### **APPENDIX B - REQUIRED FORMS**

### **Exhibits**

- 1) Organization Questionnaire/Affidavit
- 2) Certification of Compliance
- 3) Request for Preference Consideration
- 4) Debarment History and List of Terminated Contracts
- 5) Declaration
- 6) Community Business Enterprise (CBE) Information (Excel Worksheet)
- 7) Budget Form
- 8) Application Form
- 9) Contribution and Agent Declaration Form
- 10) Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion Lower Tier Covered Transactions (45 C.F.R. Part 76)

### **ORGANIZATION QUESTIONNAIRE/AFFIDAVIT**

|     | roposer Name:   |                      | County Webven Number:                                     |
|-----|---|----------------------|---|
| A   | ddress:   |                      |   |
| Te  | elephone Number:  |                      | Email:  |
| In: | ternal Revenue Service Employer Identificat<br>umber:                     | tion                 | California Business License Number:                       |
|     |   |                      |   |
|     | Select the option that best defines your                                  |                      | orporation or Limited Liability Company (LLC):            |
|     | firm's business structure:  | Leg                  | al Name (as stated in Articles of Incorporation):         |
|     | ☐ Corporation☐ Limited Liability Company (LLC)                            | Sta                  | te of Incorporation:                                      |
| 1   | ☐ Limited Partnership ☐ Sole Proprietorship ☐ Non-Profit ☐ If L           |                      | ar of Incorporation:                                      |
|     |   |                      | imited Partnership or a Sole Proprietorship:              |
|     | ☐ Franchise☐ Other (Specify)  | Nar                  | me of proprietor or managing partner:                     |
|     |   | If o                 | ther: Specify business structure name:                    |
|     | Is your firm doing business under one or more DBA's?                      | Nar                  | ne:   |
|     |   |                      | untry of Registration:                                    |
| 2   | ☐ Yes ☐ No  | Yea                  | ar became DBA:  |
|     |   |                      |   |
|     | Is your firm wholly/majority owned by, or a subsidiary of another firm?   |                      | es, indicate name of Parent Firm and State of orporation. |
| 3   | ☐ Yes ☐ No  | Name of Parent Firm: |   |
|     |   | Sta                  | te of Incorporation or registration of parent firm:       |
|     | Has your firm done business under other names within last five (5) years? | If ye                | es, indicate any other names and the year of name change. |
|     | Hamos within last live (5) years:   | Nar                  | me(s):  |

Year(s) of Name Change:

☐ Yes ☐ No

### **ORGANIZATION QUESTIONNAIRE/AFFIDAVIT**

| 5 | List names of all joint ventures, partners, subcontractors, or others having any right or interest in this contract or the proceeds thereof. If not applicable, state "NONE". |   |
|---|---|---|
|   | Is your firm involved in any pending acquisition or mergers?  | If yes, please provide additional information regarding the pending merger. |
| 6 | ☐ Yes ☐ No  |   |
|   | List all names and contact information of all individuals legally authorized to   | Name:<br>Title:   |
|   | commit the Proposer.  | Phone:<br>Email:  |
|   |   | Name:   |
| 7 |   | Title:  |
| • |   | Phone:  |
|   |   | Email:  |
|   |   | Name:   |
|   |   | Title:  |
|   |   | Phone:  |
|   |   | Email:  |

### **CERTIFICATION OF COMPLIANCE**

Proposer certifies compliance with all programs, policies, and ordinances specified below.

|   | TITLE  | REFERENCE             | CERTIFICATIONS  |
|---|--|-----------------------|---|
| 1 | Certification of No Conflict of<br>Interest  | LACC 2.180            | Certifies Compliance?  ☐ Yes ☐ No   |
| 2 | Familiarity with the County Lobbyist Ordinance Certification   | LACC 2.160            | Certifies Compliance?  ☐ Yes ☐ No   |
| 3 | Zero Tolerance Policy on<br>Human Trafficking Certification  | <u>Motion</u>         | Certifies Compliance?  ☐ Yes ☐ No   |
| 4 | Compliance with Fair Chance<br>Employment Hiring Practices<br>Certification  | Board Policy<br>5.250 | Certifies Compliance?  ☐ Yes ☐ No   |
| 5 | Charitable Contributions Certification  Enter the California Registry of Charitable Trusts "CT" number and upload a copy of firm's most recent filing with the Registry of Charitable Trusts as required by Title 11 California Code of Regulations, sections 300-301 and Government Code sections 12585-12586 (if applicable)  Click or tap here to enter text. | Board Policy<br>5.065 | Check the Certification below that is applicable to your company.  Proposer or Contractor has examined its activities and determined that it does not now receive or raise charitable contributions regulated under California's Supervision of Trustees and Fundraisers for Charitable Purposes Act. If Proposer engages in activities subjecting it to those laws during the term of a County contract, it will timely comply with them and provide County a copy of its initial registration with the California State Attorney General's Registry of Charitable Trusts when filed.  OR  Proposer or Contractor is registered with the California Registry of Charitable Trusts under the CT number listed in this document and is in compliance with its registration and reporting requirements under California law. Attached is a copy of its most recent filing with the Registry of Charitable Trusts. |
| 6 | Attestation of Willingness to<br>Consider GAIN/START<br>Participants   | Board Policy<br>5.050 | Certifies Compliance?  ☐ Yes ☐ No  Willing to provide GAIN/START participants access to employee mentoring program?  ☐ Yes ☐ No ☐ N/A-program not available   |
| 7 | Contractor Employee Jury<br>Service Program Certification<br>Form & Application for<br>Exception   | <u>LACC 2.203</u>     | Certifies Compliance?  ☐ Yes ☐ No  If No, identify exemption:  ☐ My business does not meet the definition of "contractor," as defined in the Program.  ☐ My business is a small business as defined in the Program.  ☐ My business is subject to a Collective Bargaining Agreement (attach agreement) that expressly provides that it supersedes all provisions of the Program  |
| 8 | Certification of Compliance with<br>the County's Defaulted Property<br>Tax Reduction Program   | LACC 2.206            | Certifies Compliance?  Yes No  If No, identify exemption: Click or tap here to enter text.  |

#### REQUEST FOR PREFERENCE CONSIDERATION

<u>INSTRUCTIONS</u>: Proposers requesting preference consideration must complete and include this form in their proposal. Proposers may request consideration for one or more preference programs. In order to qualify for preference, firm must be certified by the County of Los Angeles Department of Consumer and Business Affairs (DCBA). Please reference your Certification Letter issued by DCBA to determine Federal/Non-Federal preference eligibility.

| ■ PREFERENCE NOT REQUESTED |  |
|----------------------------|--|

### <u>OR</u>

| ☐ PREFERENCE REQUESTED (SELECT ALL THAT APPLY) |   |            |  |  |
|--|---|------------|--|--|
| Prefe  | Preference Program Reference  |            |  |  |
|  | Request for Local Small Business Enterprise (LSBE) Program Preference       | LACC 2.204 |  |  |
|  | ☐ Certification for Non-Federally Funded County Solicitations               |            |  |  |
|  | ☐ Certification for Federally Funded County Solicitations                   |            |  |  |
|  | Request for Social Enterprise (SE) Program Preference                       | LACC 2.205 |  |  |
|  | ☐ Certification for Non-Federally Funded County Solicitations               |            |  |  |
|  | ☐ Certification for Federally Funded County Solicitations                   |            |  |  |
|  | Request for Disabled Veterans Business Enterprise (DVBE) Program Preference | LACC 2.211 |  |  |

Note: In no instance should any of the listed preference programs price or scoring be combined with any other County program to exceed fifteen percent (15%) in response to any county solicitation.

## REQUIRED FORMS – EXHIBIT 4 DEBARMENT HISTORY AND LIST OF TERMINATED CONTRACTS

### Proposer's Name:

| 1. DEBARMENT HISTORY (Check one)                  |  |     | NO |  |  |  |
|---|--|-----|----|--|--|--|
| Proposer is currently debarred by a public entity |  |     |    |  |  |  |
| If yes, please provide the na                     | If yes, please provide the name of the public entity:  |     |    |  |  |  |
| 2. LIST OF TERMINATED (                           | CONTRACTS (Check one)  | YES | NO |  |  |  |
| Proposer has contracts that                       | have been terminated in the past three (3) years.  |     |    |  |  |  |
| If yes, please list all contract                  | If yes, please list all contracts that have been terminated prior to expiration within the last three (3) years. |     |    |  |  |  |
| Service:  |  |     |    |  |  |  |
| Name of Entity:                                   |  |     |    |  |  |  |
| Address:  |  |     |    |  |  |  |
| Contact:  |  |     |    |  |  |  |
| Telephone:  |  |     |    |  |  |  |
| Email:  |  |     |    |  |  |  |
| Termination Date:                                 |  |     |    |  |  |  |
| Name/Contract No:                                 |  |     |    |  |  |  |
| Reason for Termination:                           |  |     |    |  |  |  |
|   |  |     |    |  |  |  |
| Service:  |  |     |    |  |  |  |
| Name of Entity:                                   |  |     |    |  |  |  |
| Address:  |  |     |    |  |  |  |
| Contact:  |  |     |    |  |  |  |
| Telephone:  |  |     |    |  |  |  |
| Email:  |  |     |    |  |  |  |
| Termination Date:                                 |  |     |    |  |  |  |
| Name/Contract No:                                 |  |     |    |  |  |  |
| Reason for Termination:                           |  |     |    |  |  |  |
| Comica  |  |     |    |  |  |  |
| Service:  |  |     |    |  |  |  |
| Name of Entity:                                   |  |     |    |  |  |  |
| Address:  |  |     |    |  |  |  |
| Contact:  |  |     |    |  |  |  |
| Telephone:  |  |     |    |  |  |  |
| Email:  |  |     |    |  |  |  |
| Termination Date:                                 |  |     |    |  |  |  |
| Name/Contract No:                                 |  |     |    |  |  |  |
| Reason for Termination:                           |  |     |    |  |  |  |

### **DECLARATION**

<u>DECLARATION:</u> I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT THE INFORMATION SUBMITTED IN **EXHIBITS 1-10** IS TRUE AND CORRECT.

| PRINT NAME: | TITLE: |
|-------------|--------|
| SIGNATURE:  | DATE:  |

### REQUIRED FORMS – EXHIBIT 6 COMMUNITY BUSINESS ENTERPRISE (CBE) INFORMATION

| TITLE   | REFERENCE  |                  |                                 |                   |
|---|--|------------------|---------------------------------|-------------------|
| 1 FIRM/ORGANIZATION INFORMATION                       | The information requested below is for statistical purposes only. On final analysis and consideration of award, contractor/vendor will be selected without regard to race/ethnicity, color, religion, sex, national origin, age, sexual orientation or disability. |                  |                                 |                   |
| Total Number of Employees in California:              |  |                  |                                 |                   |
| Total Number of Employees (including owners):         |  |                  |                                 |                   |
| Race/Ethnic Composition of Firm following categories: | n. Enter the make  | -up of Owners/Pa | rtners/Associate F              | Partners into the |
| Race/Ethnic Composition                               | Owners/l<br>Associate  |                  | Percentage of he<br>the firm is |                   |
|   | Male   | Female           | Male                            | Female            |
| Black/African American                                |  |                  | %                               | %                 |
| Hispanic/Latino                                       |  |                  | %                               | %                 |

Asian or Pacific Islander
Native Americans
Subcontinent Asian

White

| TITLE   | REFERENCE |  |               |                     |        |
|---|-----------|--|---------------|---------------------|--------|
| 2 CERTIFICATION AS MINORITY,<br>WOMEN, DISADVANTAGED,<br>DISABLED VETERAN, AND<br>LESBIAN, GAY, BISEXUAL,<br>TRANSGENDER, QUEER, AND<br>QUESTIONING-OWNED (LGBTQQ)<br>BUSINESS ENTERPRISE |           | If your firm is currently certified as a minority, women, disadvantaged, disabled veteran or lesbian, gay, bisexual, transgender, queer, and questioning-owned business enterprise by a public agency, complete the following. |               |                     |        |
|   |           |  | Check if not  | applicable          | )      |
| Agency Name   | Minority  | Women  | Disadvantaged | Disabled<br>Veteran | LGBTQQ |
|   |           |  |               |                     |        |
|   |           |  |               |                     |        |
|   |           |  |               |                     |        |
|   |           |  |               |                     |        |
|   |           |  |               |                     |        |
|   |           |  |               |                     |        |

## REQUIRED FORMS – EXHIBIT 7 BUDGET

By submission of this Application, Applicant certifies that the budget quoted herein have been arrived at independently without consultation, communication, or agreement with any other Applicant or competitor for the purpose of restricting competition.

### **ESTMATED ANNUAL BUDGET FOR UMHP CONTRACT**

|    | Proposed Mental Health Promoter – Per<br>Team  | Annual Cost per Item | Number of<br>Promoters | Total Annual<br>Cost |
|----|--|----------------------|------------------------|----------------------|
| 1  | Mental Health Promoters  | \$                   | 6                      | \$                   |
| 2  | Senior Mental Health Promoter  | \$                   | 1                      | \$                   |
| 3  | Supervising Mental Health Promoter   | \$                   | 1                      | \$                   |
| 4  | Mental Health Clinical Supervisor  | \$                   | 1                      | \$                   |
| 5  | A. Total Staffing (#1 - #4)  |                      |                        | \$                   |
|    |  |                      |                        |                      |
| 6  | Flex Funds / Client Supports   |                      |                        | \$                   |
| 7  | Translation & Interpretations costs  |                      |                        | \$                   |
| 8  | Trainings Costs  |                      |                        | \$                   |
| 9  | B. Total Supports (#6 - #8)  |                      |                        | \$                   |
|    |  |                      |                        |                      |
| 10 | Total Staffing and Support (A +B)  |                      |                        | \$                   |
| 11 | C. Indirect Administrative Overhead (shall not exceed 15% of Total Staffing and Support) |                      |                        | \$                   |
| 12 | D. Contractor's Total Cost per Team (A+B+C)  |                      |                        | \$                   |

### LOS ANGELES COUNTY - DEPARTMENT OF MENTAL HEALTH

REQUEST FOR APPLICATIONS DMH#07242023B1 UNITED MENTAL HEALTH PROMOTERS

If you are applying for more than one provider site, that must be submitted in a separate and distinct application.

| Full Business Name of Applicant:  |  |
|---|--|
|   |  |
| 2. Applicant's Business Address:  |  |
| 3. Name and e-mail of Contact for this Application (must be able to legally bind the agency in a contract):   |  |
| 4. Mental Health Services Act (MHSA) Master Agreement Number:   |  |
|   |  |
| 5. Provider site address:   |  |
| 6. <u>Supervisorial District</u> of provider site in #5 above:  |  |
| 7. <u>Service Area</u> of provider site in #5 above:  |  |
| 8. List the populations that you have the capacity to serve:  |  |
| Must be one or more of those listed in Statement of Work Section1.1 – Target Population   |  |
| *Rank the target populations you have indicated you are able to serve in order from number one, which is the population you would most like to serve, to the least. |  |

## REQUIRED FORMS – EXHIBIT 9 CONTRIBUTION AND AGENT DECLARATION FORM

This form must be completed separately by all bidders/proposers, including all prime contractors and subcontractors, and by all applicants for licenses, permits, and other entitlements for use issued by the County of Los Angeles ("County").

Pursuant to the Levine Act (Government Code section 84308), a member of the Board of Supervisors, other elected County officials (the Sheriff, Assessor, and the District Attorney), and other County employees and/or officers ("County Officers") are disqualified and not able to participate in a proceeding involving contracts, franchises, licenses, permits and other entitlements for use if the County Officer received more than \$250 in contributions in the past 12 months from the bidder, proposer or applicant, any paid agent of the bidder, proposer, or applicant, or any financially interested participant who actively supports or opposes a particular decision in the proceeding.

State law requires you to disclose information about contributions made by you, your company, and lobbyists and agents paid to represent you. Failure to complete the form in its entirety may result in significant delays in the processing of your application and potential disqualification from the procurement or application process.

You must fully answer the applicable questions below. You ("Declarant"), or your company, if applicable, including all entities identified below (collectively, "Declarant Company") must also answer the questions below. The term "employee(s)" shall be defined as employees, officers, partners, owners, or directors of Declarant Company.

An affirmative response to any questions will not automatically cause the disqualification of your bid/proposal, or the denial of your application for a license, permit or other entitlement. However, failure to answer questions completely, in good faith, or providing materially false answers may subject a bidder/proposer to disqualification from the procurement.

This material is intended for use by bidders/proposers, including all prime contractors and subcontractors, and by all applicants for licenses, permits, and other entitlements for use issued by the County of Los Angeles and does not constitute legal advice. If you have questions about the Levine Act and how it applies to you, you should call your lawyer or contact the Fair Political Practices Commission for further guidance.

## REQUIRED FORMS – EXHIBIT 9 CONTRIBUTION AND AGENT DECLARATION FORM

Complete each section below. State "none" if applicable.

| Α.      |     | DMPANY OR APPLICANT INFORMATION   |
|---------|-----|---|
|         | 1)  | Declarant Company or Applicant Name:  |
|         |     | a) If applicable, identify all subcontractors that have been or will be named in your bid or proposal:  |
|         |     | b) If applicable, variations and acronyms of Declarant Company's name used within the past 12 months:   |
|         |     | c) Identify all entities or individuals who have the authority to make decisions for you or Declarant Company about making contributions to a County Officer, regardless of whether you or Declarant Company have actually made a contribution:   |
| [IF A ( | COI | MPANY, ANSWER QUESTIONS 2 - 3]  |
|         | 2)  | Identify only the Parent(s), Subsidiaries and Related Business Entities that Declarant Company has controlled or directed, or been controlled or directed by. "Controlled or directed" means shared ownership, 50% or greater ownership, or shared management and control between the entities.   |
|         |     | a) Parent(s):   |
|         |     | b) Subsidiaries:  |
|         |     | c) Related Business Entities:   |
|         | 3)  | If Declarant Company is a closed corporation (non-public, with under 35 shareholders), identify the majority shareholder.   |
|         |     |   |
|         | 4)  | Identify all entities (proprietorships, firms, partnerships, joint ventures, syndicates, business trusts, companies, corporations, limited liability companies, associations, committees, and any other organization or group of persons acting in concert) whose contributions you or Declarant Company have the authority to direct or control. |
|         |     |   |

#### CONTRIBUTION AND AGENT DECLARATION

|  | COM  | MIDE HOWIND MODELLI DECEMBE  |  |  |  |
|--|--|--|--|--|--|
| 5)   | Identify any individuals such as employees, agents, attorneys, law firms, lobbyist and lobbying firms who are or who will act on behalf of you or Declarant Compar and who will receive compensation to communicate with a County Officer regarding the award or approval of <b>this</b> contract or project, license, permit, or other entitleme for use. |  |  |  |  |
|  | to the County drawings<br>nature, <b>or</b> (2) provide p  | and/or firms who, as part of their pros<br>or submissions of an architectura<br>ourely technical data or analysis, and<br>ation with a County agency, employ | al, engineering, or similar nd who will not have any |  |  |
|  |  |  |  |  |  |
| 6)   | If you or Declarant Company are a 501(c)(3) non-profit organization, identify the compensated officers of your organization and the compensated members of your board.   |  |  |  |  |
|  |  |  |  |  |  |
| CONTRIBUTIONS  |  |  |  |  |  |
| 1) Have you or the Declarant Company solicited or directed your employee(s) or agent(s) to make contributions, whether through fundraising events, communications, or any other means, to a County Officer in the past 12 months? If so, provide details of each occurrence, including the date. |  |  |  |  |  |
|  | <b>Date</b> (contribution solicited, or directed)  | Recipient Name (elected official)  | Amount   |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
|  |  |  |  |  |  |
| *  | Please attach an additional  | page, if necessary.  |  |  |  |
| 2)   | Displace all contribution  | a made by you ar any of the entities   | and individuals identified                           |  |  |

2) Disclose all contributions made by you or any of the <u>entities and individuals identified</u> in Section A to a County officer in the past 12 months.

| <b>Date</b> (contribution made) | Name (of the contributor) | Recipient Name (elected official) | Amount |
|---------------------------------|---------------------------|-----------------------------------|--------|
|                                 |                           |                                   |        |
|                                 |                           |                                   |        |
|                                 |                           |                                   |        |

<sup>\*</sup>Please attach an additional page, if necessary.

B.

## REQUIRED FORMS – EXHIBIT 9 CONTRIBUTION AND AGENT DECLARATION

### C. <u>DECLARATION</u>

|                               | By signing this Contribution and Agent Declaration form, you (Declarant), or you and the Declarant Company, if applicable, attest that you have read the entirety of the Contribution Declaration and the statements made herein are true and correct to the best of your knowledge and belief. (Only complete the one section that applies.)   |  |  |  |  |
|-------------------------------|---|--|--|--|--|
|                               | There areadditional pages attached to this Contribution Declaration Form.   |  |  |  |  |
| COMPANY BIDDERS OR APPLICANTS |   |  |  |  |  |
|                               | I,  |  |  |  |  |
| IMPORT                        | ANT NOTICE REGARDING FUTURE AGENTS AND FUTURE CONTRIBUTIONS:  |  |  |  |  |
|                               | By signing this Contribution and Agent Declaration form, you also agree that, if Declarant Company hires an agent, such as, but not limited to, an attorney or lobbyist during the course of these proceedings and will compensate them for communicating with the County about this contract, project, permit, license, or other entitlement for use, you agree to inform the County of the identity of the agent or lobbyist and the date of their hire. You also agree to disclose to the County any future contributions made to members of the County Board of Supervisors, another elected County officer (the Sheriff, Assessor, and the District Attorney), or any other County officer or employee by the Declarant Company, or, if applicable, any of the Declarant Company's proposed subcontractors, agents, lobbyists, and employees who have communicated or will communicate with the County about this contract, license, permit, or other entitlement after the date of signing this disclosure form, and within 12 months following the approval, renewal, or extension of the requested contract, license, permit, or entitlement for use. |  |  |  |  |

Date

Signature

## REQUIRED FORMS – EXHIBIT 9 CONTRIBUTION AND AGENT DECLARATION

### **INDIVIDUAL BIDDERS OR APPLICANTS**

|  | I,, declare that the foregoing responses and the explanation on the attached sheet(s), if any, are correct to the best of my knowledge and belief. Further, I understand that failure to answer the questions in good faith or providing materially false answers may subject me to consequences, including disqualification of my bid/proposal or delays in the processing of the requested license, permit, or other entitlement.  |  |  |  |  |
|--|--|--|--|--|--|
| IMPORTANT NOTICE REGARDING FUTURE AGENTS AND FUTURE CONTRIBUTIONS: |  |  |  |  |  |
|  | If I hire an agent or lobbyist during the course of these proceedings and will compensate them for communicating with the County about this contract, project, permit, license, or other entitlement for use, I agree to inform the County of the identity of the agent or lobbyist and the date of their hire. I also agree to disclose to the County any future contributions made to members of the County Board of Supervisors, another elected County official (the Sheriff, Assessor, and the District Attorney), or any other County officer or employee by me, or an agent such as, but not limited to, a lobbyist or attorney representing me, that are made after the date of signing this disclosure form, and within 12 months following the approval, renewal, or extension of the requested contract, license, permit, or entitlement for use. |  |  |  |  |

Date

Signature

# CERTIFICATION REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY AND VOLUNTARY EXCLUSION – LOWER TIER COVERED TRANSACTIONS (45 C.F.R. PART 76)

Instructions for Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion – Lower Tier Covered Transactions (45 C.F.R. Part 76)

- 1. This certification is a material representation of fact upon which reliance was placed when this transaction was entered into. If it is later determined that Proposer knowingly rendered an erroneous certification, in addition to other remedies available to the Federal Government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.
- 2. Proposer shall provide immediate written notice to the person to whom this proposal is submitted if at any time Proposer learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.
- 3. The terms "covered transaction," "debarred," "suspended," "ineligible," "lower tier covered transaction," "participant," "person," "primary covered transaction," "principal," "proposal," and "voluntarily excluded," as used in this certification, have the meaning set out in the Definitions and Coverage sections of rules implementing Executive Order 12549. You may contact the person to which this proposal is submitted for assistance in obtaining a copy of those regulations.
- 4. Proposer agrees by submitting this proposal that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is proposed for debarment under 48 C.F.R. part 9, subpart 9.4, debarred suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the department or agency with which this transaction originated.
- 5. Proposer further agrees by submitting this proposal that it will include the provision entitled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion Lower Tier Covered Transactions (45 C.F.R. Part 76)," as set forth in the text of the Master Agreement, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions.
- 6. Proposer acknowledges that a participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not proposed for debarment under 48 C.F.R. part 9, subpart 9.4, debarred, suspended, ineligible, or voluntarily excluded from covered transactions, unless it knows that the certification is erroneous. Proposer acknowledges that a participant may decide the method and frequency by which it determines the eligibility of its principals. Proposer acknowledges that each participant may, but is not required to, check the List of Parties Excluded from Federal Procurement and Nonprocurement Programs.

- 7. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the required certification. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
- 8. Except for transactions authorized under paragraph 4 of these instructions, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is proposed for debarment under 48 C.F.R. part 9, subpart 9.4, suspended, debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal Government, the department or agency with which this transaction originated may pursue available remedies, including suspension and/or debarment.
- 9. Where Proposer and/or its subcontractor(s) is or are unable to certify to any of the statements in this Certification, Proposer shall attach a written explanation to its proposal in lieu of submitting this Certification. Proposer's written explanation shall describe the specific circumstances concerning the inability to certify. It further shall identify any owner, officer, partner, director, or other principal of the Proposer and/or subcontractor who is currently suspended, debarred, ineligible, or excluded from securing federally funded contracts. The written explanation shall provide that person's or those persons' job description(s) and function(s) as they relate to the contract which is being solicited by this Request for Proposals.

<u>Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion – Lower Tier</u> <u>Covered Transactions (45 C.F.R. Part 76)</u>

Proposer hereby certifies that neither it nor any of its owners, officers, partners, directors, other principals or subcontractors is currently debarred, suspended proposed for debarment, declared ineligible or excluded from securing federally funded contracts by any federal department or agency.