

# **POLICY: 5.2.7**

## **Remedies for Program Non-Compliance within Adult Education Programs**

**Revised:**

**Last Reviewed:** October 3, 2022.

**Adopted:** September 2, 2021.



### **POLICY**

Suppose the Office of Adult Education determines that an adult education program sub-recipient is out of compliance with any federal or state statutes, regulations, or the terms and conditions of the grant award. In that case, it may impose additional conditions to remedy the area(s) of non-compliance. On the other hand, suppose the Office of Adult Education determines that non-compliance cannot be remedied by imposing additional conditions. In that case, it may take one or more of the following actions as appropriate for the circumstance:

- a. Temporarily withhold cash payments until the sub-recipient corrects the area of non-compliance;
- b. Disallow the use of funds for all or part of the cost of the activity or action not in compliance;
- c. Wholly or partly suspend or terminate the Federal award;
- d. Withhold further awards for the project or program;
- e. Take other remedies that may be legally available.

If the Office of Adult Education takes any of the above actions to remedy the non-compliance, the sub-recipient can appeal the decision. The Office of Adult Education will establish the process for appealing a decision related to remedying non-compliance.

### **RELATED AUTHORITY**

- O.C.G.A. § 20-4-11 – Powers of Board.
- O.C.G.A. § 20-4-14 – TCSG Established; Powers and Duties.
- Title II of the Workforce Innovation & Opportunity Act.
- 2 CFR § 200.208 – Specific conditions.
- 2 CFR § 200.339 – Remedies for non-compliance.
- 2 CFR § 200.340 – Termination.
- 2 CFR § 200.342 – Opportunities to object, hearings, and appeals.