

Notice Of Funding Availability (NOFA) & Program Guidelines

TRIBAL HOUSING PRE-DEVELOPMENT FUND

SUBSIDIARY PROGRAM OF THE
AFFORDABLE HOUSING AND SUSTAINABLE COMMUNITIES
(AHSC) PROGRAM

Administered by the California Strategic Growth Council
Funded by California Climate Investments



CALIFORNIA
STRATEGIC
GROWTH
COUNCIL



**THIS IS A PUBLIC DRAFT DOCUMENT SEEKING FEEDBACK FROM
INTERESTED PARTIES.**

Please send any comments, questions or feedback to
Tribalinfo@sgc.ca.gov no later than April 6, 2026.

Please check <https://sgc.ca.gov/grant-programs/tribalpd/> for details on public workshops during the comment period.

Published on: Jan. 5, 2026

Table of Contents

1.	Program Overview	3
1.1.	Program Priorities.....	3
1.2.	Applicable Laws.....	4
1.3.	Timeline	6
1.4.	Funds Available	7
2.	Program Requirements.....	7
2.1.	Eligible Applicants.....	7
2.2.	Eligible Uses.....	8
2.3.	Program Deadlines	9
2.4.	Documentation & Reporting Requirements.....	9
2.5.	Data Sovereignty/Confidentiality Requirement	9
3.	Application Process	10
3.1.	Application Submission.....	10
3.2.	Selection Criteria	11
3.3.	Award Process.....	11
4.	Post-Award Process.....	12
4.1.	Grant Agreement	12
4.2.	Limited Waiver of Sovereign Immunity.....	12
4.3.	Invoicing and Reporting.....	13
4.4.	Reimbursement of Eligible Costs.....	15
4.5.	Advance Pay Option	15
4.6.	Disbursements and Accounting of Funds.....	16
4.7.	Non-Performance and Non-Compliance	16
4.8.	Audits and Record Retention	17
5.	Additional Information.....	17

1. Program Overview

The Tribal Housing Pre-Development Fund (herein after referred to as Fund) is a grant program that provides funding to support pre-development activities related to affordable housing to people from California Native American Tribes (listed on the Native American Heritage Commission [NAHC] Contact List), Tribal entities, or other indigenous backgrounds (please see Eligible Applicants section). The Fund is administered by the California Strategic Growth Council (SGC) and aims to increase preparedness to build housing by providing funding for planning, design, and construction activities necessary to be eligible for other state-funded affordable housing programs. This is a non-competitive grant program, and applications will be accepted on an ongoing basis. Both federally recognized and federally unrecognized Tribes are encouraged to apply.

The Fund is one of two grants currently being offered exclusively to Tribal entities by SGC. Tribal entities may also apply to Round 2 of the Tribal Capacity Building Program, which funds staff salaries and activities that advance Tribes' housing- and climate-related work. Activities may include planning, securing funding for, and implementing housing projects and related efforts to advance climate mitigation, adaptation, and resilience.

1.1. Program Priorities

The Fund's priority is to assist Tribal entities interested in building affordable housing to access other state-funded affordable housing programs. The Tax Credit Allocation Committee created the first set-aside, or first state funding opportunity, that Tribal entities were eligible to apply for in 2014. Given that Tribal entities have only recently been able to access state housing resources, there are significant gaps in funding, and it is critical that the state find ways to address those gaps. The SGC created the Tribal Capacity Building and Tribal Housing Pre-Development Programs to provide flexible funding that is responsive to the diverse needs of people from Tribal backgrounds.

The SGC's outreach with Tribal leaders (pending) and agencies that serve Tribes has identified that there is not enough grant funding for pre-development activities, which has created a significant barrier for Tribes to access state housing programs, specifically the Affordable Housing and Sustainable Communities Program. This program is intended to support architectural, appraisal and engineering activities, as well as legal or other consulting costs and fees that are necessary to build affordable housing. The Fund may also support costs

associated with site acquisition or site preparation for construction, including surveying, grading, and mitigation. Additional eligible uses include design and installation of housing-related infrastructure such as sewer, street, or electric utilities necessary to support an affordable housing project. The Fund may support community engagement, community needs assessments, or other related activities intended to establish a project plan that is responsive to the needs of the community. The Fund may also support staff training and development needed to carry out any pre-development activities.

The Fund will accept applications from California federally recognized and non-federally recognized Tribes on an ongoing basis, with awards made at a public meeting of SGC. The Fund will attempt to distribute funds to projects co-located throughout the State of California to achieve some level of geographic diversity when possible.

1.2. Applicable Laws

Division 44, Part 1, Chapter 2 of the California Public Resources Code (PRC) (commencing with Section 75200) establishes the Affordable Housing and Sustainable Communities (AHSC) Program.

Per the California Public Resources Code (Sec. 75210), the purpose of AHSC is to reduce greenhouse gas emissions through projects that implement land use, housing, transportation, and agricultural land preservation practices to support infill and compact development, and that support related and coordinated public policy objectives, including the following:

- a) Reducing air pollution.
- b) Improving conditions in disadvantaged communities.
- c) Supporting or improving public health and other co-benefits as defined in Section 39712 of the Health and Safety Code.
- d) Improving connectivity and accessibility to jobs, housing, and services.
- e) Increasing options for mobility, including the implementation of the Active Transportation Program established pursuant to Section 2380 of the Streets and Highways Code.
- f) Increasing transit ridership.
- g) Preserving and developing affordable rental and owner-occupied housing for lower income households, as defined in Section 50079.5 of the Health and Safety Code.
- h) Protecting agricultural lands to support infill development.

The California Public Resource Code (Sec. 75211) further states that to be eligible for funding pursuant to the program, a project shall do all of the following:

- Demonstrate that it will achieve a reduction in greenhouse gas emissions.
- Support implementation of an adopted or draft sustainable communities strategy or, if a sustainable communities strategy is not required for a region by law, a regional plan that includes policies and programs to reduce greenhouse gas emissions.
- Demonstrate consistency with the state planning priorities established pursuant to Section 65041.1 of the Government Code.

Because this is an AHSC-funded project, at least 50% of program expenditures must benefit disadvantaged communities. Therefore, SGC may be required to make award decisions that prioritize projects located in an area designated as a disadvantaged community.

Note: A Tribe may establish that a particular area of land is under its control, for purposes of this designation, by requesting a consultation with the California Environmental Protection Agency Deputy Secretary for Environmental Justice, Tribal Affairs and Border Relations at TribalAffairs@calepa.ca.gov.

The Tribal Housing Capacity Building Initiative was approved by SGC during the [April 30, 2025, council meeting](#) through an expenditure of up to \$30 million from already accumulated AHSC continuous appropriation funds. These funds support technical assistance and capacity-building activities for Tribal entities interested in affordable housing and related projects that implement land use, housing, transportation, and agricultural land preservation practices that support infill and compact development. The initiative is made up of two complementary, but independent, programs: the Tribal Housing Pre-Development Fund and the Tribal Capacity Building Program, Round 2 (also administered by SGC).

Lack of affordable housing across California is a matter of vital statewide importance, as noted in Executive Order N-06-19. Indigenous communities continue to face some of the most severe housing shortages in the state, and the number of Indigenous Californians who are unhoused or experiencing homelessness is two times that of the general population. As demonstrated by Executive Order N-15-19, the administration is committed to addressing disparities in access to housing faced by Tribal communities. In line with these executive orders, SGC is dedicated to enhancing affordable housing and related projects that implement land use, housing, transportation, and agricultural land preservation practices to support infill and compact development for Tribal communities through the AHSC Program.

The Fund seeks to partner with Tribal entities to develop a vision for using these pre-development funds to support affordable housing, thereby achieving the legislative priorities of AHSC.

The Tribal Housing Pre-Development Fund furthers the purpose of AB 32 (Chapter 488, Statutes of 2006), SB 375 (Chapter 728, Statutes of 2008), and SB 32 (Chapter 249, Statutes of 2016) by investing in projects that reduce greenhouse gas emissions by supporting affordable housing in disadvantaged communities and Tribal lands.

A minimum of 35% of California Climate Investments benefit priority populations, which include disadvantaged communities and low-income communities and households, collectively referred to as “priority populations.” To count toward statutory investment minimums, administering agencies must determine if a project meets the criteria for providing direct, meaningful, and assured benefits to priority populations. To do so, agencies identify that a project is located within a census tract identified as a disadvantaged community or low-income community or directly benefits residents of a low-income household; meaningfully addresses an important need; and directly addresses the identified need. The SGC will use a Benefit Assessment Tool to determine if investments have a direct benefit to priority populations. Benefit Assessment Tools for this program will be available on the [California Climate Investments Quantification Tools](#) page.

1.3. Timeline

The Fund will accept applications on an ongoing basis until funds are expended.

The timeline of the program is as follows:

- 2024-2025: AHSC staff identified a lack of Tribal participation in the program and sought to create a Tribal-specific housing program utilizing AHSC funds.
- April 2025: The council approved funds for the program.
- Spring-fall 2025: SGC staff hold key informant interviews and publish findings with an update shared at the October 2025 meeting.
- Fall-winter 2025: Develop draft guidelines; SGC holds consultations with California Tribes to seek input on draft guidelines.
- Winter 2025: The SGC holds at least two public workshops in accordance with PRC Sec. 75215.
- Spring 2026: Final Guidelines approved at public SGC meeting, NOFA released, applications accepted on a rolling basis.
- **TBD** 2028: All invoices for completed work are due.
- **TBD** 2028: Deadline to disburse allocated funds.

1.4. Funds Available

At the [April 30, 2025, SGC meeting](#), up to \$30 million from already accumulated AHSC continuous appropriation funds were approved to support technical assistance and capacity-building activities for Tribal entities interested in affordable housing and related projects that implement land use, housing, transportation, and agricultural land preservation practices that support infill and compact development.

Approximately \$21.5 million in grant funding is available for the Tribal Housing Pre-Development Fund. **The Fund is seeking applications on a rolling basis, with a maximum award of up to \$3 million per Tribal entity.** Match funds are not required.

Applications will be reviewed on an ongoing basis in the order in which they are received until funds are expended. It is the intent of SGC to work collaboratively with applicants to create the strongest proposal from each applicant to ensure the funds are spent in accordance with the enacting legislation. An application may be fully rejected, partially rejected, and/or modified once submitted. Once an application is accepted, staff will present the recommendation to SGC for awards at a subsequent meeting, approximately twice a year.

If additional funding is made available, a new NOFA will be released, or this NOFA may be modified. If the Fund receives insufficient applications to encumber all of the funds identified in this NOFA, then SGC may reallocate those funds to the Tribal Capacity Building Program, Round 2, and/or return the funds to the general AHSC fund at its discretion.

2. Program Requirements

2.1. Eligible Applicants

- California Native American Tribes listed on the Native American Heritage Commission (NAHC) Contact List, which includes both federally recognized and non-federally recognized Tribes.
- Federally non-recognized Tribes, who are registered with the California Secretary of State as a nonprofit, a for-profit corporation, or a limited liability company.
- Tribally Designated Housing Entities (THDE)
- Multiple Tribes may apply using a single application, given that each Tribe meets eligibility criteria.

Tribal entities may contract or subcontract with other entities, including non-tribal entities, to develop and/or implement their projects.

Tribal entities that are participating in the Tribal Capacity Building Program are strongly encouraged to apply. Technical assistance providers are encouraged to work with participants to seek support from the Fund. Tribal entities must provide appropriate documentation confirming eligibility to apply for and receive funds, if awarded.

2.2. Eligible Uses

The SGC is relying on Tribal communities to utilize their local knowledge and expertise to design and implement culturally responsive solutions that meet the needs of their communities. The Fund supports Tribal self-determination to flexibly use a variety of interventions to meet each Tribe's unique needs. The Fund is intended to support the readiness of a Tribe to access state affordable housing funds through pre-development activities.

Eligible uses of the Fund include but are not limited to:

Planning Activities

- Community and partner engagement and outreach
- Community needs assessment
- Feasibility studies
- Market analyses
- Environmental assessments
- Similar activities to determine housing needs and develop a project plan that is responsive to the needs of the community.

Infrastructure

- Sewage and drainage infrastructure
- Road and safety infrastructure that does not increase vehicle capacity
- Waste management
- Sustainable transportation investments
- Electric utility, broadband, and renewable energy infrastructure

Site Acquisition & Preparation

- Site appraisal and acquisition
- Site preparation, including surveying, grading, and mitigation
- Architectural and engineering costs
- Ecological and wildlife restoration
- Disaster preparation

Associated Costs

- Legal fees
- Consultant fees
- Staff development and training
- Staff salaries

This list of project types is not exclusive, and similar pre-development work as identified by the Tribe may be proposed. The SGC's staff will remain available to meet with and discuss and/or revise proposals along with technical assistance providers to help craft a successful application as time allows.

Applicants must demonstrate how the work will achieve the goals as described in California Public Resources Code Section 75210 and Section 75211. The project is not required to meet all goals listed in Section 75210 but should attempt to demonstrate how the project would achieve as many goals as possible.

Projects must also demonstrate that the work will achieve all three requirements described in Section 75211. Application materials will be designed to guide the applicant to document how the proposed project will achieve these requirements.

2.3. Program Deadlines

All awarded funds must be fully disbursed no later than four years after award. Therefore, final invoices for all completed work must be submitted no later than 36 months after award to allow for processing time.

2.4. Documentation & Reporting Requirements

Grantees must be able to demonstrate that Tribal Housing Pre-Development Fund awards were expended for eligible uses to benefit members of the target population. Grantees are required to submit quarterly and annual reports that outline:

1. Fiscal expenses, including invoices
2. Narrative information about project progress

Templates for these quarterly and annual reports will be available on the application portal ahead of application submission.

2.5. Data Sovereignty/Confidentiality Requirement

The grantee agrees that all data, plans, drawings, specifications, surveys, studies, and other written or graphic work produced in the performance of this agreement (herein referred to as "materials") are subject to the rights of the

state as set forth in this section. The state will work with each grantee to identify a culturally appropriate process to determine what parts of the funded work may be reproduced, published, and documented, in partnership with the funding partners.

The grantee shall inform the state if the grantee anticipates any culturally sensitive or other confidential information that may be included in the written or graphic work produced before sending the materials to the state. The state, at its discretion, may request the grantee to remove any culturally sensitive or other confidential information from the materials provided in the application.

The parties agree that it is in the best interest of the state and the grantee that certain culturally sensitive information is not shared as part of this agreement. The grantee will notify the state if they believe the state is requesting culturally sensitive information and the parties will meet and come to an agreement.

All submitted applications and materials may be disclosed under the California Public Records Act subject to any applicable exemptions.

Under California Government Code Section 8450, any record containing financial information submitted by Tribes to fulfill obligations as party to a grant agreement under this program will be confidential, will not be a public record, and will not be open to public inspection.

3. Application Process

3.1. Application Submission

The SGC is receiving input and consultation from Tribal partners and interested parties regarding their needs and expectations for the application process. This section will be updated after consultation. The design of the application materials and requested information will consider the needs and sovereignty of the Tribal applicants, and staff will seek to streamline the application as much as possible to ensure ease of application for all Tribal entities.

The application portal will be run using an online system operated by Submittable. Applications will be accepted on a rolling basis until funds are expended.

Each Tribal entity may submit one application and may request funding for a variety of eligible uses within the maximum award amount. These uses may include programs and services that will be delivered by a subcontractor.

The SGC team views this application process as an open dialogue with applicants and will provide technical assistance and support to assist applicants as needed.

Applications may be submitted as a draft, and staff will work with applicants to help modify and clarify content to help applicants achieve program alignment and, ultimately, a successful award. It is the intent of the state to make awards twice annually, bundling qualified projects into one submittal for adoption at the SGC's public meetings once in the spring/summer and once in the fall/winter. If an application is determined by staff not to be ready for an award for the upcoming meeting, staff may require the project to wait until the following meeting, which may be approximately six months later. Questions and feedback can be directed to Tribalinfo@sgc.ca.gov

The application includes but is not limited to:

1. A budget (template provided) with area to describe how the Tribe will use the funds to support eligible uses;
2. A project timeline (template provided) with area to describe how the Tribe will complete the work in a timely manner;
3. A narrative where the applicant can describe the project's components and goals, the relationship to how the work will support the Tribe's readiness to fund or build affordable housing, and a description of how the work meets the goals of Public Resources Code Section 75200, including 75210 and 75211;
4. Data sharing agreement, if available;
5. Additional materials, as determined by the applicant; and
6. A Tribal Resolution approving the submittal of the application with a commitment to complete the work as proposed.

3.2. Selection Criteria

Applications will be reviewed on a rolling basis and will be evaluated to ensure that the project meets the minimum goals and objectives of the program. Projects that demonstrate the potential for high impact in creating affordable housing and reducing greenhouse gas emissions will receive preferential treatment over projects with a lower impact. If the total request for funds exceeds the amount of funding available, SGC reserves the right to select proposals using a to-be-determined formula that seeks to create a diversity and balance related to geography, levels of capacity or readiness, and/or project type.

3.3. Award Process

Applications will be accepted on a rolling basis until Dec. 31, 2026, or until all funds are awarded, whichever comes first. Once an application is selected for award,

SGC staff will present the recommended projects for approval to the council at its bi-monthly meetings. It is the intention of SGC to continue the program beyond this initial funding round, so if an applicant is not awarded before all funds are expended, staff will continue to work with the applicant to seek funding in a future round of the program, if possible.

If the total request for funds does not exceed the amount of funding available, SGC reserves the right to solicit additional proposals or expand the scope for Tribes that have previously been awarded through the program. Additionally, SGC also reserves the right to move funds to the Tribal Capacity Building Program or return any unused funds to the primary AHSC fund.

The SGC's decision to approve or deny an application and the determination of the amount of funding to be provided shall be final and is not subject to appeal.

4. Post-Award Process

The requirements and processes described below apply to all awards made under this program.

4.1. Grant Agreement

Upon award to an applicant, SGC shall enter into one or more agreements with the applicant, one of which will be in the form of a State of California Standard Agreement (Grant Agreement), which shall commit funds from the Tribal Housing Pre-Development Fund in an amount sufficient to fund the approved grant amount. Grants will be executed between SGC and the lead applicant only. The SGC will not enter into any contractual relationship with any co-applicants or subcontractors. The Grant Agreement will clearly identify all required deliverables, reporting schedules, invoicing requirements, and timelines for project completion. Grantees are responsible for complying with all reporting and financial requirements outlined in the Grant Agreement.

The Grant Agreement's scope of work, schedule, and budget will be based on the finalized application materials, as approved by both SGC and the lead applicant. Once applications have been reviewed and approved, the Grant Agreement will be prepared and sent to the applicant. Work may commence and be eligible for reimbursement once the Grant Agreement is signed by all parties.

4.2. Limited Waiver of Sovereign Immunity

The SGC will not require a limited waiver of sovereign immunity solely as a condition of receiving grant funds as reimbursement for completed work.

However, requests for advance pay or funding requests for long-term loans and operations may necessitate that the awardee sign a limited waiver of sovereign immunity.

Additionally, projects may require limited waivers of sovereign immunity and post-project monitoring and reporting, which will be determined on a case-by-case basis and dependent on the type and scope of the project. The Grant Agreement will identify these important terms and conditions, including potential limited waiver of sovereign immunity, to ensure deed restrictions and other agreements may be enforced in case of default.

The SGC will avoid seeking a limited waiver of sovereign immunity when possible and will strive to notify applicants early in the grant application review process if it is anticipated a limited waiver of sovereign immunity will be necessary. The SGC is committed to working collaboratively with California Native American Tribes on tailoring limited waiver of sovereign immunity terms and deed restrictions to support Tribal priorities while also meeting the state's legal obligations.

4.3. Invoicing and Reporting

Grantees will be required to submit regular progress reports and invoices, a midterm report, and a final report. The SGC will provide forms, templates, and instructions for invoices, reimbursement request forms, regular progress reports, midterm reports, and the final report.

4.3.1. Regular Invoices and Progress Reports

All grantees will submit invoices and reimbursement request forms according to the invoicing and reimbursement schedule outlined in the Grant Agreement. All invoices must include a progress report that describes the activities undertaken, milestones met, and deliverables completed during the reporting period.

4.3.2. Regular Check-In Meetings

All grantees can expect to participate in regular check-in meetings with SGC staff. During these meetings, grantees and SGC staff will review project invoices and progress reports to date, discuss any challenges, and identify solutions and/or necessary amendments to the work plan or budget. Program staff will provide feedback and guidance on project activities and deliverables, and grantees will have the opportunity to ask questions and request technical assistance or other support.

4.3.3. Midterm Report

Approximately halfway through the grant term, grantees will submit a midterm report to:

- Provide a comprehensive assessment of project progress and status to date (including milestones and objectives met and remaining, expenditures, and any other information outlined in the Grant Agreement);
- Present deliverables, output, and project impact to date;
- Demonstrate compliance with all reporting and compliance requirements set forth in the Grant Agreement; and
- Identify any barriers or challenges that have or may significantly alter the project timeline, deliverables, or scope.

The deadline for the midterm report will be identified in the Grant Agreement and based on the agreed upon workplan and project timeline.

4.3.4. Final Report

In the final phase of the project, grantees will submit a final report to:

- Provide a comprehensive assessment of project progress and status to date (including milestones and objectives met and remaining, expenditures, and any other information outlined in the Grant Agreement);
- Present deliverables, output, and project impact to date;
- Demonstrate compliance with all reporting and compliance requirements set forth in the Grant Agreement;
- Identify any barriers to timely completion of project scope and grant requirements; and
- Evaluate overall project progress, impact, successes, challenges, and lessons learned during the project period. Grantees will use the workplan and budget submitted at the beginning of the grant term, as well as their midterm report, to gauge progress and outcomes. The deadline for the final report will be identified in the Grant Agreement and based on the agreed upon workplan and project timeline.

The SGC staff and technical assistance providers will work closely with the awardees in creating these materials and ensuring a successful submission of final reports for all projects.

4.4. Reimbursement of Eligible Costs

Eligible costs incurred after the award date are eligible for reimbursement, provided they are specified in the Grant Agreement and approved by SGC upon execution of the Grant Agreement. Eligible costs incurred after the execution of the Grant Agreement are eligible for reimbursement.

All reimbursement requests for eligible costs must include a detailed invoice accompanied by supporting documentation, including evidence of expenditures and a progress report that describes the activities completed, milestones achieved, and deliverables produced during the reporting period.

The Fund will provide an invoice template and instructions for use by the grantee. Invoices may be submitted on a monthly basis or in accordance with the schedule specified in the Grant Agreement. Program staff will review submitted invoices to verify that costs are eligible and consistent with the approved workplan and budget. Once verified, funds will be disbursed to the grantee.

The grantee is allowed to structure the contracts and payment process with co-applicants or subcontractors as they wish, including instituting a "pay-when-paid" policy.

The SGC will retain 5% of the total grant award until the successful completion of the project and fulfillment of all grant requirements, as documented in the final report and verified by the state.

Grantees are expected to maintain complete, organized, and auditable records of all financial transactions throughout the project term to support both routine monitoring and potential post-grant audits.

4.5. Advance Pay Option

In accordance with Assembly Bill 590, eligible grantees may receive up to 25% of their total grant award as an advance.

Advance payment is available only to grantees that are registered 501(c)(3) nonprofit organizations in good standing, and advance pay disbursements must be deposited into a federally insured account. Eligible grantees must demonstrate current status in good standing as an organization exempt from taxation under Section 501(c)(3) of the Internal Revenue Code.

4.6. Disbursements and Accounting of Funds

Disbursement of grant funds requires verification of eligible costs. The grantee will be responsible for compiling and submitting all invoices, supporting documentation, and reporting materials in accordance with invoicing and reporting requirements and schedules. Once the package has been approved for payment, funds will be disbursed to the lead grantee.

- Grantees may request reimbursement from SGC on a monthly basis.
- Program funds must be disbursed in accordance with deadlines specified in the Grant Agreement, and in no event later than the disbursement deadlines outlined in the NOFA.
- The SGC will retain the last 5% of the overall grant budget, to be paid once the state has determined that the grant terms have been fulfilled.

4.7. Non-Performance and Non-Compliance

The SGC has sole discretion to determine if the grantee is performing in accordance with the Grant Agreement. Non-performance issues can include, but are not limited to:

- Misuse of funding for ineligible expenses;
- Inability to meet performance requirements or scheduled milestones;
- Failure to complete or failure to make a good faith effort to complete the proposal as a whole or any proposal components; and/or
- Failure to comply with the Guidelines or terms and conditions of the Grant Agreement.

The SGC will notify the grantee in writing if non-performance is determined and will provide instructions and a timeline to rectify all cases of non-performance. Grantee must respond to a determination of non-performance within 30 days either by a) acting on corrective actions and notifying SGC of actions taken, or b) disputing SGC's findings in writing. The SGC, without waiver of other rights or remedies, may require the grantee to re-perform any actions defined in the Grant Agreement if determined not to have been performed in accordance with the Grant Agreement.

The SGC may withhold any reimbursements due to the grantee until the grantee brings the project back into full compliance. Costs and expenses for these actions shall be borne by the applicable grantee or subcontractor. The SGC has the right to issue a Stop Work Order and suspend payments to the grantee. The SGC reserves the right to issue a Stop Work Order if there is a breach in the

leveraged funding commitments that puts components of the project at risk of not being completed.

Both SGC and the grantee have the right to terminate the Grant Agreement prior to the end of the grant term upon 30 calendar days of written notice. The written notice shall specify the reason for early termination and may permit SGC or the grantee to rectify any deficiencies prior to the termination date.

4.8. Audits and Record Retention

At any time during the term of the Grant Agreement, SGC may perform or cause to be performed a financial audit of any and all phases of the grantee's project. At SGC's request, the grantee shall provide, at its own expense, a financial audit prepared by a certified public accountant. The State of California has the right to review project documents and conduct audits during project implementation and over the project life.

All records, physical and electronic, must be adequately protected from loss, damage, or destruction for possible audit(s). The grantee agrees that the state or designated representative will have the right during normal business hours to review and to copy any records and supporting documentation pertaining to the performance of the Grant Agreement and interview any employees who might reasonably have information related to such records.

Further, grantee agrees to include a similar right of the state to audit records and interview staff of any subcontractors related to performance of the Grant Agreement.

- Grantee and subcontractors must maintain copies of project records four (4) years after all terms of the Grant Agreement are fulfilled, unless a longer period of records retention is stipulated.
- The state retains the right to conduct an audit each year during the grant term and up to four (4) years after all terms under the Grant Agreement are fulfilled.
- The state may require recovery of payment from the grantee, issue a Stop Work Order, or terminate the Grant Agreement, as warranted, based on an audit finding, or any other remedies available in law or equity.

5. Additional Information

Applicants seeking additional information on the program or these guidelines are welcome to reach out to Tribalinfo@sgc.ca.gov.

The SGC reserves the right, at its sole discretion, to suspend, amend, or modify the provisions of this NOFA at any time, including without limitation, the amount of funds available hereunder.

Please be sure you are reviewing the most recent version of this document by visiting the [grant program's webpage](#). In the event of any conflict between the terms of this NOFA and either applicable state or federal law or regulation, the terms of the applicable state or federal law or regulation shall control. In the event of any conflict between the terms of this NOFA and the final program Guidelines, the terms of the Guidelines shall control.

**THIS IS A PUBLIC DRAFT DOCUMENT SEEKING FEEDBACK FROM
INTERESTED PARTIES.**

Please send any comments, questions or feedback to
Tribalinfo@sgc.ca.gov no later than April 6, 2026.

Please check <https://sgc.ca.gov/grant-programs/tribalpd/> for details on public workshops during the comment period.