
<tr>
<td>8. Ambulatory/Community Non-24 Hour Care</td>
<td></td>
<td>$2,492,794</td>
<td>$20,600,000</td>
<td>$4,445,628</td>
<td>$45,724,230</td>
<td>$0</td>
<td>$0</td>
</tr>
<tr>
<td>9. Administration (Excluding Program and Provider Level)***</td>
<td></td>
<td>$153,461</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
<td>$0</td>
</tr>
<tr>
<td>10. Total</td>
<td></td>
<td>$0</td>
<td>$3,069,216</td>
<td>$26,200,000</td>
<td>$7,228,501</td>
<td>$120,724,901</td>
<td>$0</td>
</tr>
</tbody>
</table>

* While the state may use state or other funding for these services, the MHBG funds must be directed toward adults with SMI or children with SED
** Column 3B should include Early Serious Mental Illness programs funded through MHBG set aside
*** Per statute, Administrative expenditures cannot exceed 5% of the fiscal year award.

OMB No. 0930-0168 Approved: 04/19/2019 Expires: 04/30/2022
## Table 4 SABG Planned Expenditures

<table>
<thead>
<tr>
<th>Expenditure Category</th>
<th>FFY 2020 SA Block Grant Award</th>
<th>FFY 2021 SA Block Grant Award</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 . Substance Abuse Prevention and Treatment*</td>
<td>$5,579,013</td>
<td>$5,497,491</td>
</tr>
<tr>
<td>2 . Primary Substance Abuse Prevention</td>
<td>$1,680,558</td>
<td>$1,762,079</td>
</tr>
<tr>
<td>3 . Early Intervention Services for HIV**</td>
<td>$0</td>
<td>$0</td>
</tr>
<tr>
<td>4 . Tuberculosis Services</td>
<td>$0</td>
<td>$0</td>
</tr>
<tr>
<td>5 . Administration (SSA Level Only)</td>
<td>$382,082</td>
<td>$382,083</td>
</tr>
<tr>
<td>6 . Total</td>
<td>$7,641,653</td>
<td>$7,641,653</td>
</tr>
</tbody>
</table>

* Prevention other than Primary Prevention

** For the purpose of determining the states and jurisdictions that are considered ?designated states? as described in section 1924(b)(2) of Title XIX, Part B, Subpart II of the Public Health Service Act (42 U.S.C. § 300x-24(b)(2)) and section 45 CFR § 96.128(b) of the Substance Abuse Prevention and Treatment Block Grant; Interim Final Rule (45 CFR 96.120-137), SAMHSA relies on the HIV Surveillance Report produced by the Centers for Disease Control and Prevention (CDC), National Center for HIV/AIDS, Viral Hepatitis, STD and TB Prevention. The most recent HIV Surveillance Report will be published on or before October 1 of the federal fiscal year for which a state is applying for a grant is used to determine the states and jurisdictions that will be required to set-aside 5 percent of their respective SABG allotments to establish one or more projects to provide early intervention services for regarding the human immunodeficiency virus (EIS/HIV) at the sites at which individuals are receiving SUD treatment services. In FY 2012, SAMHSA developed and disseminated a policy change applicable to the EIS/HIV which provided any state that was a ?designated state? in any of the three years prior to the year for which a state is applying for SABG funds with the flexibility to obligate and expend SABG funds for EIS/HIV even though the state a state?s AIDS case
rate does not meet the AIDS case rate threshold for the fiscal year involved for which a state is applying for SABG funds. Therefore, any state with an AIDS case rate below 10 or more such cases per 100,000 that meets the criteria described in the 2012 policy guidance would will be allowed to obligate and expend SABG funds for EIS/HIV if they chose to do so.

OMB No. 0930-0168 Approved: 04/19/2019 Expires: 04/30/2022

Footnotes:
### Planning Tables

**Table 5a SABG Primary Prevention Planned Expenditures**

Planning Period Start Date: 10/1/2020    Planning Period End Date: 9/30/2022

<table>
<thead>
<tr>
<th>Strategy</th>
<th>A</th>
<th>B</th>
<th>C</th>
</tr>
</thead>
<tbody>
<tr>
<td>IOM Target</td>
<td>FFY 2020 SA Block Grant Award</td>
<td>FFY 2021 SA Block Grant Award</td>
<td></td>
</tr>
<tr>
<td>Universal</td>
<td>$57,541</td>
<td>$46,918</td>
<td></td>
</tr>
<tr>
<td>Selective</td>
<td>$0</td>
<td>$0</td>
<td></td>
</tr>
<tr>
<td>Indicated</td>
<td>$0</td>
<td>$0</td>
<td></td>
</tr>
<tr>
<td>Unspecified</td>
<td>$0</td>
<td>$0</td>
<td></td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$57,541</strong></td>
<td><strong>$46,918</strong></td>
<td></td>
</tr>
</tbody>
</table>

1. **Information Dissemination**

<table>
<thead>
<tr>
<th>IOM Target</th>
<th>FFY 2020 SA Block Grant Award</th>
<th>FFY 2021 SA Block Grant Award</th>
</tr>
</thead>
<tbody>
<tr>
<td>Universal</td>
<td>$393,247</td>
<td>$378,032</td>
</tr>
<tr>
<td>Selective</td>
<td>$79,411</td>
<td>$79,411</td>
</tr>
<tr>
<td>Indicated</td>
<td>$3,229</td>
<td>$3,229</td>
</tr>
<tr>
<td>Unspecified</td>
<td>$0</td>
<td>$0</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$475,887</strong></td>
<td><strong>$460,672</strong></td>
</tr>
</tbody>
</table>

2. **Education**

<table>
<thead>
<tr>
<th>IOM Target</th>
<th>FFY 2020 SA Block Grant Award</th>
<th>FFY 2021 SA Block Grant Award</th>
</tr>
</thead>
<tbody>
<tr>
<td>Universal</td>
<td>$54,032</td>
<td>$43,366</td>
</tr>
<tr>
<td>Selective</td>
<td>$0</td>
<td>$0</td>
</tr>
<tr>
<td>Indicated</td>
<td>$26,075</td>
<td>$15,000</td>
</tr>
<tr>
<td>Unspecified</td>
<td>$0</td>
<td>$0</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$54,032</strong></td>
<td><strong>$43,366</strong></td>
</tr>
</tbody>
</table>

3. **Alternatives**

<table>
<thead>
<tr>
<th>IOM Target</th>
<th>FFY 2020 SA Block Grant Award</th>
<th>FFY 2021 SA Block Grant Award</th>
</tr>
</thead>
<tbody>
<tr>
<td>Universal</td>
<td>$1,053</td>
<td>$1,053</td>
</tr>
<tr>
<td>Selective</td>
<td>$132,045</td>
<td>$132,045</td>
</tr>
<tr>
<td>Indicated</td>
<td>$26,075</td>
<td>$15,000</td>
</tr>
<tr>
<td>Unspecified</td>
<td>$0</td>
<td>$0</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$159,173</strong></td>
<td><strong>$148,098</strong></td>
</tr>
</tbody>
</table>

4. **Problem Identification and Referral**

<table>
<thead>
<tr>
<th>IOM Target</th>
<th>FFY 2020 SA Block Grant Award</th>
<th>FFY 2021 SA Block Grant Award</th>
</tr>
</thead>
<tbody>
<tr>
<td>Universal</td>
<td>$0</td>
<td>$0</td>
</tr>
</tbody>
</table>

Printed: 9/4/2020 9:40 AM - Nebraska - OMB No. 0930-0168  Approved: 04/19/2019  Expires: 04/30/2022
<table>
<thead>
<tr>
<th>5. Community-Based Process</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Selective</td>
<td>$288,959</td>
</tr>
<tr>
<td>Indicated</td>
<td>$0</td>
</tr>
<tr>
<td>Unspecified</td>
<td>$0</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$288,959</strong></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>6. Environmental</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Universal</td>
<td>$570,922</td>
</tr>
<tr>
<td>Selective</td>
<td>$0</td>
</tr>
<tr>
<td>Indicated</td>
<td>$0</td>
</tr>
<tr>
<td>Unspecified</td>
<td>$0</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$570,922</strong></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>7. Section 1926 Tobacco</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Universal</td>
<td>$38,498</td>
</tr>
<tr>
<td>Selective</td>
<td>$0</td>
</tr>
<tr>
<td>Indicated</td>
<td>$0</td>
</tr>
<tr>
<td>Unspecified</td>
<td>$0</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$38,498</strong></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>8. Other</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Universal</td>
<td>$0</td>
</tr>
<tr>
<td>Selective</td>
<td>$0</td>
</tr>
<tr>
<td>Indicated</td>
<td>$0</td>
</tr>
<tr>
<td>Unspecified</td>
<td>$0</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$0</strong></td>
</tr>
</tbody>
</table>

**Total Prevention Expenditures**

|                   | $1,645,012 | $1,680,558 |

**Total SABG Award**

|                   | $7,641,653 | $7,641,653 |

**Planned Primary Prevention Percentage**

|                   | 21.53 %    | 21.99 %    |

---

*Total SABG Award is populated from Table 4 - SABG Planned Expenditures

OMB No. 0930-0168 Approved: 04/19/2019 Expires: 04/30/2022

**Footnotes:**
The sum of the total amount reported on Table 5a ($1,680,558) plus the total amount of Primary Prevention set-aside funds reported on Table 6 ($81,521) should equal the amount reported on Table 4, Row 2 ($1,762,079).
### Table 5b SABG Primary Prevention Planned Expenditures by IOM Category

Planning Period Start Date: 10/1/2020  
Planning Period End Date: 9/30/2022

<table>
<thead>
<tr>
<th>Activity</th>
<th>FFY 2020 SA Block Grant Award</th>
<th>FFY 2021 SA Block Grant Award</th>
</tr>
</thead>
<tbody>
<tr>
<td>Universal Direct</td>
<td>$272,944</td>
<td>$257,729</td>
</tr>
<tr>
<td>Universal Indirect</td>
<td>$1,131,308</td>
<td>$1,118,016</td>
</tr>
<tr>
<td>Selective</td>
<td>$211,456</td>
<td>$211,456</td>
</tr>
<tr>
<td>Indicated</td>
<td>$29,304</td>
<td>$93,357</td>
</tr>
<tr>
<td><strong>Column Total</strong></td>
<td>$1,645,012</td>
<td>$1,680,558</td>
</tr>
<tr>
<td><strong>Total SABG Award</strong></td>
<td><strong>$7,641,653</strong></td>
<td><strong>$7,641,653</strong></td>
</tr>
<tr>
<td><strong>Planned Primary Prevention Percentage</strong></td>
<td>21.53 %</td>
<td>21.99 %</td>
</tr>
</tbody>
</table>

*Total SABG Award is populated from Table 4 - SABG Planned Expenditures

OMB No. 0930-0168 Approved: 04/19/2019 Expires: 04/30/2022

**Footnotes:**
The sum of the total amount reported on Table 5b ($1,680,558) plus the total amount of Primary Prevention set-aside funds reported on Table 6 ($81,521) should equal the amount reported on Table 4, Row 2 ($1,762,079).
### Table 5c SABG Planned Primary Prevention Targeted Priorities

States should identify the categories of substances the state BG plans to target with primary prevention set-aside dollars from the FFY 2020 and FFY 2021 SABG awards.

Planning Period Start Date: 10/1/2020       Planning Period End Date: 9/30/2021

#### Targeted Substances

<table>
<thead>
<tr>
<th>Substance</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Alcohol</td>
<td>✔</td>
</tr>
<tr>
<td>Tobacco</td>
<td>✔</td>
</tr>
<tr>
<td>Marijuana</td>
<td>✔</td>
</tr>
<tr>
<td>Prescription Drugs</td>
<td>✔</td>
</tr>
<tr>
<td>Cocaine</td>
<td></td>
</tr>
<tr>
<td>Heroin</td>
<td>✔</td>
</tr>
<tr>
<td>Inhalants</td>
<td></td>
</tr>
<tr>
<td>Methamphetamine</td>
<td></td>
</tr>
<tr>
<td>Synthetic Drugs (i.e. Bath salts, Spice, K2)</td>
<td></td>
</tr>
</tbody>
</table>

#### Targeted Populations

<table>
<thead>
<tr>
<th>Population</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Students in College</td>
<td>✔</td>
</tr>
<tr>
<td>Military Families</td>
<td></td>
</tr>
<tr>
<td>LGBTQ</td>
<td></td>
</tr>
<tr>
<td>American Indians/Alaska Natives</td>
<td>✔</td>
</tr>
<tr>
<td>African American</td>
<td></td>
</tr>
<tr>
<td>Hispanic</td>
<td></td>
</tr>
<tr>
<td>Homeless</td>
<td></td>
</tr>
<tr>
<td>Native Hawaiian/Other Pacific Islanders</td>
<td></td>
</tr>
<tr>
<td>Asian</td>
<td></td>
</tr>
<tr>
<td>Rural</td>
<td>✔</td>
</tr>
<tr>
<td>Underserved Racial and Ethnic Minorities</td>
<td></td>
</tr>
</tbody>
</table>
### Table 6 Non-Direct-Services/System Development [SA]

Planning Period Start Date: 10/1/2020  Planning Period End Date: 9/30/2022

<table>
<thead>
<tr>
<th>Activity</th>
<th>FFY 2020</th>
<th>FFY 2021</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>A. SABG Treatment</td>
<td>B. SABG Prevention</td>
</tr>
<tr>
<td>1. Information Systems</td>
<td></td>
<td></td>
</tr>
<tr>
<td>2. Infrastructure Support</td>
<td></td>
<td></td>
</tr>
<tr>
<td>3. Partnerships, community outreach, and needs assessment</td>
<td></td>
<td></td>
</tr>
<tr>
<td>4. Planning Council Activities (MHBG required, SABG optional)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>5. Quality Assurance and Improvement</td>
<td>$17,773</td>
<td></td>
</tr>
<tr>
<td>6. Research and Evaluation</td>
<td></td>
<td></td>
</tr>
<tr>
<td>7. Training and Education</td>
<td>$154,489</td>
<td>$17,773</td>
</tr>
<tr>
<td>8. Total</td>
<td>$154,489</td>
<td>$35,546</td>
</tr>
</tbody>
</table>

*Combined refers to non-direct service/system development expenditures that support both treatment and prevention systems.

OMB No. 0930-0168 Approved: 04/19/2019 Expires: 04/30/2022
Footnotes:
Amount of SABG Primary Prevention funds (from Table 4, Row 2) to be used for Non-Direct Services/System Development activities for SABG Prevention, column B, and/or SABG combined, Column C = $81,521.

Amount of SABG Administration funds from (from Table 4, Row 5) to be used for Non-Direct Services/System Development Activities for SABG Prevention, Column B, and/or SABG Combined, Column C = $0.
## Table 6 Non-Direct-Services/System Development [MH]

<table>
<thead>
<tr>
<th>Activity</th>
<th>FFY 2020 Block Grant</th>
<th>FFY 2021 Block Grant</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Information Systems</td>
<td></td>
<td></td>
</tr>
<tr>
<td>2. Infrastructure Support</td>
<td></td>
<td></td>
</tr>
<tr>
<td>3. Partnerships, community outreach, and needs assessment</td>
<td></td>
<td></td>
</tr>
<tr>
<td>4. Planning Council Activities (MHBG required, SABG optional)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>5. Quality Assurance and Improvement</td>
<td></td>
<td></td>
</tr>
<tr>
<td>6. Research and Evaluation</td>
<td></td>
<td></td>
</tr>
<tr>
<td>7. Training and Education</td>
<td></td>
<td></td>
</tr>
<tr>
<td>8. Total</td>
<td>$0</td>
<td>$0</td>
</tr>
</tbody>
</table>

OMB No. 0930-0168 Approved: 04/19/2019 Expires: 04/30/2022

**Footnotes:**
Nebraska does not use MHBG funding for these activities.
Environmental Factors and Plan

21. State Planning/Advisory Council and Input on the Mental Health/Substance Abuse Block Grant Application- Required for MHBG

Narrative Question

Each state is required to establish and maintain a state Mental Health Planning/Advisory Council to carry out the statutory functions as described in 42 U.S. C. 300x-3 for adults with SMI and children with SED. To meet the needs of states that are integrating services supported by MHBG and SABG, SAMHSA is recommending that states expand their Mental Health Advisory Council to include substance misuse prevention, SUD treatment, and recovery representation, referred to here as an Advisory/Planning Council (PC). SAMHSA encourages states to expand their required Council's comprehensive approach by designing and implementing regularly scheduled collaborations with an existing substance misuse prevention, SUD treatment, and recovery advisory council to ensure that the council reviews issues and services for persons with, or at risk, for substance misuse and SUDs. To assist with implementing a PC, SAMHSA has created Best Practices for State Behavioral Health Planning Councils: The Road to Planning Council Integration.

Planning Councils are required by statute to review state plans and implementation reports; and submit any recommended modifications to the state. Planning councils monitor, review, and evaluate, not less than once each year, the allocation and adequacy of mental health services within the state. They also serve as an advocate for individuals with M/SUD problems. SAMHSA requests that any recommendations for modifications to the application or comments to the implementation report that were received from the Planning Council be submitted to SAMHSA, regardless of whether the state has accepted the recommendations. The documentation, preferably a letter signed by the Chair of the Planning Council, should state that the Planning Council reviewed the application and implementation report and should be transmitted as attachments by the state.

Please consider the following items as a guide when preparing the description of the state’s system:

1. How was the Council involved in the development and review of the state plan and report? Please attach supporting documentation (meeting minutes, letters of support, etc.) using the upload option at the bottom of this page.

   a) What mechanism does the state use to plan and implement substance misuse prevention, SUD treatment and recovery services?

   The Division of Behavioral Health administers, oversees, and coordinates the state’s public behavioral health system to address the prevention and treatment of mental health and substance use disorders. The Nebraska Behavioral Health Services Act is the enabling legislation which mandates the Division of Behavioral Health (DBH) role’s as the chief behavioral health authority for the State of Nebraska. This legislation also established the State Advisory Committee on Mental Health Services and the State Advisory Committee on Substance Abuse Services. When meeting in joint session, the two advisory committees serve as a joint behavioral health advisory committee.

   The joint committee continues its active involvement in the state plan guiding the public health behavioral system by providing advice and assistance to the DBH on the ongoing planning efforts that inform and shape planning at state, regional, and local levels. This includes guiding review of behavioral health strategic plan initiatives, needs assessments, consumer surveys, results-based accountability, continuous quality improvement and other efforts guiding activities across the systems, and prioritization of state planning activities in the state application.

August 29, 2019 Joint Committee Meeting
Meeting topics included: DBH Director Update; Nebraska Combined FFY 2020-2021 MH/SA Block Grant Application - Review and recommendations on the Needs Assessment, Application; Priority Areas (Comments on the state block grant plan as attachment); Disaster Behavioral Health Recovery activity of ISP and RSP. See Attachment to C.21.: JAC comment on the State Plan - Combined FFY2020-2021 MH/SA Block Grant Application.

November 14, 2019 Joint Committee Meeting
Meeting topics included: DBH Director Update; Review and recommendation of the FFY2020 Block Grant Implementation Report priority areas, performance indicators and expenditures; Joint Committee Impact discussion on the current DBH 2017-2020 Strategic Plan progress and challenges that require additional improvement and activities for the upcoming needs assessment and planning for the next strategic plan.

April 23, 2020 Joint Committee Meeting
Just as the COVID-19 pandemic has affected state and local operations, closed workplaces and curtailed activities in many different areas of life, the Joint Committee is facing similar challenges. The April 23, 2020 meeting was cancelled due to concerns with travel and gathering for a public meeting during the pandemic.

August 20, 2020 Joint Committee Meeting

Continued concerns expressed by a majority of committee members about social distancing, travel and gathering as a body, as well as local health department area Directed Health Measures and virtual meeting requirements of the state Open Meetings Act has resulted in postponing the planned August 20, 2020 meeting. Communication with the Joint Committee has continued through alternative means such as instituting a DBH Key Partner/Stakeholder listserv to share information about DBH activities, operations and services.

The DBH web page URL for Joint Advisory Committee meeting agenda and minutes is: http://dhhs.ne.gov/Pages/Advisory-Committees-on-Mental-Health-and-Substance-Abuse.aspx

b) Has the Council successfully integrated substance misuse prevention and treatment or co-occurring disorder issues, concerns, and activities into its work?  
Yes ☐ No ☐

2. Is the membership representative of the service area population (e.g. ethnic, cultural, linguistic, rural, suburban, urban, older adults, families of young children)?

Yes ☐ No ☐

3. Please describe the duties and responsibilities of the Council, including how it gathers meaningful input from people in recovery, families, and other important stakeholders, and how it has advocated for individuals with SMI or SED.

Nebraska Revised Statute 71-814 (2) establishes the responsibilities and duties of the State Advisory Committee on Mental Health Services: "The committee shall be responsible to the division and shall (a) serve as the state's mental health planning council as required by Public Law 102-321, (b) conduct regular meetings, (c) provide advice and assistance to the division relating to the provision of mental health services in the State of Nebraska, including, but not limited to, the development, implementation, provision, and funding of organized peer support services, (d) promote the interests of consumers and their families, including, but not limited to, their inclusion and involvement in all aspects of services design, planning, implementation, provision, education, evaluation, and research, (e) provide reports as requested by the division, and (f) engage in such other activities as directed or authorized by the division."

Nebraska Revised Statute 71-815 (2) establishes the responsibilities and duties of the State Advisory Committee on Substance Abuse Services: "The committee shall be responsible to the division and shall (a) conduct regular meetings, (b) provide advice and assistance to the division relating to the provision of substance abuse services in the State of Nebraska, (c) promote the interests of consumers and their families, (d) provide reports as requested by the division, and (e) engage in such other activities as directed or authorized by the division."

Committee meetings include two opportunities (near the beginning and the end of meetings) for public comment regarding discussions and issues that are before the committees. Throughout the day, committee members are engaged in discussion of agenda items and following each topic committee members are asked for recommendations to the DBH regarding actions or next steps for the DBH to consider when moving forward in each respective area. All committee members have equal voice/vote in committee recommendations. Administrative staff from DBH, including representatives of the Office of Consumer Affairs, attend meetings to listen to committee discussion as well as public comment for a better understanding of committee perspective.

Meetings may include a lunch and learn presentation which typically revolves around individuals with lived experience sharing successes, barriers and challenges in their individual roads to recovery. This keeps the consumer perspective in front of the committee as well as DBH staff, and allows successes and challenges to have "face" to support the reality of challenges and to highlight active recovery experiences for those we serve.

Please indicate areas of technical assistance needed related to this section.

None at this time.

Additionaly, please complete the Advisory Council Members and Advisory Council Composition by Member Type forms.70

70There are strict state Council membership guidelines. States must demonstrate: (1) the involvement of people in recovery and their family members; (2) the ratio of parents of children with SED to other Council members is sufficient to provide adequate representation of that constituency in deliberations on the Council; and (3) no less than 50 percent of the members of the Council are individuals who are not state employees or providers of mental health services.

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Footnotes:
Environmental Factors and Plan

Advisory Council Members
For the Mental Health Block Grant, there are specific agency representation requirements for the State representatives. States MUST identify the individuals who are representing these state agencies.

State Education Agency
State Vocational Rehabilitation Agency
State Criminal Justice Agency
State Housing Agency
State Social Services Agency
State Health (MH) Agency.

Start Year: 2021 End Year: 2022

<table>
<thead>
<tr>
<th>Name</th>
<th>Type of Membership*</th>
<th>Agency or Organization Represented</th>
<th>Address, Phone, and Fax</th>
<th>Email (if available)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jennifer Alquicira (MH)</td>
<td>Individuals in Recovery (to include adults with SMI who are receiving, or have received, mental health services)</td>
<td>1014 Martha Street Omaha NE, 68108</td>
<td>PH: 402-905-1073</td>
<td><a href="mailto:jalquicira@unomaha.edu">jalquicira@unomaha.edu</a></td>
</tr>
<tr>
<td>Ashley Berg (SA)</td>
<td>Providers</td>
<td>2535 Country Club Avenue Omaha NE, 68104 PH: 515-298-0214</td>
<td><a href="mailto:aberg@sarpy.com">aberg@sarpy.com</a></td>
<td></td>
</tr>
<tr>
<td>Heather Bird (SA)</td>
<td>Providers</td>
<td>7149 North 163 Street Bennington NE, 68007 PH: 402-552-7461</td>
<td><a href="mailto:hbird@heartlandfamilyservice.org">hbird@heartlandfamilyservice.org</a></td>
<td></td>
</tr>
<tr>
<td>Mary Ann Borgeson (MH)</td>
<td>Others (Advocates who are not State employees or providers)</td>
<td>12503 Anne Street Omaha NE, 68137 PH: 402-444-6413</td>
<td><a href="mailto:Maryann.borgeson@douglascounty-ne.gov">Maryann.borgeson@douglascounty-ne.gov</a></td>
<td></td>
</tr>
<tr>
<td>Kenneth Beau Boryca (SA)</td>
<td>Providers</td>
<td>18923 Omaha NE, 68136 PH: 402-346-0902</td>
<td><a href="mailto:kboryca@nuihc.com">kboryca@nuihc.com</a></td>
<td></td>
</tr>
<tr>
<td>Jeffrey Courtier (SA)</td>
<td>Persons in recovery from or providing treatment for or advocating for SUD services</td>
<td>1413 16th Avenue Scottsbluff NE, 69361 PH: 308-632-6845</td>
<td><a href="mailto:jeff@therockne.com">jeff@therockne.com</a></td>
<td></td>
</tr>
<tr>
<td>Margaret Damme (MH)</td>
<td>Individuals in Recovery (to include adults with SMI who are receiving, or have received, mental health services)</td>
<td>6433 Havelock Avenue Lincoln NE, 68507 PH: 402-326-1875</td>
<td><a href="mailto:megd@freshstarthome.org">megd@freshstarthome.org</a></td>
<td></td>
</tr>
<tr>
<td>Suzanne Day (MH)</td>
<td>Family Members of Individuals in Recovery (to include family members of adults with SMI)</td>
<td>13106 Hamilton Street Omaha NE, 68154 PH: 402-699-5447</td>
<td><a href="mailto:Suzanne13106@hotmail.com">Suzanne13106@hotmail.com</a></td>
<td></td>
</tr>
<tr>
<td>To be appointed DHHS DBH Representative (MH)</td>
<td>State Employees</td>
<td>DHHS Div of Behavioral Health - LRC</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Lindy Foley (MH)</td>
<td>State Employees</td>
<td>Dept of Education, Office Voc Rehab</td>
<td>301 Centennial Mall South, 6th Floor Lincoln NE, 68509 PH: 402-471-3644</td>
<td><a href="mailto:lindy.foley@nebraska.gov">lindy.foley@nebraska.gov</a></td>
</tr>
<tr>
<td>Name</td>
<td>Role/Title</td>
<td>Address</td>
<td>Phone</td>
<td>Email</td>
</tr>
<tr>
<td>-----------------------</td>
<td>----------------------------------------------------------------------------</td>
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</tr>
<tr>
<td>Victor Gehrig</td>
<td>Persons in recovery from or providing treatment for or advocating for SUD services</td>
<td>304 East 9th Street Gordon NE, 69343</td>
<td>308-282-1101</td>
<td><a href="mailto:vgehrig@gpcom.net">vgehrig@gpcom.net</a></td>
</tr>
<tr>
<td>Jill Gregg</td>
<td>Providers</td>
<td>10310 North Osage Avenue Hastings NE, 68901</td>
<td>402-462-4677</td>
<td><a href="mailto:jillcgregg@hotmail.com">jillcgregg@hotmail.com</a></td>
</tr>
<tr>
<td>Laura Hart</td>
<td>State Employees</td>
<td>Dept of Econ Dev - Div Community and Housing</td>
<td>308-202-0177</td>
<td><a href="mailto:laura.hart@nebraska.gov">laura.hart@nebraska.gov</a></td>
</tr>
<tr>
<td>Jacob Hausman</td>
<td>Individuals in Recovery (to include adults with SMI who are receiving, or have received, mental health services)</td>
<td>8919 South 67 Street Papillion NE, 68133</td>
<td>402-371-2745</td>
<td><a href="mailto:hausman.jacob@gmail.com">hausman.jacob@gmail.com</a></td>
</tr>
<tr>
<td>Laurie Holman</td>
<td>State Employees</td>
<td>Nebraska Crime Commission</td>
<td>402-471-2259</td>
<td><a href="mailto:laurie.holman@nebraska.gov">laurie.holman@nebraska.gov</a></td>
</tr>
<tr>
<td>Jay Jackson</td>
<td>Persons in recovery from or providing treatment for or advocating for SUD services</td>
<td>30612 205th Avenue Columbus NE, 68601</td>
<td>402-562-3755</td>
<td><a href="mailto:jayjack@jackson-services.com">jayjack@jackson-services.com</a></td>
</tr>
<tr>
<td>Susan Jensen</td>
<td>Family Members of Individuals in Recovery (to include family members of adults with SMI)</td>
<td>15801 Cary Circle Omaha NE, 68136</td>
<td>402-618-7254</td>
<td><a href="mailto:blessed_6@msn.com">blessed_6@msn.com</a></td>
</tr>
<tr>
<td>C.J. Johnson</td>
<td>Providers</td>
<td>69 Willow Bend Marquette NE, 68854</td>
<td>402-441-4349</td>
<td><a href="mailto:cjj@region5systems.net">cjj@region5systems.net</a></td>
</tr>
<tr>
<td>Wendy Kaiser</td>
<td>Individuals in Recovery (to include adults with SMI who are receiving, or have received, mental health services)</td>
<td>804 Juniper Drive Papillion NE, 68046</td>
<td>402-885-0850</td>
<td><a href="mailto:wendykaiser16@gmail.com">wendykaiser16@gmail.com</a></td>
</tr>
<tr>
<td>Faithe Kroll</td>
<td>Providers</td>
<td>2 Colonial Lane Holdrege NE, 68949</td>
<td>308-995-6548</td>
<td><a href="mailto:faithe@holdregecounseling.com">faithe@holdregecounseling.com</a></td>
</tr>
<tr>
<td>Kristen Larsen</td>
<td>State Employees</td>
<td>DHHS Div Public Health</td>
<td>402-471-0143</td>
<td><a href="mailto:Kristen.Larsen@nebraska.gov">Kristen.Larsen@nebraska.gov</a></td>
</tr>
<tr>
<td>Angie Ludemann</td>
<td>State Employees</td>
<td>DHHS Div Children &amp; Family Services</td>
<td>402-471-9364</td>
<td><a href="mailto:angie.ludemann@nebraska.gov">angie.ludemann@nebraska.gov</a></td>
</tr>
<tr>
<td>Phyllis McCaul</td>
<td>Parents of children with SED/SUD</td>
<td>933 A Street Lincoln NE, 68502</td>
<td>402-441-4361</td>
<td><a href="mailto:pmccaul@region5systems.net">pmccaul@region5systems.net</a></td>
</tr>
<tr>
<td>Diana Meadors</td>
<td>Persons in recovery from or providing treatment for or advocating for SUD services</td>
<td>24224 Martin Avenue Valley NE, 68064</td>
<td>402-341-6220</td>
<td><a href="mailto:dmeadors@heartprograms.com">dmeadors@heartprograms.com</a></td>
</tr>
<tr>
<td>Kelli Means</td>
<td>Providers</td>
<td>1200 W Eisenhower Avenue Norfolk NE, 68701</td>
<td>402-885-0850</td>
<td><a href="mailto:kmeans@midtownhealthne.org">kmeans@midtownhealthne.org</a></td>
</tr>
<tr>
<td>Name</td>
<td>Title/Role Description</td>
<td>Address</td>
<td>Contact Information</td>
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<tr>
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<td></td>
</tr>
<tr>
<td>Ashley Pankonin (MH)</td>
<td>Parents of children with SED/SUD</td>
<td>33060 Road 769 Grant NE, 69140</td>
<td><a href="mailto:ashleypankonin@gmail.com">ashleypankonin@gmail.com</a></td>
<td></td>
</tr>
<tr>
<td>Amy Rhone (MH)</td>
<td>State Employees</td>
<td>301 Centennial Mall South, 6th Floor Lincoln NE, 68509</td>
<td><a href="mailto:amy.rhone@nebraska.gov">amy.rhone@nebraska.gov</a></td>
<td></td>
</tr>
<tr>
<td>Jodi Richards (MH)</td>
<td>Parents of children with SED/SUD</td>
<td>1307 8th Avenue Kearney NE, 68845</td>
<td><a href="mailto:jodilea1975@gmail.com">jodilea1975@gmail.com</a></td>
<td></td>
</tr>
<tr>
<td>Daniel Rutt (SA)</td>
<td>Persons in recovery from or providing treatment for or advocating for SUD services</td>
<td>835 South Burlington Street Hastings NE, 68901</td>
<td><a href="mailto:dan@reviveinc.org">dan@reviveinc.org</a></td>
<td></td>
</tr>
<tr>
<td>Angela Sattler (MH)</td>
<td>Individuals in Recovery (to include adults with SMI who are receiving, or have received, mental health services)</td>
<td>620 East 7th Street Cozad NE, 69130</td>
<td><a href="mailto:acartmill99@gmail.com">acartmill99@gmail.com</a></td>
<td></td>
</tr>
<tr>
<td>Carisa Schweitzer Masek (MH)</td>
<td>State Employees</td>
<td>Nebraska Medicaid &amp; Long-Term Care</td>
<td><a href="mailto:Carisa.SchweitzerMasek@nebraska.gov">Carisa.SchweitzerMasek@nebraska.gov</a></td>
<td></td>
</tr>
<tr>
<td>Randy See (SA)</td>
<td>Others (Advocates who are not State employees or providers)</td>
<td>Hall County Juvenile Services Grand Island NE, 68801</td>
<td><a href="mailto:randy.see@hallcountyne.gov">randy.see@hallcountyne.gov</a></td>
<td></td>
</tr>
<tr>
<td>Danielle Smith (MH)</td>
<td>Providers</td>
<td>6333 Glass Ridge Drive Lincoln NE, 68526</td>
<td><a href="mailto:dsmith@winitiative.org">dsmith@winitiative.org</a></td>
<td></td>
</tr>
<tr>
<td>Mary Thunker (MH)</td>
<td>Family Members of Individuals in Recovery (to include family members of adults with SMI)</td>
<td>8911 Decatur Street Omaha NE, 68114</td>
<td><a href="mailto:mthunker@gmail.com">mthunker@gmail.com</a></td>
<td></td>
</tr>
<tr>
<td>Martin Wells (MH)</td>
<td>Individuals in Recovery (to include adults with SMI who are receiving, or have received, mental health services)</td>
<td>3451 Dudley Street Lincoln NE, 68503</td>
<td><a href="mailto:mcwellshome@yahoo.com">mcwellshome@yahoo.com</a></td>
<td></td>
</tr>
</tbody>
</table>

*Council members should be listed only once by type of membership and Agency/organization represented.

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Footnotes:
## Environmental Factors and Plan

### Advisory Council Composition by Member Type

<table>
<thead>
<tr>
<th>Type of Membership</th>
<th>Number</th>
<th>Percentage of Total Membership</th>
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<tbody>
<tr>
<td><strong>Total Membership</strong></td>
<td>36</td>
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<td>Individuals in Recovery* (to include adults with SMI who are receiving, or have received, mental health services)</td>
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<tr>
<td>Family Members of Individuals in Recovery* (to include family members of adults with SMI)</td>
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<tr>
<td>Parents of children with SED/SUD*</td>
<td>3</td>
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<tr>
<td>Vacancies (Individuals and Family Members)</td>
<td>0</td>
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<tr>
<td>Others (Advocates who are not State employees or providers)</td>
<td>2</td>
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<tr>
<td>Persons in recovery from or providing treatment for or advocating for SUD services</td>
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<tr>
<td>Representatives from Federally Recognized Tribes</td>
<td>0</td>
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<tr>
<td><strong>Total Individuals in Recovery, Family Members &amp; Others</strong></td>
<td>19</td>
<td>52.78%</td>
</tr>
<tr>
<td>State Employees</td>
<td>8</td>
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<tr>
<td>Providers</td>
<td>8</td>
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<tr>
<td>Vacancies</td>
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<tr>
<td><strong>Total State Employees &amp; Providers</strong></td>
<td>17</td>
<td>47.22%</td>
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<tr>
<td>Individuals/Family Members from Diverse Racial, Ethnic, and LGBTQ Populations</td>
<td>0</td>
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<tr>
<td>Providers from Diverse Racial, Ethnic, and LGBTQ Populations</td>
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<tr>
<td><strong>Total Individuals and Providers from Diverse Racial, Ethnic, and LGBTQ Populations</strong></td>
<td>0</td>
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</tr>
<tr>
<td>Youth/adolescent representative (or member from an organization serving young people)</td>
<td>0</td>
<td></td>
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</tbody>
</table>

* States are encouraged to select these representatives from state Family/Consumer organizations or include individuals with substance misuse prevention, SUD treatment, and recovery expertise in their Councils.

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**Footnotes:**

OMB No. 0930-0168 Approved: 04/19/2019 Expires: 04/30/2022
Environmental Factors and Plan

22. Public Comment on the State Plan - Required

Narrative Question

**Title XIX, Subpart III, section 1941 of the PHS Act (42 U.S.C. § 300x-51)** requires, as a condition of the funding agreement for the grant, states will provide an opportunity for the public to comment on the state block grant plan. States should make the plan public in such a manner as to facilitate comment from any person (including federal, tribal, or other public agencies) both during the development of the plan (including any revisions) and after the submission of the plan to SAMHSA. The state should provide the permanent URL allowing SAMHSA and the public to view the state's Block Grant plan during plan development and after submission to SAMHSA.

Please respond to the following items:

1. Did the state take any of the following steps to make the public aware of the plan and allow for public comment?

   a) Public meetings or hearings?  
      ☐ Yes ☐ No

   b) Posting of the plan on the web for public comment?  
      ☐ Yes ☐ No

      If yes, provide URL:  
      http://dhhs.ne.gov/Pages/Behavioral-Health-Public-Participation.aspx

   c) Other (e.g. public service announcements, print media)  
      ☐ Yes ☐ No

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Footnotes:
22. Public Comment on the State Plan – Required – 2021 Block Grant Application
Behavioral Health Planning Council and Public Comment Process and Comment Summary

Comment on the State Plan - SAMHSA Combined FFY 2021 Block Grant Application

The Substance Abuse Mental Health Services Administration (SAMHSA) provides for a combined application for the Community Mental Health Services Block Grant (MHBG) and the Substance Abuse Prevention and Treatment Block Grant (SABG).

The Nebraska Department of Health and Human Services Division of Behavioral Health (DBH) invited public comment on the development and content of the Nebraska State Plan - SAMHSA Combined FFY 2021 Block Grant Application.

The Division of Behavioral Health administers, oversees, and coordinates the state’s public behavioral health system to address the prevention and treatment of mental health and substance use disorders. The Nebraska Behavioral Health Services Act is the enabling legislation which establishes the role of DBH as the chief behavioral health authority for the State of Nebraska. This legislation also established the State Advisory Committee on Mental Health Services and the State Advisory Committee on Substance Abuse Services. When meeting in joint session, the two advisory committees serve as a behavioral health advisory council.

The joint committee continues its active involvement in the state plan guiding the public behavioral health system by providing guidance to the DBH on the ongoing planning efforts that inform and shape implementation at State, regional, and local levels. This includes guiding review of behavioral health strategic plan initiatives, needs assessments, consumer surveys, Results-based Accountability, Continuous Quality Improvement and other efforts across the system. They also assist in prioritization of state planning activities in the state block grant application.

The DBH web page URL for Joint Advisory Committee meeting agenda and minutes is: [http://dhhs.ne.gov/Pages/Advisory-Committees-on-Mental-Health-and-Substance-Abuse.aspx](http://dhhs.ne.gov/Pages/Advisory-Committees-on-Mental-Health-and-Substance-Abuse.aspx)

Recent activities include:
<> April 4, 2019 Joint Committee Meeting
Meeting topics included: Transfer Technology Initiative grant with focus on crisis response and bed capacity in RBHA 6, SAMHSA and GAINS Center learning collaborative on competency restoration, Disaster Behavioral Health impact due to March storm events, Recommendations for budgeting training and technical assistance, Peer Support Certification activity, CFS presentation on Family First Prevention Services Act initiative, DBH Needs Assessment review of current and discussion on future needs.

<> August 29, 2019 Joint Committee Meeting
Meeting topics included: DBH Director Update; Nebraska Combined FFY 2020-2021 MH/SA Block Grant Application – Review and recommendations on the Needs Assessment, Application; and, Priority Areas; Disaster Behavioral Health Recovery activity of ISP and RSP.

<> November 14, 2019 Joint Committee Meeting
Meeting topics included: DBH Director Update; Review and recommendation of the FFY2020 Block Grant Implementation Report priority areas, performance indicators and expenditures; Joint
Committee Impact discussion on the current DBH 2017-2020 Strategic Plan progress and challenges that require additional improvement and activities for the upcoming needs assessment and planning for the next strategic plan.

<> April 23, 2020 Joint Committee Meeting

Just as the COVID-19 pandemic has affected state and local operations, closed workplaces and curtailed activities in many different areas of life, the Joint Committee is facing similar challenges. The April 23, 2020 meeting was cancelled due to concerns with travel and gathering for a public meeting during the pandemic.

<> August 20, 2020 Joint Committee Meeting

Continued concerns expressed by a majority of committee members about social distancing, travel and gathering as a body, as well as local health department area Directed Health Measures and virtual meeting requirements of the state Open Meetings Act has resulted in postponing the planned August 20, 2020 meeting. Communication with the Joint Committee has continued through alternative means such as instituting a DBH Key Partner/Stakeholder listserv to share information about DBH activities, operations and services.

No comments on the draft block grant application were submitted by members of the Joint Advisory Committee. Members of the Joint Advisory Committee and more than 1,660 individuals, representing 145 private, non-profit entities, public associations and governmental organizations received invitations to review and comment on the block grant application. There are no formal recommendations from the Joint Advisory Committee due to the postponement of the August 20, 2020 meeting due to COVID-related concerns of assembling the committee.

On August 20 and 21, 2020, email notices were sent to DBH audiences and Listserv groups inviting inspection and comment on the draft application. More than 1,660 individuals and 145 organizations received the email directly, including members of the State Advisory Committee on Mental Health Services and the State Advisory Committee on Substance Abuse Services, state Prevention Advisory Council, state Peer People's Council, Family Organizations, Certified Peer Specialists, Regional Behavioral Health Authorities, NBHS Network Providers, the four federally recognized tribes in Nebraska and partner state, regional, and local agencies. The email notice is below.

-Start Notice-

Nebraska FFY2021 SAMHSA Combined Mental Health and Substance Abuse Block Grant Mini-Application Available for Public Comment

We invite you to review and provide Public Comment on the Nebraska DHHS Division of Behavioral Health draft grant application for SAMHSA FFY 2021 Combined Mental Health and Substance Abuse Block Grant. This is the second year application of the two year block grant application cycle for FFY 2020-2021 and is a “Mini-Application.” The application and background materials are available for your review; links to the documents are included in the announcement that follows.

Please be aware we will be sending out emails to multiple contact lists and list serves so we apologize in advance if you receive multiple copies of this e-mail.
Nebraska has been invited to submit an application to the Federal Substance Abuse Mental Health Services Administration (SAMHSA) for the Combined FFY 2021 Block Grant Application for Community Mental Health Services Block Grant (MHBG) and the Substance Abuse Prevention and Treatment Block Grant (SAPTBG). Application invitation by SAMSHA is authorized by the MHBG program section 1911 of Title XIX, Part B, Subpart I and III of the Public Health Service (PHS) Act and the SAPTBG program section 1921 of Title XIX, Part B, Subpart II and III of the Public Health Service (PHS) Act.

Public Comment is welcomed on Nebraska State Application for SAMHSA Combined FFY 2021 MHBG and SAPTBG. The application is due September 1, 2020. Opportunities to review and comment on this application include:

- The draft application is posted to the Division of Behavioral Health website: http://dhhs.ne.gov/Pages/behavioral-health-public-participation.aspx.
  Direct URL: http://dhhs.ne.gov/Documents/Combined-MH%26SA-BG-ForCommentPublish082020.pdf
- Comment may be submitted by clicking on the posted email link to john.trouba@nebraska.gov.
- Please submit comments by 5:00pm CST on August 28, 2020.
- The completed application will be posted to the above website after submission.
- Links to DBH reference documents:
  Nebraska Behavioral Health Needs Assessment  
  DBH Strategic Plan 2017-2020
- Written comments will be accepted by US Mail or e-mail sent to the Nebraska Department of Health and Human Services, Division of Behavioral Health. Please send written comments to:
  John Trouba, Federal Aid Administrator
  John.Trouba@nebraska.gov
  Nebraska Department of Health and Human Services
  Division of Behavioral Health
  301 Centennial Mall South, 3rd Floor
  PO Box 95026
  Lincoln, NE 68509-5026

DBH received one comment from the public during the August 20 - August 28, 2020 public comment period and on-line posting of draft block grant application. The comment was a question about eligibility for block grant funds to which a response was provided with information about the block grant programs purposes and funding opportunity eligibility.

No additional comments were received via other media up to the time of grant submission. Once the application is submitted via WebBGAS, a copy of the submitted application will be uploaded to replace the draft application on the DBH website page http://dhhs.ne.gov/Pages/behavioral-health-public-participation.aspx.
Environmental Factors and Plan

23. Syringe Services (SSP)

Narrative Question:

The Substance Abuse Prevention and Treatment Block Grant (SABG) restriction\(^1\) on the use of federal funds for programs distributing sterile needles or syringes (referred to as syringe services programs (SSP)) was modified by the Consolidated Appropriations Act, 2018 (P.L. 115-141) signed by President Trump on March 23, 2018\(^3\).

Section 520. Notwithstanding any other provisions of this Act, no funds appropriated in this Act shall be used to purchase sterile needles or syringes for the hypodermic injection of any illegal drug: Provided, that such limitation does not apply to the use of funds for elements of a program other than making such purchases if the relevant State or local health department, in consultation with the Centers for Disease Control and Prevention, determines that the State or local jurisdiction, as applicable, is experiencing, or is at risk for, a significant increase in hepatitis infections or an HIV outbreak due to injection drug use, and such program is operating in accordance with State and local law.

A state experiencing, or at risk for, a significant increase in hepatitis infections or an HIV outbreak due to injection drug use, (as determined by CDC), may propose to use SABG to fund elements of an SSP other than to purchase sterile needles or syringes. States interested in directing SABG funds to SSPs must provide the information requested below and receive approval from the State Project Officer. Please note that the term used in the SABG statute and regulation, intravenous drug user (IVDU) is being replaced for the purposes of this discussion by the term now used by the federal government, persons who inject drugs (PWID).

States may consider making SABG funds available to either one or more entities to establish elements of a SSP or to establish a relationship with an existing SSP. States should keep in mind the related PWID SABG authorizing legislation and implementing regulation requirements when developing its Plan, specifically, requirements to provide outreach to PWID, SUD treatment and recovery services for PWID, and to routinely collaborate with other healthcare providers, which may include HIV/STD clinics, public health providers, emergency departments, and mental health centers\(^4\). SAMHSA funds cannot be supplanted, in other words, used to fund an existing SSP so that state or other non-federal funds can then be used for another program.

In the first half of calendar year 2016, the federal government released three guidance documents regarding SSPs\(^5\): These documents can be found on the Hiv.gov website: https://www.hiv.gov/federal-response/policies-issues/syringe-services-programs.


2. Centers for Disease Control and Prevention (CDC) Program Guidance for Implementing Certain Components of Syringe Services Programs, 2016 The Centers for Disease Control and Prevention, National Center for HIV/AIDS, Viral Hepatitis, STD and TB Prevention, Division of Hepatitis Prevention http://www.cdc.gov/hiv/pdf/risk/cdc-hiv-syringe-exchange-services.pdf,

3. The Substance Abuse and Mental Health Services Administration (SAMHSA)-specific Guidance for States Requesting Use of Substance Abuse Prevention and Treatment Block Grant Funds to Implement SSPs http://www.samhsa.gov/sites/default/files/grants/ssp-guidance-state-block-grants.pdf,

Please refer to the guidance documents above and follow the steps below when requesting to direct FY 2021 funds to SSPs.

- **Step 1** - Request a Determination of Need from the CDC
- **Step 2** - Include request in the FFY 2021 Mini-Application to expend FFY 2020 - 2021 funds and support an existing SSP or establish a new SSP
  - Include proposed protocols, timeline for implementation, and overall budget
  - Submit planned expenditures and agency information on Table A listed below
- **Step 3** - Obtain State Project Officer Approval

Future years are subject to authorizing language in appropriations bills.
Section 1923 (b) of Title XIX, Part B, Subpart II of the PHS Act (42 U.S.C. § 300x-23(b)) and 45 CFR § 96.126(e) requires entities that receive SABG funds to provide substance use disorder (SUD) treatment services to PWID to also conduct outreach activities to encourage such persons to undergo SUD treatment. Any state or jurisdiction that plans to re-obligate FY 2020-2021 SABG funds previously made available such entities for the purposes of providing substance use disorder treatment services to PWID and outreach to such persons may submit a request via its plan to SAMHSA for the purpose of incorporating elements of a SSP in one or more such entities insofar as the plan request is applicable to the FY 2020-2021 SABG funds and is consistent with guidance issued by SAMHSA.

Section 1931(a)(1)(F) of Title XIX, Part B, Subpart II of the Public Health Service (PHS) Act (42 U.S.C.§ 300x-31(a)(1)(F)) and 45 CFR § 96.135(a)(6) explicitly prohibits the use of SABG funds to provide PWID with hypodermic needles or syringes so that such persons may inject illegal drugs unless the Surgeon General of the United States determines that a demonstration needle exchange program would be effective in reducing injection drug use and the risk of HIV transmission to others. On February 23, 2011, the Secretary of the U.S. Department of Health and Human Services published a notice in the Federal Register (76 FR 10038) indicating that the Surgeon General of the United States had made a determination that syringe services programs, when part of a comprehensive HIV prevention strategy, play a critical role in preventing HIV among PWID, facilitate entry into SUD treatment and primary care, and do not increase the illicit use of drugs.

Division H Departments of Labor, Health and Human Services and Education and Related Agencies, Title V General Provisions, Section 520 of the Consolidated Appropriations Act, 2018 (P.L. 115-141)

Section 1924(a) of Title XIX, Part B, Subpart II of the PHS Act (42 U.S.C. § 300x-24(a)) and 45 CFR § 96.127 requires entities that receive SABG funds to routinely make available, directly or through other public or nonprofit private entities, tuberculosis services as described in section 1924(b)(2) of the PHS Act to each person receiving SUD treatment and recovery services.

Section 1924(b) of Title XIX, Part B, Subpart II of the PHS Act (42 U.S.C. § 300x-24(b)) and 45 CFR 96.128 requires “designated states” as defined in Section 1924(b)(2) of the PHS Act to set-aside SABG funds to carry out 1 or more projects to make available early intervention services for HIV as defined in section 1924(b)(7)(B) at the sites at which persons are receiving SUD treatment and recovery services.

Section 1928(a) of Title XXI, Part B, Subpart II of the PHS Act (42 U.S.C. 300x-28(c)) and 45 CFR 96.132(c) requires states to ensure that substance abuse prevention and SUD treatment and recovery services providers coordinate such services with the provision of other services including, but not limited to, health services.

Department of Health and Human Services Implementation Guidance to Support Certain Components of Syringe Services Programs, 2016 describes an SSP as a comprehensive prevention program for PWID that includes the provision of sterile needles, syringes and other drug preparation equipment and disposal services, and some or all the following services:

- Comprehensive HIV risk reduction counseling related to sexual and injection and/or prescription drug misuse;
- HIV, viral hepatitis, sexually transmitted diseases (STD), and tuberculosis (TB) screening;
- Provision of naloxone (Narcan?) to reverse opiate overdoses;
- Referral and linkage to HIV, viral hepatitis, STD, and TB prevention care and treatment services;
- Referral and linkage to hepatitis A virus and hepatitis B virus vaccinations; and
- Referral to SUD treatment and recovery services, primary medical care and mental health services.

Centers for Disease Control and Prevention (CDC) Program Guidance for Implementing Certain Components of Syringe Services Programs, 2016 includes a description of the elements of an SSP that can be supported with federal funds.

- Personnel (e.g., program staff, as well as staff for planning, monitoring, evaluation, and quality assurance);
- Supplies, exclusive of needles/syringes and devices solely used in the preparation of substances for illicit drug injection, e.g., cookers;
- Testing kits for HCV and HIV;
- Syringe disposal services (e.g., contract or other arrangement for disposal of bio- hazardous material);
- Navigation services to ensure linkage to HIV and viral hepatitis prevention, treatment and care services, including antiretroviral therapy for HCV and HIV, pre-exposure prophylaxis, post-exposure prophylaxis, prevention of mother to child transmission and partner services; HAV and HBV vaccination, substance use disorder treatment, recovery support services and medical and mental health services;
• Provision of naloxone to reverse opioid overdoses

• Educational materials, including information about safer injection practices, overdose prevention and reversing an opioid overdose with naloxone, HIV and viral hepatitis prevention, treatment and care services, and mental health and substance use disorder treatment including medication-assisted treatment and recovery support services;

• Condoms to reduce sexual risk of sexual transmission of HIV, viral hepatitis, and other STDs;

• Communication and outreach activities; and

• Planning and non-research evaluation activities.
Nebraska Department of Health and Human Services Division of Behavioral Health does not use SABG or state funds to support elements of any Syringe Services Program.
## Environmental Factors and Plan

### Syringe Services (SSP) Program Information-Table A

<table>
<thead>
<tr>
<th>Syringe Services Program SSP Agency Name</th>
<th>Main Address of SSP</th>
<th>Planned Dollar Amount of SABG funds used for SSP</th>
<th>SUD Treatment Provider</th>
<th># Of Locations (include mobile if any)</th>
<th>Narcan Provided</th>
</tr>
</thead>
<tbody>
<tr>
<td>No Data Available</td>
<td></td>
<td></td>
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<td></td>
<td></td>
</tr>
</tbody>
</table>

**Footnotes:**
The State of Nebraska does not have a State Project Officer approved plan to repurpose SAPTBG funds for an SSP and does not use SAPTBG funds for this purpose.