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## WATER RESOURCES DEVELOPMENT PROJECT GRANT PROGRAM

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State Authorization: G.S. 143-215.70-.73

NC Department of Environmental Quality  
Division of Water Resources

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The auditor should not consider the Supplement to be “safe harbor” for identifying audit procedures to apply in an engagement, but the auditor should be prepared to justify departures from the suggested procedures. The auditor can consider the supplement a “safe harbor” for identification of compliance requirements to be tested if the auditor performs reasonable procedures to ensure that the requirements in the Supplement are current.

The grantor agency may elect to review audit working papers to determine that audit tests are adequate.

Auditors may request documentation of monitoring visits by the State Agencies.

### I. PROGRAM OBJECTIVES

The purpose of the Water Resources Development Project Grant Program (WRDG) is to provide cost-share grants and technical assistance to local governments sponsors of federal and non-federal water resources projects throughout the state. The General Statute authorizing this program specifies the eight categories of eligible projects and the maximum percentage of the total cost that the State can award to local government sponsors for each category. Eligible categories include general navigation, recreation navigation, water management, stream restoration, protection of privately owned beaches, water-based recreation sites, aquatic weed control and stream restoration projects cost share funded through the Natural Resources Conservation Service Environmental Quality Incentives Program (EQIP). The Administrative Code also specifies that a preliminary feasibility or engineering study is eligible for cost share funding under certain circumstances. See G.S. 143-215.71 and 15A NCAC 02G.0103.

For simplicity navigation and other coastal projects are collectively referred to as *Coastal Infrastructure Projects* and include Shallow Draft Navigation (DSNF) and Coastal Storm Damage Mitigation Fund (CSDM) projects. Non-navigation projects are collectively referred to as *State & Local Projects* and include EQIP projects.

NOTE: During their 2020 Session The NC General Assembly placed a 50% matching limit on the WRDG award of non-federal funds per the ratification of SL 2020-79, Section 11. (f). This provision was removed this provision for EQIP projects per ratification of SL 2021-108, Section 1. These limits will remain in place until rescinded.

## II. PROGRAM PROCEDURES

The NC Department of Environmental Quality (DEQ) prepares a six-year water resources development plan as required by G.S. 143-215.73A. The plan lists and describes all projects based on their status and category. DEQ then assigns a priority to each project within one of the five categories for the next fiscal year, using the criteria given in G.S. 143-215.73A. DEQ may recommend no funding of certain projects for the upcoming fiscal year. The Director of the Budget, the Governor, then sends this plan to the General Assembly. He/she also sends with that plan a list of those projects to be included in his/her recommended biennial budget or in his/her recommended revised budget for the second year of the biennium. The General Assembly, if it desires to do so, then funds projects based on this plan from the Capital Improvements section of the State Budget. DEQ then notifies local government sponsors of the projects that were approved by the General Assembly and those that were not approved. In the special conditions attached to the capital appropriation for water resources development projects, the General Assembly normally allows DEQ to adjust the allocations among projects where the actual costs are different from the costs estimated in the Water Resources Development Plan. Excess funds that cannot be used during the current fiscal year are allowed to be reallocated to other projects, including for State-Local (with no federal funding) projects. Local government sponsors of State-Local and NRCS-EQIP projects are asked to submit grant applications by June 30 and December 31 of each fiscal year. If there are sufficient grant funds available, up to two grant cycles for State-Local projects occur each fiscal year, with awards announced in the fall and spring. The steps to determine which of these local sponsors receive funding are as follows:

- DEQ determines the amount of funds, including excess funds, available for State-Local projects.
- DEQ ranks State-Local projects using the criteria in G.S. 143-215.72.
- DEQ awards grants to as many of the top-ranked projects as funds will allow.

The Shallow Draft Navigation fund ((SDNF) 143-215.73F) is a revolving receipt-based fund that accepts applications throughout the year. The steps to determine which of these local sponsors receive funding are as follows:

- DEQ determines the amount of funds, including excess funds, available for SDNF Projects.
- DEQ ranks reviews the projects using the criteria in G.S. 143-215.72 and the SDNF guidelines to determine eligibility.
- DEQ awards grants as funds will allow.

The Coastal Storm Damage Mitigation Fund ((CSDM) 143-215.73M) is not permanently funded but DEQ will accept applications when funds are available. Historically the application period in one time per year. The steps to determine which of the local sponsors will receive Coastal Storm Damage Mitigation funding are as follows:

- DEQ determines the amount of funds available for CSDM projects.
- DEQ scores CSDM projects using the criteria in G.S. 143-215.72 and the CSDM guidelines of Environmental Benefits/Mitigation Measures, Social Benefits, Economic Benefits, Expected useful life of project, Financial Resources, and Project Efficiency.
- DEQ awards grants to as many of the top-ranked projects as funds will allow.

### III. COMPLIANCE REQUIREMENTS

Noted below in the following matrix are the types of compliance requirements that are applicable to the federal program. These Types are determined by the NCDEQ/NCDAQ noted by "Y."

If the Matrix indicates "Y," the auditor must determine if a particular type of compliance requirement has a direct and material effect on the State program for the auditee.

1	2	3	4	5	6	7	8	9	10	12	13	14
Activities Allowed or Unallowed	Allowable Costs/Cost Principles	Cash Management	Conflict of Interest	Eligibility	Equipment/ Real Property Management	Matching, Level of Effort, Earmarking	Period of Performance	Procurement Suspension & Debarment	Program Income	Reporting	Subrecipient Monitoring	Special Tests and Provisions
Y	Y	N	Y	N	Y	Y	Y	Y	N	Y	N	N

#### 1. Activities Allowed or Unallowed

##### **Compliance Requirements**

State funds can only be granted to local government sponsors for the eligible purposes found in G. S. 143-215.71 and 15A NCAC 02G.0102.

##### **Audit Objectives**

Determine whether local governments spent funds only for the eligible purposes.

##### **Suggested Audit Procedures**

Auditor should review project application, award notice, and test expenditures and related reports.

#### 2. Allowable Costs/Cost Principles

##### **Compliance Requirements**

Only allowable costs for the approved project are eligible to be cost-shared.

##### **Audit Objectives**

Determine whether the documented costs are project related.

##### **Suggested Audit Procedures**

Check that all items in project invoices apply to the approved project.

#### 4. Conflict of Interest

##### **Compliance Requirements**

All local governments are required to comply with G.S. 14-234.

##### **Audit Objectives**

Make sure recipient adhered to its conflict-of-interest policy.

**Suggested Audit Procedures**

Verify existence of a written policy.

5. Eligibility

Eligibility is determined during review of project prior to grant award and then again during post-project inspection prior to grant payment. There is no need for the CPA to do further testing.

6. Equipment and Real Property Management

**Compliance Requirements**

If a piece of equipment is bought as a part of a project, grant recipient must determine and document the salvage value of that equipment at the completion of the project.

**Audit Objectives**

Ensure that salvage value of equipment is accounted for in final grant payment.

**Suggested Audit Procedures**

Check that salvage value of equipment is subtracted from total project cost.

7. Matching

**Compliance Requirements**

Local government sponsor must document required amount of local match, either in cash or in in-kind services

**Audit Objectives**

Make sure grant recipient has provided local match.

**Suggested Audit Procedures**

Check that the amount of documented local match equals or exceeds that which is required by the amount of the State grant.

Level of Effort – Not Applicable

Earmarking – Not Applicable

8. Period of Performance

**Compliance Requirements**

State funds are made available over the fiscal year in which the grant was made plus one additional fiscal year. Funds may be extended beyond that period if the recipient requests such an extension in writing, and the Division of Water Resources (DWR) approves it in writing.

**Audit Objectives**

Determine whether State funds were obligated within the period of availability and obligations were liquidated within the required time period.

**Suggested Audit Procedures**

1. Review the award documents and document the availability period.
2. Test a sample of transactions that were recorded during the period of availability and verify that the underlying obligations occurred within the period of availability.
3. Test a sample of transactions charged to the State award after the end of the period of

availability and verify that the underlying obligations occurred within the period of availability and that the liquidation (payment) was made within the allowed time period.

9. Procurement and Suspension and Debarment

Procurement:

**Compliance Requirements**

Follow State procurement guidelines as found in G. S. 143, Article 3.

**Audit Objectives**

Determine whether procurements were made in compliance with applicable laws, regulations, statutes, or other provisions.

**Suggested Audit Procedures**

Test procurements, or a sample of them, to ascertain whether guidelines were followed.

12. Reporting

**Compliance Requirements**

Grant recipients should follow the appropriate funding program guidelines and budget used at the time of application. Unless modifications have been approved by DWR in writing, these expenditures should match those shown in the project application.

**Audit Objectives**

Determine whether the guidelines have been followed, with supporting documentation (invoices, etc.), to report eligible expenditures and determine whether all expenditures were included in project application.

**Suggested Audit Procedures**

Compare submission of reports with the guidelines and compare expenditures with those in project application.