What Now?!

Changes and trends related to Federal Grants and State Grants

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New Grant Opportunities

At the State Level



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Cyber Security

- Ch. 2026 -115, Laws of Florida
  - Creating within Florida Digital Service the Local Government Cybersecurity Protection Program
  - The program is a grant program to assist eligible local governments in mitigating and defending against cybersecurity threats. (limited time only July 1, 2026 – July 1, 2031).

https://www.digital.fl.gov/resources/florida_local_government_cybersecurity_protection_program

Internet Crimes Against Children Grant Program

- Effective July 1, 2026
- CS/SB 656 amends s. 943.0411, F.S., to change the Online Sting Operations Grant Program for local law enforcement to the "Internet Crimes Against Children Grant Program" to award grants to local law enforcement affiliates to support their work to combat online child exploitation and to target individuals preying upon children online or attempting to prey upon children online.
- The funds may be used only to support the administration and activities of law enforcement agencies in their efforts to combat Internet crimes against children. Money appropriated to the program must be distributed with eighty percent divided equally among the task forces and twenty percent to the FDLE.

https://ojjdp.ojp.gov/programs/internet-crimes-against-children-task-force-program

Nature-based Solutions for Improving Coastal Resilience

- Ch. 2026-1, Laws of Florida
- FDEP to produce a program by January 1, 2027 and rule making for the permitting and incentivization (including grants to local governments) of nature-based methods of improving and promoting coastal resiliency.
- Examples of nature-based methods of coastal resiliency include: mangrove replanting and hydrological restoration programs; restoration of oyster reefs, salt marshes, seagrass beds, and coral reefs, and protection of barrier and spoil islands.

New DEI Certification on Grants

New Florida Law



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Ch. 2026-43, Laws of Florida

- Requires that recipients of local government contracts or grants must certify to the local government BEFORE entering into the grant or contract that it does not and will not use local government funds in requiring its employees, contractors, volunteers, vendors, or agents to ascribe to, study, or be instructed using materials relating to diversity, equity, and inclusion.

New FDEM standardizations



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The Florida Recovery Obligation Calculation (F-ROC)

- A new initiative, sponsored by the Florida Division of Emergency Management (FDEM), that standardizes, streamlines, and simplifies the Public Assistance process when there is an emergency or disaster.

https://www.floridadisaster.org/froc/

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New Federal Revisions

Code of Federal Regulations changes overhauling the Uniform Guidance and cleaning up DEI inconsistencies between the CFR and Executive Orders

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2 CFR Part 200 – Uniform Guidance Overhaul

- Proposed rule published May 29, 2026 to rewrite 2 CFR Part 200 – the Uniform Guidance. Docket No. OMB-2026-0034; Federal Register No. 2026-10817.
- This is the largest revision to federal grant rules since the Uniform Guidance was first published in 2013.
- "OMB is proposing revisions that would improve transparency, accountability, and oversight for Federal awards across the Federal Government. This includes ensuring that American tax dollars are not wasted or misused, activities performed under Federal awards are consistent with law and policy, and recipients are held accountable when they fail to meet relevant standards. The revisions also aim to ensure that basic American principles of equality and equal opportunity are upheld throughout all stages of the award making process and that unlawful discrimination is no longer permitted." Summary from OMB_2026-0034

2 CFR Part 200 revisions continued

- On Sept 1, Congress passed a Fiscal Year (FY) 2027 Continuing Resolution (CR) (H.R. 6500), which includes language postponing the implementation of OMB's proposed rewrite of the Uniform Guidance (2 CFR Part 200) until Dec. 11.
- The impact of the rule would be on every county or city that receives, administers, or passes through federal grant funding.
- Broad overview of the changes:
  - Expansion on Discretionary Enforcement and Termination – "no longer in national interest";
  - Multi-year awards;
  - Risk evaluations are changing;
  - New grant conditions;
  - Do Not Pay System.

Revisions to 41 CFR Part 60-1, Equal Opportunity Clauses

- August 21, 2026, Department of Labor proposed a Rules which will go into effect on October 26, 2026, the rule, rescinds all of 41 CFR Parts 60-1 equal opportunity clauses. Federal Register 2026-54444; Docket No. OFCCP-2025-0001. Reasoning is that it is considered affirmative actions and are therefore considered illegal discrimination.

Updates in case law related to Federal Grants

The extent the Federal Agencies can condition grants established by Congressional lawmaking was challenged several times in the last year.

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Conditions on Grant Funding

- Issue: Where the U.S. Congress through lawmaking has established grant programs, can federal agencies condition the receipt of those grant program funds they administer on things that go beyond that which is established by Congress, examples include: requiring implementation of new immigration or elections policies for Federal Disaster Emergency Public Assistance and other FEMA grant funding.

Cases of interest

- State of Illinois v. Federal Emergency Management Agency, 1:25-cv-00206, (D.R.I.)
- METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY, TENNESSEE v. U.S. DEPARTMENT OF HOMELAND SECURITY, 1:26-cv-02886, (D.D.C.)
- City of Fresno v. Noem, 3:26-cv-01535, (N.D. Cal.)
- State of Illinois v. Federal Emergency Management Agency, 1:26-cv-00485, (D.R.I.)

Questions



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