



Montgomery County Office of
Grants Management

**Changes to the Federal Financial Assistance (FFA) Landscape:
Timeline and Best Practices**

August 1, 2025 | Office of Grants Management

Agenda

(Slides go from most recent back to January 2025)

1. [Resources](#)

2. Timeline

1. [January](#): Executive Orders and freeze
2. [February](#): Challenges to freeze, court cases filed
3. [March](#): First TROs and injunctions, Grant cuts
4. [April](#): More court cases, More EOs, Agency policy changes
5. [May](#): Court injunctions, Discretionary budget, Agency changes
6. [June](#): Injunctions, program cuts, and Agency terms change
7. [July](#): Congressional budgets, Court cases begin being decided

3. [Best Practices](#)

Resources used to build this timeline

1. White House – Presidential Actions <https://www.whitehouse.gov/presidential-actions/>
2. White House – Fact Sheets <https://www.whitehouse.gov/fact-sheets/>
3. White House – OMB <https://www.whitehouse.gov/omb/news/>
4. National Council of Nonprofits - Impacts from Presidential Actions and Court Cases on nonprofits <https://www.councilofnonprofits.org/impacts-recent-executive-orders-nonprofits>
5. Maryland Attorney General - State Court Cases https://www.marylandattorneygeneral.gov/pages/Federal_Actions_Response/MarylandActions.aspx
6. Just Security - Litigation Tracker <https://www.justsecurity.org/107087/tracker-litigation-legal-challenges-trump-administration/>
7. Civil Rights Litigation Clearinghouse - Litigation Tracker <https://clearinghouse.net/collections/38759>
8. Court Listener Dockets – Entire cases <https://www.courtlistener.com/>
9. US Agencies – Go to each Agency’s press releases/news page or search for specific issues
10. Press and Newspapers

Incoming Grants



Montgomery County Office of
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How did we get here: Late July

MCG Impact	Federal Event						
	July 15	July 16	July 17	July 21	July 24	July 25	July 27-29
	<p>HHS releases NOFOs with due dates of less than 30 days (some due in less than 16 days). Appears to be exigent circumstances to meet fiscal year end</p> <p>Dept. of Interior requires Secretary sign-off for all wind and solar on public lands: Will slow Congressionally-approved projects</p> <p>City of Chicago v. DHS TRO Vacated: FEMA isn't going to do what complaint says <i>TRO Vacated</i></p>	<p>10 Congressional Republicans Letter about cancelled Dept. of Education grants: Funds were just passed and signed as part of FY25 Continuing Resolution, should be released; Dept. of Ed says it will release some grants</p> <p>CASA v Trump Class Action Opinion and Injunction: Sends birthright question back to courts <i>Injunction</i></p>	<p>NIH Fairness and Originality Notice: limits use of AI in applications, limits to 6 applications</p>	<p>Planned Parenthood v. HHS/Robert Kennedy Injunction: Bars administration from enforcing sections of the OBBA, defunds affiliates solely on their relationship to others, against 1st amendment <i>Injunction</i></p> <p>Protect Democracy Project v. OMB Summary Judgement: OMB cannot delete Public Apportionments Database <i>Summary judgement for plaintiff</i></p>	<p>Ending Crime and Disorder on America's Streets EO: Seeks to shift homeless individuals into institutional settings; directs changes in eligibility and use of grant programs</p>	<p>White House releases all remaining (\$7B in total) in frozen education funds</p> <p>Authors Guild v. NEH Injunction: DOGE can't just terminate grants based on differing viewpoint – violates 1st amendment <i>Injunction</i></p> <p>State of NY v. DOJ: Limited interpretation of Public Benefits Stipulation. <i>Government agrees to pause implementation in 21 plaintiff states/DC</i></p>	<p>DOJ Guidance on Unlawful Discrimination Memo: Best practices</p> <p>Planned Parenthood v. HHS/Robert Kennedy Expands Expanded Injunction: Likely to prevail on 1st amendment grounds <i>Expands injunction</i></p> <p>CASA v Trump Remand: Court of Appeals remanded back to District Court, dismisses appeal</p>
	<p>Not aligned with 2 CFR 200.204, unless exigent circumstances</p> <p>Roadblocks for climate financing</p> <p>Get-around for the TRO</p>	<p>N/A Although MoCo may get education-related grants</p>	<p>N/A Could set precedent for limiting applications and AI</p>	<p>Courts have consistently ruled against removals of data</p>	<p>Unclear – MCG laws aligned with federal drug laws</p>	<p>N/A May impact MCPS</p> <p>Injunction limited to status quo for plaintiffs only</p>	<p>N/A, sets precedent for 1st amendment rights, which underly new DEI challenges</p>

Incoming Grants



Montgomery County Office of
Grants Management

How did we get here: Early July

Federal Event					
	July 2	July 3-6	July 7	July 10-11	July 12
MCG Impact	US DOT Tossing DEI Directives Letter : Will not require or enforce any grant terms and conditions on DEI Doctors for America v. OPM Summary Judgement : HHS to restore gender data <i>Judgement</i> Massachusetts v. Robert Kennedy (NIH) and American Public Health v. NIH Order and Partial Judgement : Defendants must comply. Post-CASA, relief limited only to plaintiffs <i>Partial Judgement. APH v. NIH ppealed to Supreme Court</i>	Dept. of Energy, USDA revise, simplify NEPA rules Amica Center v. DOJ Claims dismissed : No jurisdiction (including earmarks) <i>Case dismissed</i>	Ending Market Subsidies EO: Further restricts 45Y and 48E tax credits for wind and solar Federal Hiring EO: No new federal hiring except in priority areas Elev8 Baltimore v. (Americorps) Order : Must reinstate employees, reinstate and can't cancel VISTA and NCCC grants <i>Injunction</i> Vera Institute et al. v DOJ dismissal : Grant termination not in jurisdiction of District Court. <i>Case dismissed.</i>	White House Announcement: No benefits for Illegal Aliens HHS DOL DOJ DOEd USDA release Notices saying no program is exempted; illegal aliens (who are not qualified) may not receive Federal Public Benefits <i>TRO (except USDA)</i> DOJ AG Order removing exemptions from PRWORA, making illegal aliens ineligible for public benefits (not including emergency services) <i>TRO (23 plaintiffs only)</i> USDA revised Rule 12877 : Removes DEI from programs, including reporting requirements 32 Congressional Democrats Letter about cancelled Dept. of Education grants : Funds were just passed and signed as part of FY25 Continuing Resolution, should be released	City of Chicago v. DHS TRO : FEMA can't terminate Shelter program pre-emptively <i>TRO</i>
	Confirms that no DEI, CBP reports are required for existing grants Gender data should be accessible	May reduce regulatory burden MCDOT or DGS on construction-related grants First case on terminated earmarks	N/A, but will further restrict businesses N/A, but fewer jobs for residents	N/A – MCG already compliant with existing federal law that prohibits public funds and benefits to unregistered non-citizens Fewer reporting requirements	N/A MCG does not have Shelter program

Incoming Grants



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How did we get here: Late June

Federal Event	<p>California v. DOT Injunction: Cannot condition DOT grants on immigration cooperation (cannot enforce Duffy Directive) <i>Injunction</i></p> <p>Illinois v. FEMA Status Report: Plaintiffs <i>waive right to injunction</i> because other government developments blunted negative impact</p>	<p>NIH Memo: Don't cancel anymore grants</p> <p>Thakur (Univ of Calif) v. Trump Injunction: Grant terminations not following procedure, DEI not defined <i>Injunction</i></p> <p>Injunction clarified, affirmed in San Francisco v. Trump: stop withholding because of "Sanctuary" status <i>Injunction Reaffirmed</i></p> <p>Massachusetts v. Robert Kennedy (NIH) and American Public Health v. NIH Combined Injunction and Denied request for a stay: Grant terminations counter Congressional authority and are discriminatory; calls out Administration for using administrative tactics to comply with Congress and Courts <i>Injunction Reaffirmed</i></p> <p>Washington v. DOT Injunction: NEVI termination is illegal due to APA and separation of powers (quote The Simpsons) <i>Injunction</i></p>	<p>OMB: New revisions to 2 CFR 200 coming, plus FAR overhaul</p> <p>DHS: Cancels Invent2Prevent Program for DEI (kids/students were grantees)</p>	<p>HHS cuts more grants (2,400+)</p> <p>DOGE loses control of grants.gov</p> <p>CASA v. Trump Supreme Court ruling: <i>Limits nationwide injunctions</i> and sends birthright citizenship back to lower courts</p>	<p>Department of Education (ED) Pauses Distribution of State Formula Grants for "review"</p> <p>DOT order and updates to FHWA, FRA, FTA procedures to fast-track roads and bridges, makes NEPA easier</p>
	June 19-20	June 23-24	June 26	June 27	June 30
MCG Impact	<p>Cannot implement Sanctuary Jurisdiction restrictions</p> <p>Cumulative effect of multiple injunctions visible</p>	<p>MD was protected by an injunction. More NIH cuts announced regularly.</p> <p>Courts continue to say that terminations are not legal for a variety of reasons: contract law, Congressional authority, discriminatory, lack of definition etc.</p>	<p>N/A but MCG will need to stay apprised of changes and may want to review and comment</p>	<p>MD protected by an Injunction from HHS terminations</p> <p>Limited impact from nationwide injunction finding: Many blocking grant terminations only apply to the 23 plaintiffs (MD is one)</p>	<p>DOEd cuts could have significant trickle-down effect</p> <p>May be easier to implement US DOT road grants</p>

Incoming Grants



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How did we get here: Early June

Federal Event					
	June 1	June 5-6	June 12-13	June 17	June 18
MCG Impact	DHS removes Sanctuary Jurisdictions List from website	<p>Dept. of Commerce: Broadband equity, access, and deployment (BEAD) restructuring (adopts tech-neutral) approach for subgrantee selection. Accelerates NEPA processing.</p> <p>Sustainability Institute et al v. Trump Appeals Court Emergency Stay: Gov't does not have to reinstate grants during appeal <i>Stay on Injunction</i></p> <p>Maryland v. AmeriCorps Partial Injunction: Must reinstate grants but does not have to reinstate staff <i>Injunction</i></p>	<p>EO: Empowering Commonsense Wildfire Prevention and Response</p> <p>San Francisco AIDS Foundation v. Trump Injunction: Cannot enforce gender ideology EOs on grants <i>Injunction</i></p>	<p>Abolish FEMA Memo (breaking news story)</p> <p>USDA cutting 145 DEI-focused awards</p> <p>Green & Healthy Homes (GHHI) v. EPA Opinion and Injunction: Cannot terminate Thriving Communities grants <i>Injunction</i></p> <p>Assoc. of American Universities v. DOD TRO: Cannot cap IDC at 15% <i>TRO</i></p>	Columbia Univ grants that were supposed to be reinstated were paused again for "additional approvals"
	Impacts unknown, being challenged in Court	<p>N/A Although one of the unfrozen grants is conditional, similar to a conditional grant awarded to MCG that appears to have been frozen</p> <p>MCG's AmeriCorps (passthrough) award reinstated by MD</p>	<p>None, but could signal coming changes to other fire programs, such as FEMA</p> <p>Continues to establish precedent that EOs cannot be used to stop grants</p>	<p>FEMA cuts could be significant</p> <p>MCG does not have USDA awards</p> <p>WorkSource applied to Thriving Communities; is a MCG partner</p> <p>MCG's IDC is 19.98%</p>	Administration continues to use other administrative means to stop funds from flowing

Incoming Grants



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How did we get here: Late May

Federal Event							
	<p>Drafts of House Reconciliation Bill: Includes repeal of unobligated Inflation Reduction Act</p> <p>DOE rescinds Climate Adaptation and Resilience Plan and Sustainability Plan</p> <p>DOE announces review of late Biden-era grant awards</p>	<p>Universities v. DOE Energy Injunction: Can't arbitrarily limit IDC to 15% <i>Injunction</i></p> <p>Colorado et al v. HHS Injunction: Cannot cancel public health grants (MD)</p>	<p>DOJ Memo announces Civil Rights Fraud Initiative: Will pursue False Claims Actions</p>	<p>Sustainability Institute et al v. Trump et al Injunction: Cannot freeze IRA and IJA funds <i>Injunction – (Appeals Court stayed)</i></p>	<p>HHS May 23 Updated Grant Cancellations list</p> <p>M.L.King County 2nd TRO: HUD and DOT enjoined from enforcing new Terms and Conditions</p> <p>Southern Education Foundation v. DOE Injunction: Terminating desegregation grants for DEI was arbitrary and capricious <i>Injunction</i></p>	<p>DHS publishes list of Sanctuary Jurisdictions Defying Federal Immigration Law</p> <p>HUD Notice on HOPWA Guidance: Federal grant recipients must comply with Presidential actions/EOs</p>	<p>Agency FY26 Budgets</p> <ul style="list-style-type: none"> • Health and Human Services • Education • Treasury • Environmental Protection Agency • Transportation • Homeland Security • Labor • NASA • Securities and Exchange Commission • Small Business Administration • Veterans Affairs
MCG Impact							
	May 15	May 16	May 19	May 20	May 21-23	May 29	May 30
	<p>MCG has obligated IRA funds, these should not be impacted</p> <p>Fewer climate grants available</p> <p>MCG has 2 late-Biden-era DOE awards, one conditionally signed and one unsigned</p>	<p>No court cases about local government limit, but precedent would be valuable to MCG's 19.98% IDC</p> <p>Maryland State grants not on updated list of HHS cancellations</p>	<p>N/A, Although anyone can bring a False Claims Action</p>	<p>N/A Although one of the unfrozen grants is conditional, similar to a conditional grant awarded to MCG that appears to have been frozen</p>	<p>Injunction in Colorado v HHS means MD State grants (& passthroughs) not on list</p> <p>MCG has DOT and HUD awards</p>	<p>MCG CE Statement: We comply with the law and EO 135-19 has been upheld by two Maryland Attorneys General; but will not abandon our values</p>	<p>Potentially significant cuts to programs MCG has in place</p>

Incoming Grants



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How did we get here: Early May

Federal Event	President sends FY26 Skinny Budget to Senate Includes significant grant cuts “Defend the Spend” at DOL US v. Colorado re: immigration coop	Injunction affirmed in San Francisco v. Trump: blocks any withholding, freeze, or conditioning of federal funds on the basis of “Sanctuary” status; Court order reaffirmed to include any and all relevant EOs	OMB Memo on Social Cost of Carbon : Stop using social cost of carbon in regulations	King County v. HUD TRO : HUD and DOT-FTA cannot enforce grant Terms & Conditions requiring immigration coop, no-DEI TRO	Washington State v. DOT : To block NEVI cancellation	White House: Digital Equity Act is unconstitutional Updated HHS list of terminations DOEng Policy Flash 25 sets 10% IDC for local govt	Treasury’s ASAP system announces justification requirement , webinars NTIA cancels Digital Equity Act grants	USDA putting climate data back online (ends Northeast Organic Farming v. USDA) 2025 Annual Report on Program Fragmentation, Overlap, and Duplication finds 589 programs to cut
	May 2	May 3	May 5	May 6	May 7	May 8	May 9	May 12-13
MCG Impact	MCG receives grants from several programs to be cut	There should be no legal blocks to MCG because of the “Sanctuary” list. MCG is compliant with existing law.	N/A MCG and COG measure emissions but don’t include social cost of carbon in grants	N/A MCG is compliant	Private contractor to install EV chargers w/MD NEVI in MoCo; this may be paused	MD had been awarded digital equity act grant that is supposed to passthrough to MCG, status uncertain No relevant HHS terminations MCG IDC = 19.98%	MCG uses ASAP, Reimbursements taking longer	N/A, but may set a good precedent for other climate data that MCG does use. N/A MCG does not have any of the OMB Recommended programs to cut

Court limits but many federal cancellations, MCG gets one terminated, President’s budget cuts many programs, Agency policies limit IDC

Incoming Grants



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How did we get here: Late April

Federal Event				
	April 24	April 25	April 28-29	April 30
MCG Impact	<p>San Fran et al. v Trump et al Injunction: Cannot freeze funds due to “Sanctuary” status. <i>Injunctions</i></p> <p><i>2 education injunctions</i>: NAACP v. DOEd Injunction: DOEd cannot enforce Dear Colleague DEI certification req. & Nat Edu Assoc. v. DOEd Injunction: Blocks letter</p> <p>HHS releases new list of grant terminations; Under TRO: No Maryland Dept. of Health cancellations</p> <p>New NEH (Humanities) Priorities: No DEI, EJ, gender, will cancel awards</p> <p>US DOT “Follow the Law” Letter: No DEI, must cooperate with ICE, federal law is supreme (aka Duffy Directive)</p>	<p>Updated List of cancelled HHS grants <i>(New cancellations, complies with TRO)</i></p> <p>DOGE cuts AmeriCorps</p>	<p>Protecting American Communities from Criminal Aliens EO: Demands list of Sanctuaries and list of funds to suspend or cancel</p> <p>Congressional Democrats: Tracks \$430B of blocked funding</p> <p>Maryland et al. v. AmeriCorps et al. – Filed To stop program/grant cuts</p>	<p>Education & Mental Health grant cuts</p> <p>Senate letter about DOJ victim services grant cuts</p>
	<p>MCG should not have any funds frozen as a “Sanctuary”</p> <p>No HHS public health grants terminated</p> <p>MCPS should not have to submit DEI Certifications</p>	<p>None of the MD Public Health grants are on the termination list</p> <p>MCG AmeriCorps award terminated</p>	<p>Impact will depend on whether MCG is deemed a Sanctuary</p>	<p>Potential impacts to MCPS</p>

Court limits but many federal cancellations, MCG gets one terminated, President’s budget cuts many programs, Agency policies limit IDC

Incoming Grants



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How did we get here: Mid-April

Federal Event					
	April 15	April 16	April 18	April 21-22	April 23
MCG Impact	<p>Woonasquatucket et al. v USDA et al. Injunction: Agencies can't hold up IRA and IJA funds; Admin must follow procedures and laws <i>Prelim Injunction</i></p> <p>Climate United et al. v. Citibank (&EPA) et al. Injunction: Can't terminate, block GGRF <i>Prelim Injunction/now STAYED</i></p> <p>Chicago Women v Trump et al. Injunction: DOL can require DEI certification <i>Injunction</i></p>	<p>Climate United et al. v. Citibank (&EPA) et al. STAY: CAN terminate, block GGRF <i>STAYED</i></p> <p>AAUnivs v. DOEng TRO: Can't limit IDC to 15% <i>TRO</i></p> <p>DOGE doing manual review of all HHS payments. Appears payments effectively on hold despite being officially unfrozen</p> <p>HHS Updated Terms & Conditions require DEI certify</p> <p>US DOT FHWA Exhibits Schedule adds Trump's EOs to list of applicable statutes</p>	<p>Congress's 4/10 Budget Passback document indicates significant future cuts to HHS, CSBG, Head Start, health.</p>	<p>DOJ cancels gun violence, victim services, opioid grants; Appears funding is paused/unaccessible while being officially unfrozen.</p> <p>EPA cancelling research grants</p> <p>FHWA updates Competitive Grant General Terms and Conditions w/ DEI and ICE Cooperation</p>	<p>High-Paying Skilled Trade Jobs EO</p> <p>Common Sense School Discipline EO</p> <p>Eliminate "disparate-impact liability" EO</p> <p>AI Education for Youth EO</p>
	<p>Should have no immediate impact, MoCo Green Bank had already received its GGRF funds</p>	<p>No immediate impact, MCG is not an IHL and existing DOE grants set IDC lower</p> <p>Unclear if HHS payment review will impact MCG</p>	<p>MCG has many HHS grants, these could be reduced</p>	<p>MCG receives DOJ grants, these could be cancelled</p> <p>MCG receives lots of US DOT grants, future ones may require new compliance</p>	<p>May impact MBE/WBE implementation</p> <p>Workforce development priorities align with MCG</p> <p>Nonprofits target in discipline EO</p>

Courts are limiting many of the earlier moves; Continued grant cancellations w/some new opportunities, Updated Terms & Conditions

Incoming Grants



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How did we get here: Early April

Federal Event	DHS cancels Citizenship and Integration Grant Program (CIGP) Awards to punish “sanctuaries” GHHI et al. v. EPA filing against Thriving Communities (TC) cancellation	EPA updates Terms & Conditions (again)	California et al v Trump Supreme Court ruling allows Dept. of Ed to cancel TQP and SEED grants DHS cancels BRIC program NY v. Trump – Order to Enforce Injunction : FEMA must stop manual review and unfreeze funds.	Senate passes revised FY25 Budget Resolution w/reconciliation , sends to House Colorado et al. v HHS: TRO restrains HHS from cancelling public health grants	NEH cuts humanities grants	EPA RAIN-2025-G02 Class Exception from Requirements on MBE/WBEs	Presidential EO: Protecting American Energy from State Overreach aims to find unenforceable State climate policies	Maine v. USDA: TRO limits cancellation of USDA grants to schools US Dept. of Ed terminates all K-12 funding to Maine Dept. of Education for Title IX (gender-related) DOE sets IDC to 15% for colleges and univs , will terminate if more TRO
MCG Impact	April 2	April 3	April 4	April 5	April 6	April 7	April 8	April 11
	MCG and Moco Nonprofits applying to TC via GHHI Montgomery College and MoCo Nonprofit have CIGP Awards	New Terms will apply if MCG wins an EPA award or has to revise one (has 4)	Unclear if MCPS has TQP or SEED; MD is a plaintiff MCG has no BRIC awards MCG should NOT see pauses due to a general funding freeze.	Status of earmarks still unknown MCG received TRO as a grantee.	1-2 Nonprofits plus Montgomery College have NEH grants	MCG contracting policies and law still apply; but does not have to report on it to EPA	May impact climate policies, which may impact MCG’s grants	Unclear, may set precedents. None; but MCG asks for 19.98% IDC, but no existing DOE awards have high IDC.

More new Terms & Conditions that incorporate DEI, immigration; Maine education cancellations battles continue.

Incoming Grants



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How did we get here: Late March

Federal Event	March 21		March 22	March 25	March 26	March 27	March 28
	MCG Impact						
	MCG has HUD grants. MD Public Health HHS grants cancelled, MCG is subgrantee		Grantors need to strategize before filing or joining any lawsuits	All grantees may have to shift payment/reimbursement systems and follow pre-certification verification processes. MCG may receive requests to accept new Terms and Conditions requiring certifications. MCG needs to review grant terms closely to determine if terminations allowable.	Should have no issues w/FEMA. MCG has no FHIP grants. MCG may have to adjust DOT projects for climate change, gender, language, environmental justice, and DEI	Only US Dept. of Labor cannot require DEI certifications. Any certification requests need legal counsel. DHS awards need legal counsel.	MD has \$250M left in ESF funds. May impact MCPS.
	HHS letter : No funding for DEI training HUD: Evaluating grants, including CDBG grants List of cancelled HHS grants (Blocked by TRO, Updated 4/25 to comply with TRO)		Preventing abuses in the legal system Memo against lawsuits <i>No TRO but similar cases have been granted TROs</i> HHS: No funding DEI training letter	Protecting America's Bank Account EO : Consolidates Treasury payment systems EPA sends out revised General Grant Terms and Conditions w/DEI certification (updated again on 4/3/2025) New HUD Terms and Conditions TRO HHS cuts HIV research grants, clawing back Covid funds News: EPA terminations illegal ; Abolish FEMA Memo Professors' lawsuit against DOJ et al. Columbia Univ & antisemitism	Court says Government did not meet burden of proof in unfreezing FEMA : <i>Preliminary injunction stands</i> Massachusetts Fair Housing v. HUD TRO : HUD cannot terminate HUD FHIP grants. <i>TRO</i> New DOT FTA grant agreement TRO	Chicago Women v Trump et al. TRO : Preclude enforcement of the DEI certification <i>TRO, now Injunction</i> New DHS Terms & Conditions align with Executive Orders on immigration and DEI	Dept. of Ed changes States' Education Stabilization Fund (ESF; under ARP - COVID) liquidation date to March 28.

Administration targeting lawsuits and lawyers. New terms and conditions in effect for new grants and any revisions. New payment systems coming. Dept. of Labor cannot require DEI certifications, other agencies can. Education system facing major cuts.

Incoming Grants



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How did we get here: Mid-March

Federal Event	March 12		March 13		March 14	March 17	March 19	March 20
	MCG Impact							
	<p>DOT Heads of Secretarial Offices and Operating Administrations Email: No bikes, EVs, green, ++</p> <p>DHS “deobligates” few grants</p>		<p>Judge denies request for TRO in Corp. for Public Broadcasting v. FEMA to release congressionally appropriated funds for emergency weather alert system (Hasn’t shown harm)</p>		<p>Congress and Trump pass Continuing Budget Resolution</p> <p>Deadline for Trump Admin to show it has unfrozen FEMA funds in NY at al v. Trump</p> <p>Trump Administration wins a Stay of the Injunction in Nat. Assoc. of Diversity Officers in Higher Ed: Trump Admin may enforce DEI EOs</p> <p>Reduction of Federal Bureaucracy EO cuts CFDI</p>	<p>Woonasquatucket River et al. v USDA et al files suit: stop freeze of IRA and IJA funds <i>Injunction</i></p> <p>NY et al v. Trump: Plaintiffs disagree with evidence of unfreezing of FEMA funds</p> <p>DOT new SS4A Terms & Conditions</p>	<p>National Risk Register Executive Action</p> <p>Coordinated cancellations by multiple agencies of \$175M at UPenn due to PAST transgender athletes</p>	<p>Education Department closure EO</p>

DEI Executive Orders may be implemented/enforced while Court cases progress. Growing impact due to program specific cancellations, particularly to future funds. Precedent includes cancellations of congressionally appropriated funds and cancellations due to past policies. Courts mandate payment for completed work (e.g. FEMA).

Incoming Grants



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How did we get here: Early March

Federal Event							
	Feb 26-27	Feb 28	March 5	March 6	March 7	March 10	March 11
MCG Impact							
	MCG may see pauses or cancellations for specific reasons	MCG gets the FEMA letter Impact on MCPS due to DEI should be limited	MCG IDC stands MCG should get paid for completed work	MCG should be able to receive funds – no blanket pauses or cancellations are in effect, may have to wait until March 14 to see compliance	No impact to MCG. Sign of multi-agency action and sets precedent re: antisemitism	AIDS: No impact to MCG, sets precedent for reviews and cancellations of future work. Seeing more nuanced cancellations for specific reasons (not blanket freeze): Vaccines, immigration, DEI and EJ	No direct impact to MC; Cut to LFPA may impact Gaithersburg food bank ; precedent of terminating signed agreements

Court orders have limited the viability of blanket freezes, so agencies are turning to more nuanced, program-specific cancellations. FEMA funds an issue. MCPS and MoCo communities may see impacts of cuts as of Week 8.

Incoming Grants



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How did we get here: Late February

Federal Event							
	Feb 14	Feb 15-18	Feb 19	Feb 20	Feb 21	Feb 24	Feb 25
MCG Impact	<p>TRO in Wash v Trump (Transgender medical)</p> <p>HUD canceling contracts under Green and Resilient Retrofit Program</p> <p>US DOEd Dear Colleague letter warns of ban on federal funding to schools with DEI (<i>DOEd since revised</i>)</p>	<p>EO halting federal funding for schools with coronavirus vaccine mandates (2/15)</p> <p>Radical Transparency Memo mandates publicizing cancelling (obligated) money (2/18)</p>	<p>Agencies send Notice of TRO in Wash. v Trump</p>	<p>HUD cancels DEI contracts <i>TRO</i></p> <p>Senate letter to HUD with questions (w/Alsobrooks & VanHollen)</p> <p>Hearing: Trump Admin wants to reinstate funding freeze</p>	<p>Preliminary Injunction/TRO and Opinion in Nat. Diversity Officers v. Trump: No pause or certification of DEI</p> <p>NYC files suit against Trump at al re: FEMA clawback</p>	<p>DEI is dead at HUD (<i>despite DEI Injunction, now Stayed</i>)</p> <p>Organic Farms of NY v. DOA challenges website scrubs and cancellation of data contracts, deletion of climate change data</p>	<p>Nat. Council of Nonprofits v OMB: Court Order and Opinion: Trump Admin cannot reinstate blanket OMB funding freeze</p> <p>Teachers v. DOEd suit against funding ban against DEI in schools (Maryland affiliate is a plaintiff)</p>
	<p>MD contractors and home-owners applied under MD multifamily programs</p>	<p>Unclear impact on MCG or MCPS (covid)</p> <p>MCG could see cancelled grants publicized</p>	<p>MCG receives notice of TRO</p>	<p>MCG has >\$22M in HUD grants</p> <p>Reinstated funding freeze would impact MCG's federal funding</p>	<p>MCG should not have to certify any programs as non-DEI (<i>Except now there is a Stay on Injunction</i>); should not have DEI funding paused. FEMA funds may be paused.</p>	<p>MCG uses federal data</p> <p>MCG meetings with federal grant officers repeatedly moved</p>	<p>MCG should be able to receive any disbursements on open awards paused under "unilateral, non-individualized directives" by OMB; (Individual department reasons for a pause are still allowed)</p>
<p>Should still be able to access grant funds but as of there are emerging issues with payment systems for reimbursements, new grants (applications and negotiations) remain on hold, and Montgomery County may have to revise due to DEI content. Emerging concerns about access to federal data, which is being deleted.</p>							

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How did we get here: Early February

Federal Event								
	<p>ACLU et al. lawsuit files to stop cuts to gender care</p> <p>US Homeland Security freezes all USCIS (immigration-related) grants to nonprofits</p> <p>EPA 5 Pillars</p>	<p>DOJ issues Sanctuary Jurisdiction Directives to end funding to sanctuary cities</p> <p>EO to stop Transgender student athletes, w/ broader Title IX enforcement TRO</p>	<p>Presidential Memo to Dept Heads to review and stop federal funds going to NGOs that may undermine the American people</p> <p>US DOT suspends unobligated & future NEVI</p>	<p>NIH Director Guidance limits IDC to 15% for all new research grants, and existing grants starting Feb 10 TRO</p> <p>San Fran v Trump challenges Sanctuary Juris. directives</p>	<p>Motion to Enforce in NY v Trump (MD is a plaintiff)- Judge finds Trump Admin non-compliant with TROs, hints at penalties, orders release of IRA, IJIA funds.</p> <p>Medical colleges lawsuit & Temporary Restraining Order in IDC cap</p> <p>FEMA directs staff to freeze all FY21-24 grants, despite 2 court orders (p. 5) (TRO)</p>	<p>Judge issues TRO on gender care, websites should go back up</p> <p><i>Death by a thousand cuts:</i> Review Panels cancelled (e.g. to review Human Subject research); DOJ, other grant opportunities removed (even w/no Climate or DEI)</p>	<p><i>Death by a thousand cuts:</i> Contracts for Grant Administrators cancelled</p> <p>NYC FEMA funds revoked</p>	<p>USDA New Vision Letter restricts SNAP</p> <p>No amicus briefs accepted in NY v Trump (MD is a plaintiff)</p> <p>Shapiro et.al v DOJ challenges freeze</p>
MCG Impact	Feb 4	Feb 5	Feb 6	Feb 7	Feb 10	Feb 11	Feb 12	Feb 13
	<p>NGOs may not be able to provide services to immigrants and refugees</p> <p>MCG may differ from EPA on approach to permitting and energy</p>	<p>May conflict with MCG Executive Order 135-19 on use of local funds in federal immigration</p>	<p>NGO partners may not be able to provide services</p> <p>Unclear, MDOT has obligated NEVI funds</p>	<p>May set a precedent on IDC more broadly. MCG has a proposed rate of 19.98%.</p>	<p>MCG should have access to IRA, IJIA funds</p> <p>MCG should continue to be able to charge its 19.98% rate.</p> <p>MCG's FEMA funds may be frozen.</p>	<p>MCG & partner applications may not be processed due to lack of reviewing capacity</p> <p>MCG stops working on multiple DOJ applications that were pulled</p>	<p>MCG can't apply to programs that "officially" exist but can't be administered</p>	<p>State will have to comply with SNAP changes, may trickle down</p> <p>MCG should be aware of differing DEI guidance from Feds and State</p>
Should be able to access grant funds that have signed agreements as of Week 4. However, new grants (applications and negotiations) appear to be completely on hold. The legality of this is in question. Even so, careful review of grant terms is necessary as of Week 4.								

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How did we get here: January

Federal Event	Pre-2025	Jan 20	Jan 21	Jan 21	Jan 27	Jan 28	Jan 29	Jan 31	Feb 3
MCG Impact	In FY24, Grant Revenue to the County exceeded \$200M.	Multiple \$78M in IRA and IIJA funds awarded to County (both directly received and from partners).	Around \$30M of MCG IRA, IIJA awards are for energy. Very little communication from federal grant officers	Portions of MCG grants may be cancelled due to content.	All MCG federal funding (and State Pass-through) appears paused. MCG receives DOE Cease memo to cease all DEI and CBP and await re-negotiation	Rep. Delaney says ALL state funds frozen; Federal funding then officially unpaused Continued low communication from federal grant officers	MCG hears from MEA that EPA pausing IRA, IIJA MCDOT has ~\$40M from DOT that may be paused, clawed back, revised	MCG has direct and partnership EPA grants that may be paused, clawed back, revised MCG may be owed \$42M in obligated IRA and IIJA funds, much from DOE	MCG receives notice from EPA and FEMA about TRO
Federal Event	EO: Executive Order TRO: Temporary Restraining Order or Injunction	EOs on Immigration, DEI , Merit , Gender ideology , Green Energy ** TROs , Abortion ; Pauses IRA, IIJA funds Injunction Price relief memo	Federal HHS communications halt OMB clarifying memo (M-25-11) that IRA and IIJA only applies to Green Energy, not transportation	Departments begin issuing guidance on DEI , Climate Change , immigration TRO	OMB freezes all federal financial assistance (now rescinded, M-25-13) TRO Lawsuits filed: Nonprofit v Trump and NY v Trump (MD is a party)	OMB says freeze is only for Executive Order topics (M-25-14) TRO Court Order: 1 week stay on freeze (Nonprofit v Trump)	OMB rescinds freeze memo M25-13 while White House says freeze intent remains DOT " Woke Rescission " memo Anti-Semitism EO	Court Order: Temporary Restraining Order (TRO) on freeze (NY v Trump) Congressional Letter to EPA about unlawful clawback of obligated funds and Letter to DOEng about unlawful halt of IRA and IIJA	Court Order: TRO on freeze (Nonprofit v Trump) Departments must send out notices about TRO , can't pause grants due to EO, but can for "own discretion" Nat. Diversity Officers et al. lawsuit to stop DEIA cuts

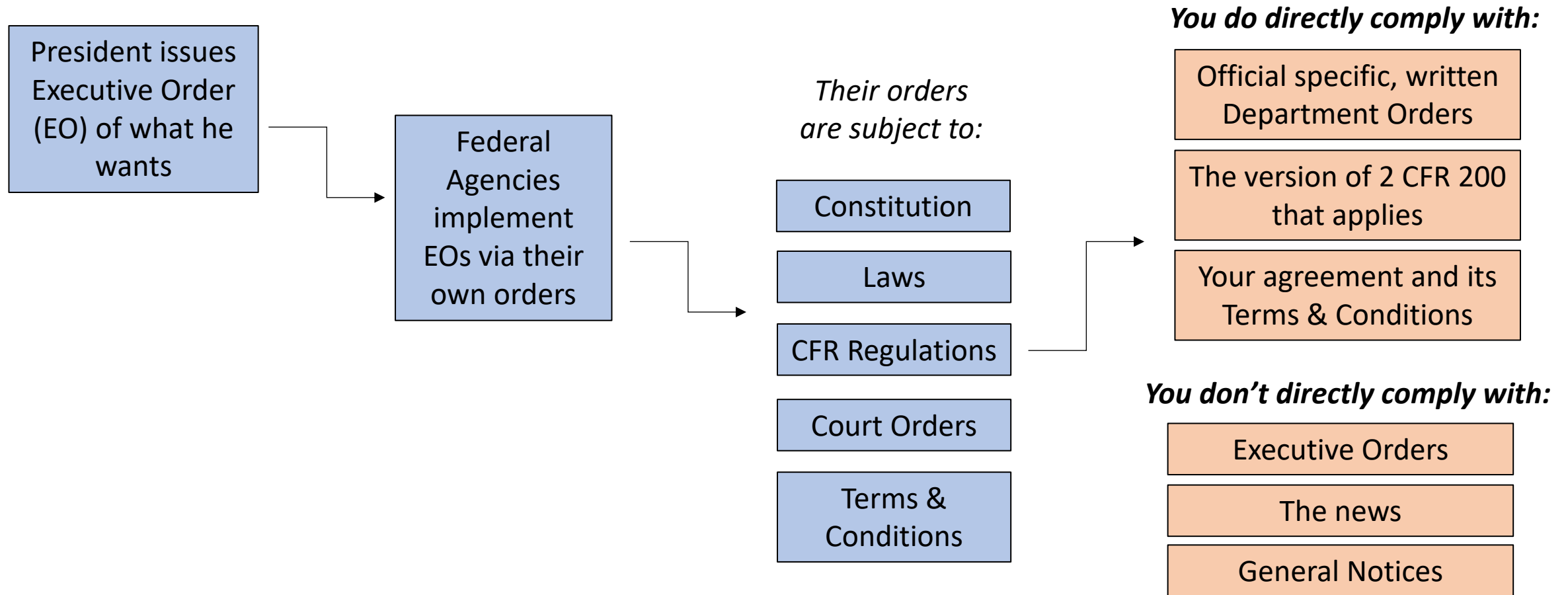
** Includes renewable energy, electrification, and energy efficiency projects. [Unleashing American Energy](#)

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Comply with what? Understanding the EOs



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Best Practices

Signed Agreements

- **Stay compliant.**
- Even if your Grant Officer is non-communicative, **send your documents and communications on-time, and document this.**
- **Review agreements and contracts** for relevant clauses and red flags.
- **File for reimbursements NOW and REGULARLY.** Don't wait until the end – that is risky.

Awards in Negotiations, or Revising to meet Redlined NOFOs

- Stay in **regular contact with Grants Officers (even if they are non-responsive).**
- Be ready to **revise** (e.g. Community Benefits Plans, DEI, Climate activities) and think about how your budget may need to change.
- **Ensure full reviews by legal and policy stakeholders**, even if time-crunched, to **avoid provisions that are unacceptable to you**

New Opportunities

- Keep applying! Federal grant opportunities are governed by law and are still being released. **PREPARE IN ADVANCE.**
- Look at **private and state opportunities** – they are increasing
- Identify priorities and have a **pipeline of potential projects** that can be quickly converted into grant applications.
- **Re-Develop projects** that follow clear Goal-Outcome-Output-Indicator templates preferred by private funders.
- **Prepare to pivot project justifications to match new funder priorities**, to the extent you are willing and able.

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Proactively Build Resilience

Where there is certainty:

- **Stay compliant:** Know your agreements, CFR/Uniform Guidance, Terms & Conditions. Know your system well enough to separate costs.
- **Inventory and assess grants for exposure and risk:** Climate, DEI, Gender, Immigration, Antisemitism, Nonprofits, Abortion, Vaccines, Drug/Homelessness enforcement
- **Identify vulnerabilities and backups:** E.g. Reliance on a government data system and your alternatives.
- **Communicate with Grantor/Contract Monitor:** Separate rumor from truth to find actionable steps.

Where there is uncertainty:

- **Stay up to date on changes:** Bookmark and follow legislation and EO trackers.
- **Know how to communicate with your elected officials efficiently:** They have the most federal influence.
- **Look for new opportunities:** Especially among private donors, more are coming out. Have proposals ready to go. **Prepare in advance.**
- **Develop liquidity contingency plan:** In the case of delayed disbursements, know your priorities and obligations.

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Questions and Resources

OGM's Incoming Grants Team:

Rafael P. Murphy, *Director OGM*

Emily D. Danyluk, *Program Manager II*

Anu Gupta, *Program Manager II*

Incoming.Grants@MontgomeryCountyMD.gov



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