

Contract/Invitation/Request Number: **2022-045**

Name of Bidder

Date Last Updated: Nov 2021

## CERTIFICATION TO RESTRICTIONS ON LOBBYING

I, \_\_\_\_\_, hereby certify on behalf of \_\_\_\_\_ that:  
(Name and title of official) (Name of Bidder/Company Name)

1. No federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, and officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement.
2. If any funds other than federal appropriated funds have been paid or will be paid to any person influencing or attempting to influence an officer or employee of any agency, a Member of Congress, and officer or employee of Congress, or an employee of a Member of Congress in connection with the federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form – LLL, “Disclosure Form to Report Lobbying,” in accordance with its instructions.
3. The undersigned shall require that the language of this certification be included in the award documents for all sub-awards at all tiers (including sub-contracts, sub-grants and contracts under grants, loans, and cooperative agreements) and that all sub-recipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 31 U.S.C. § 1352 (as amended by the Lobbying Disclosure Act of 1995). Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

The undersigned certifies or affirms the truthfulness and accuracy of the contents of the statements submitted on or with this certification and understands that the provisions of 31 U.S.C. Section 3801, *et seq.*, is applicable thereto.

\_\_\_\_\_  
Name of Bidder/Company Name

\_\_\_\_\_  
(Signature of Representative)

\_\_\_\_\_  
(Date of Signature)

\_\_\_\_\_  
(Type or Print Name & Title of Representative)

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**CERTIFICATION TO FEDERAL GOVERNMENT REQUIRED CLAUSES (FTA)**

**AFFIRMATION OF THE BIDDER'S AUTHORIZED REPRESENTATIVE**

Name of Bidder: \_\_\_\_\_

Name and Relationship of Authorized Representative: \_\_\_\_\_

BY SIGNING BELOW on behalf of the Bidder, I declare that the Bidder has duly authorized me to make this certification and bind the Bidder's compliance. Thus, the Bidder agrees to comply with all Federal statutes and regulations, and follow applicable Federal directives, and comply with the requirements of these clauses as indicated on the ensuing pages, Federal Government Required Clauses (FTA).

The Bidder affirms the truthfulness of this certification it has made, and acknowledges that the Program Fraud Civil Remedies Act of 1986, 31 U.S.C. 3801et seq., and implementing U.S. DOT regulations, "Program Fraud Civil Remedies," 49 CFR Part 31 apply to any certification, assurance or submission made to FTA. The criminal provisions of 18 U.S.C. 1001 apply to any certification, assurance, or submission made in connection with a Federal public transportation program authorized in 49 U.S.C. Chapter 53 or any other statute. In signing this document, I declare that the foregoing certification and any other statements made by me on behalf of the Bidder are true and correct

\_\_\_\_\_  
Name of Bidder/Company Name

\_\_\_\_\_  
(Signature of Representative)

\_\_\_\_\_  
(Date of Signature)

\_\_\_\_\_  
(Type or Print Name & Title of Representative)

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**CERTIFICATION OF PRIMARY PARTICIPANT REGARDING DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY MATTERS**

The Primary Participant (applicant for an FTA grant or cooperative agreement, or potential Contractor for a major third-party contract), \_\_\_\_\_ certifies to the best of its knowledge and belief, that it and its principals:

1. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency.
2. Have not within a three-year period preceding this bid, been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
3. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph (2) of this certification; and
4. Have not within a three-year period preceding this application/bid had one or more public transactions (Federal, State or local) terminated for cause or default.
5. The contractor shall comply with the regulations relative to nondiscrimination in federally assisted programs of the Department of Transportation, Title 49, Code of Federal Regulations, part 21, as they may be amended from time to time. The contractor, with regard to the work performed during the contract, shall not discriminate on the grounds of race, color, gender, or national origin in the selection of and retention of subcontractors, including procurement of materials and leases of equipment.

If the primary participant (applicant for FTA grant, or cooperative agreement, or potential third-party Contractor) is unable to certify to any of the statements in this certification, the participant shall attach an explanation to this certification.

**THE PRIMARY PARTICIPANT (APPLICANT FOR AN FTA GRANT OR COOPERATIVE AGREEMENT, OR POTENTIAL CONTRACTOR FOR A THIRD-PARTY CONTRACT), CERTIFIES OR AFFIRMS THE TRUTHFULNESS AND ACCURACY OF THE CONTENTS OF THE STATEMENTS SUBMITTED ON OR WITH THIS CERTIFICATION AND UNDERSTANDS THAT THE PROVISIONS OF 31 U.S.C., SECTIONS 3801 *ET SEQ.* ARE APPLICABLE THERETO.**

\_\_\_\_\_  
Name of Bidder/Company Name

\_\_\_\_\_  
(Signature of Representative)

\_\_\_\_\_  
(Date of Signature)

\_\_\_\_\_  
(Type or Print Name & Title of Representative)

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## **CERTIFICATION REQUIREMENT FOR PROCUREMENT OF STEEL, IRON, OR MANUFACTURED PRODUCTS**

### **Certificate of Compliance with 49 U.S.C. 5323(j)(13)**

The bidder or offeror hereby certifies that it will meet the requirements of 49 U.S.C. 5323(j)(13) and the applicable regulations in 49 CFR 661.6.

\_\_\_\_\_  
Name of Bidder/Company Name

\_\_\_\_\_  
(Signature of Representative)

\_\_\_\_\_  
(Date of Signature)

\_\_\_\_\_  
(Type or Print Name & Title of Representative)

-----OR-----

### **Certificate of Non-Compliance with 49 U.S.C. 5323(j)(13)**

The bidder or offeror hereby certifies that it cannot comply with the requirements of 49 U.S.C. 5323(j)(13) and 49 CFR 661.6, but it may qualify for an exception pursuant to 49 U.S.C. 5323(j)(2)(A), 5323(j)(2)(B), or 5323(j)(2)(D), and 49 CFR 661.7. **The FTA Waiver must be included with the bid.**

\_\_\_\_\_  
Name of Bidder/Company Name

\_\_\_\_\_  
(Signature of Representative)

\_\_\_\_\_  
(Date of Signature)

\_\_\_\_\_  
(Type or Print Name & Title of Representative)