

**State of Illinois Uniform Notice of Funding Opportunity (NOFO)  
Summary Information**

Awarding Agency Name	Transportation
Agency Contact	Adam Gabany (Adam.Gabany@illinois.gov)
Announcement Type	Initial
Type of Assistance Instrument	Grant
Funding Opportunity Number	494-10-0343
Funding Opportunity Title	State and Community Highway Safety/National Priority Safety Program
CSFA Number	494-10-0343
CSFA Popular Name	Section 402 and Section 405
Anticipated Number of Awards	40
Estimated Total Program Funding	\$20,000,000
Award Range	Not Applicable
Source of Funding	Federal and State
Cost Sharing or Matching Requirements	No
Indirect Costs Allowed	Yes
Restrictions on Indirect Costs	Yes : (2CFR Part 200, Appendix VII.D.b); (2 CFR 200.47)
Posted Date	01/28/2019
Application Date Range	01/28/2019 - 03/14/2019 : 5:00 PM
Grant Application Link	
Technical Assistance Session	No

# Illinois Department of Transportation Notice of Funding Opportunity (NOFO)

FY21 State Year-Long

21-0343-01

## A. Program Description

To aid local communities in reducing fatalities and serious injuries on Illinois roadways, the Illinois Department of Transportation's Bureau of Safety Programs and Engineering (BSPE) established the traffic safety grant program. This program is made possible with federal funds that are issued to the state annually for highway safety initiatives. These funds are distributed via grants through the Highway Safety Plan. The primary goals of the Highway Safety Plan include: reducing motor vehicle crashes; reducing fatalities and injuries; increasing the use of occupant protection devices; and reducing impaired driving.

Funding for these types of programs is limited. Current or past funding of a program does not guarantee future funding. Program applicants must provide clear data supporting the community need and specific ways this program and funding will improve problem areas. Program applicants must also demonstrate how their request will help meet BSPE's performance goals. Supplemental materials to aid in the development of the application narrative and budget can be found under the "Resources" tab at [www.trafficsafetygrantsIllinois.org](http://www.trafficsafetygrantsIllinois.org).

Only approved and documented expenditures will be reimbursed under the Highway Safety Program.

The Notice of Funding Opportunity (NOFO) is for State Fiscal Year (SFY) 2021. Dates of operation are from July 1, 2020 through June 30, 2021.

The highway safety programs available are for occupant protection, impaired driving, police traffic services, traffic records, motorcycle safety, distracted driving, pedestrian/bicycle safety, and teen safe driving. Strategies to implement are enforcement, training, outreach, and education.

Below are program overviews for Enforcement, Non-Enforcement, and Traffic Records applicants.

### Enforcement:

The enforcement program focuses on increasing high visibility enforcement of traffic safety laws in Illinois. The enforcement efforts are designed to reduce fatalities and serious injuries on some of the deadliest times of the year for vehicle travel. Each agency has different needs and focuses and the additional enforcement options can be used to help address those issues.

IDOT also encourages State Enforcement Agencies to participate in NHTSA's nationwide enforcement campaigns listed below.

Thanksgiving (Occupant Protection)  
Christmas/New Year's (Impaired Driving)  
St. Patrick's Day (Impaired Driving)  
Memorial Day (Occupant Protection)  
Independence Day (Impaired Driving)  
Labor Day (Impaired Driving)

### Enforcement Expectations:

- Overtime traffic enforcement shall be provided for the specified hours spread throughout the enforcement period with an emphasis on impaired driving, occupant restraint, illegal use of an electronic device, and/or speeding laws.
- Officers are encouraged to issue multiple citations to drivers and/or passengers who have committed multiple violations.

- IDOT will provide materials to assist the local agency in preparing public information campaigns and news releases.
- The applicant agency may be asked to participate in promotional events and regional meetings at the request of BSPE.

Program applicants must also demonstrate how their request will help meet BSPE's performance goals. Supplemental materials to aid in the development of the application narrative and budget can be found under the "Resources" tab at [www.trafficsafetygrantsIllinois.org](http://www.trafficsafetygrantsIllinois.org).

#### Non-Enforcement:

The objective of this activity is designed to increase public awareness and knowledge about highway safety issues, promote safe and healthy driving behavior among underage and adult individuals, and/or to increase the awareness of the consequences associated with a driving arrest and other sanctions.

#### Non-Enforcement Expectations:

- Use data-driven approaches to evaluate and address local highway safety issues;
- To implement the data-driven, Highway Safety Program detailed in the grant application;
- To evaluate the effectiveness of the Program;
- Program applicants must also demonstrate how their request will help meet BSPE's performance goals. Supplemental materials to aid in the development of the application narrative and budget can be found under the "Resources" tab at [www.trafficsafetygrantsIllinois.org](http://www.trafficsafetygrantsIllinois.org).
- Participate in media and promotional events at the request of BSPE;

Applications for grants may focus on one, multiple, partial, or other highway safety initiative not listed below.

- Training;
- Education and Outreach;
- Provide safety education and instruction using evidence-based curricula;
- Provide educational materials and technical tools designed to foster community level approaches to highway safety issues specifically: occupant protection, impaired driving, pedestrian/bicycle safety, motorcycle safety, drowsy driving, and distracted driving;
- make effective use of criminal justice, medical or other professionals through presentations in the classroom or the design of and delivery of training courses and materials;
- employer programs;
- responsible alcohol service;
- transportation alternatives;
- adult and underage drinking/drug use prevention;

#### Traffic Records (TR)

The Illinois Traffic Records Program is managed and coordinated through BSPE. The Traffic Records system includes the collection, management, and analysis of traffic safety data. It is comprised of six core data systems: crash; driver; vehicle; roadway; citation; adjudication; and injury surveillance.

#### Traffic Records Expectations:

- To implement a data-driven, safety program as detailed in the grant application;
- To regularly evaluate the effectiveness of the highway safety program;
- To implement programs according to BSPE program policies;

Applicants under this program address a wide variety of highway safety objectives including the following areas:

- Develop and implement effective programs to improve the timeliness, accuracy, completeness, uniformity, integration, and accessibility of Illinois data systems.
- Maintain a traffic records system that supports the data-driven, science-based decision-making necessary to identify problems, develop, deploy, and evaluate countermeasures.
- Evaluate the effectiveness of efforts to integrate Illinois data systems. The integrated databases will identify risk factors, protective factors, and outcomes of motor vehicle crashes and improve knowledge of how motor vehicle crashes affect types of injuries and injury severity.

Program applicants must also demonstrate how their request will help meet BSPE's performance goals. Supplemental materials to aid in the development of the application narrative and budget can be found under the "Resources" tab at [www.trafficsafetygrantsillinois.org](http://www.trafficsafetygrantsillinois.org).

#### B. Funding Information

FAST Act or current funding bill if the FAST Act is replaced. The FAST Act has federal funding Sections 402, 405b, 405c, 405d, 405f, and 405h depending on the specific grant objectives and/or the State of Illinois.

#### C. Eligibility Information

##### 1. Eligible Applicants

An entity may not apply for a grant until the entity has registered and pre-qualified through the Grant Accountability and Transparency Act (GATA) Grantee Portal, [www.grants.illinois.gov/portal](http://www.grants.illinois.gov/portal). Each entity should check with their County or Municipalities' highest level (generally the treasurer, clerk, etc.) to see how they are currently registered in the GATA portal. Registration and pre-qualification are required annually. During pre-qualification, verifications are performed including a check of federal SAM.gov Exclusion List and status on the Illinois Stop Payment List. The Grantee Portal alerts the entity of "qualified" status or informs how to remediate a negative verification (e.g., inactive DUNS, not in good standing with the Secretary of State). Inclusion on the SAM.gov Exclusion List cannot be remediated.

For Local Governments there are two types of registrations, which include:

- Centralized - primarily for Local Governments (**most common type**) - Counties and Municipalities with multiple departments and divisions where the funds/awards go to the county or municipality's highest level and then to the specific division or department. The highest entity level would register for all departments and divisions. All entities that fall under this centralized registration would be listed/identified in a "Grantee Note" by the registrant or the registrant can obtain assistance from [DOT.GATA@illinois.gov](mailto:DOT.GATA@illinois.gov) to enter in the additional entities for them. All of the awards for any of the entities listed would go to the registered FEIN, DUNS and GATA registration (a.k.a. Organization ID) numbers listed on the centralized registration. **One** Internal Control Questionnaire (ICQ) would be completed and **ONE** Indirect Cost Rate would be identified for all entities identified under the registration.
- Parent/Child - primarily for Local Governments (**least common type**) - Counties and Municipalities with multiple departments and divisions that have their own DUNS numbers AND receive the funds/awards directly. The funds/awards DO NOT go through the highest level. The highest entity (the parent) level would register their FEIN and DUNS, complete an ICQ and select an indirect cost rate.

All state agencies interested in applying that are receiving federal highway safety funds must have an acceptable accounting system in existence capable of identifying the federal-related costs separately from their general operating costs.

##### 2. Cost Sharing or Matching

Allowed but not required.

##### 3. Indirect Cost Rate

Allowed

4. Other, if applicable

D. Application and Submission Information

1. Address to Request Application Package

DOT.TSgrants@illinois.gov or 217-782-3568

2. Content and Form of Application Submission

Agencies applying for a Highway Safety Grant, should go to [www.TrafficSafetyGrantsIllinois.org](http://www.TrafficSafetyGrantsIllinois.org) and complete the following forms:

1. Uniform Application for State Grant Assistance

- Fill in application, print entire application, sign signature page, scan entire document, ready to send to IDOT
- Send as PDF named "agency name Application FY21"

2. Uniform Budget Template

- Fill in budget template, save as a fillable PDF with unsigned signature page, ready to send to IDOT

- Send as PDF named "agency name Budget FY21"

a. Uniform Budget Template Signature Page

- Print signature page, sign, scan as PDF, ready to send to IDOT
- Send as PDF named "agency name Signed Budget FY21"

3. Attachment (BSPE 431 for traffic records grants or BSPE 421 for non-enforcement grants)

- Fill in attachment, saved as fillable PDF, ready to send to IDOT
- Send as PDF named "agency name Attachment FY21"

4. Programmatic Risk Assessment

- Fill in assessment, print entire document, sign signature page, scan entire document with signature as PDF, ready to send to IDOT
- Send as PDF named "agency name Risk Assessment FY21"

5. Uniform Grant Agreement Affidavit of Disclosure of Conflicts of Interest

- Fill in affidavit, print entire document, sign signature page, scan entire document with signature as PDF, ready to send to IDOT
- Send as PDF named "agency name Conflict of Interest FY21"

Send required forms as attachments in a single email with a subject line including your agency name and "FY21 application" to DOT.TSgrants@illinois.gov.

If required forms are missing or not workable, applicant agency will be contacted within five (5) business days.

A Highway Safety Grant application is not considered complete until all required documents are confirmed as received.

IDOT will reply with an electronic receipt of delivery once application documents are received. Please allow five (5) business days for confirmation.

Grantee must follow up within ten (10) business days of submitting their application if no confirmation email has been received. Failure to do so will result in forfeiture of possible grant funding.

3. Dun and Bradstreet Universal Numbering System (DUNS) Number and System for Award Management (SAM) -- Each applicant (unless the applicant is an individual or Federal or State awarding agency that is exempt from the requirements under 2 CFR §25.110(b) or (c), or has an exception approved by the Federal or State awarding agency under 2 CFR § 25.110 (d) is required to:
- (i) Be registered in SAM before submitting its application. To establish a SAM registration, go to [www.SAM.gov](http://www.SAM.gov) and/ or utilize this instructional link: [How to Register in SAM](#) from the [www.grants.illinois.gov](http://www.grants.illinois.gov) Resource Links tab. As of 6/11/18, entities registering in SAM must submit a notarized letter appointing their authorized Entity Administrator. Use the updated [FAQ sheet](#) from SAM.gov to learn more.
  - (ii) Provide a valid DUNS number in its application; and
  - (iii) Continue to maintain an active SAM registration with current information at all times during which it has an active Federal, Federal pass-through or State award or an application or plan under consideration by a Federal or State awarding agency. It also must state that the State awarding agency may not make a Federal pass-through or State award to an applicant until the applicant has complied with all applicable DUNS and SAM requirements and, if an applicant has not fully complied with the requirements by the time the State awarding agency is ready to make a Federal pass-through or State award, the State awarding agency may determine that the applicant is not qualified to receive a Federal pass-through or State award and use that determination as a basis for making a Federal pass-through or State award to another applicant.

The State FY19 Internal Control Questionnaire must be completed in the GOMB GATA Portal, any outstanding audits must be completed, and the Programmatic Risk Assessment must be filled out to its entirety and submitted with the application package.

4. Submission Dates and Times

Monday, 01/28/19 - Thursday, 03/14/19 at 5 p.m.

5. Intergovernmental Review, if applicable

N/A.

6. Funding Restrictions

Only allowed Line-Items:

- Personnel (Salary and Wages)
- Fringe
- Travel
- Equipment
- Supplies
- Contractual Services
- Consultant
- Occupancy
- Training and Education
- Indirect Costs

No other costs are allowed.

7. Other Submission Requirements

IDOT will reply with an electronic receipt of delivery once application documents are received. Please allow five (5) business days for confirmation.

Grantee must follow up within ten (10) business days of submitting their application if no confirmation email has been received. Failure to do so will result in forfeiture of possible grant funding.

E. Application Review Information

1. Criteria

Applications will have merit-based reviews based on the following criteria. Please make sure your application submission has all of the required information and documentation. Incomplete applications may impact the merit-based review process. Please check the instructions as to which form your agency is required to submit. This information is supplied in the Content and Form of Application Submission area.

**Non-Enforcement Criteria and Weight:**

Located within 23 County Model 25%

Qualified/experienced staff to implement the proposed objectives OR a detailed plan to train/certify staff to carry out objectives. 15%

Experience with Highway Safety Grants or grant related projects. (if applicant was a grantee in the previous fiscal year project file will be reviewed) 15%

Highway Safety Plan Program Area Addressed (Project Outline) 10%

Goals are measurable, reasonable, and evaluable (Deliverable & Milestones/Performance Standards) 15%

Action Plan to Accomplish Goals (Performance Measures) 15%

Reasonable Budget 5%

**Existing Enforcement Criteria and Weight:**

Located within 23 County Model 40%

City/Unincorporated Population size of 25,000+ 5%

Over 500 Crashes for the last three years 10%

Over 20 percent of Crashes are fatality/serious injury crashes 5%

Submitting Acceptable Reports and Claims 5%

Below Average Cost of Citation 15%

Total Amount Expended vs. Amount Awarded 10%

Complies with the Illinois Traffic Stop Study 10%

**New Enforcement Criteria and Weight:**

Located within 23 County Model 50%

City/Unincorporated Population size of 25,000+ 10%

Over 500 Crashes for the last three years 10%

Over 20 percent of Crashes are fatality/serious injury crashes 15%

Complies with the Illinois Traffic Stop Study 15%

**2. Review and Selection Process**

All application packages submitted on time shall be reviewed, graded and scored by criteria as stated by the Grantor. Reviews may be completed internally. Due to limited funding, not all applications may receive funding.

Each application will be reviewed by two different reviewers. Each reviewer will complete a scorecard and makes notes as necessary.

After the review process is completed, IDOT will compile all reviews and begin the selection process. Selection will be based on the merit-based review average score, benefit to the Highway Safety Plan, and available funding. Selected applicants will receive a Notice of State Award(NOSA). Applicants that were not selected will receive a denial letter.

After the merit-based review and selection is completed, applicants that have been denied funding have the ability to appeal the decision. This is done by submitting a formal letter to the Bureau of Safety Programs and Engineering. This letter may present the case in which the applicant believes they should have received funding. Please contact 217-782-3568 for specifics.

**3. Anticipated Announcement and State Award Dates, if applicable**

The NOSA for this grant will not be issued until closer to the State Fiscal Year 2021 due to limitations of the GOMB GATA Portal's ICQ fiscal year requirements. Therefore, the NOSAs for this NOFO 21-0343-01 shall be issued in the first half of the calendar year of 2020 and after the State Fiscal Year 2021 has been approved.

**F. Award Administration Information**

**1. State Award Notices**

Successful applicants will receive a Notice of State Award (NOSA) which specifies the funding terms and specific conditions resulting from the pre-award risk assessments. The NOSA will be provided and must be accepted through the Grantee Portal. The NOSA is not authorization to begin performance or incur costs.

NOSAs will be issued once the State Budget has been approved and executed.

2. Administrative and National Policy Requirements

The NOSA for this grant will not be issued until closer to the State Fiscal Year 2021 due to limitations of the GOMB GATA Portal's ICQ fiscal year requirements. Therefore, the NOSAs for this NOFO 21-0343-01 shall be issued in the first half of the calendar year of 2020 and after the State Fiscal year 2021 has been approved.

3. Reporting

The Uniform Periodic Performance Report (PPR) and the Uniform Periodic Financial Report (PFR) have been combined into IDOT's BoBS 2832 Reporting Form. Quarterly reporting will be required unless more frequent reporting is required pursuant to specific award conditions.

These reports will describe the expenditure(s) of the funds and performance measures related thereto. The first BoBS 2832 report shall cover the first three months after the Award begins. Quarterly reports must be submitted no later than 30 calendar days following the three-month period covered by the report. Failure to submit the required BoBS 2832 report may cause a delay or suspension of funding.

The BoBS 2832 is required at a minimum of four times per year but may be required more frequently. Each Grantee's final reporting frequency shall be in the NOSA and grant agreement.

Additional documents (e.g., BSPE 205 or BSPE 07) are required. These required documents and their due dates will be clearly listed in Part II of your grant agreement.

In addition, the Grantee's assigned Safety Grant Administrator shall have a minimum of one monitoring appointment per the course of agreement.

G. State Awarding Agency Contact(s)

Program Contact:  
Adam Gabany  
217/785-1582  
Adam.Gabany@illinois.gov

GATA Compliance:  
Sarah Moore  
217/524-8166  
DOT.TSgrants@illinois.gov

Impaired Driving Coordinator:  
Shannon Alderman  
217/557-6670  
Shannon.Alderman@illinois.gov

Occupant Protection Coordinator:  
Jessi Hopkins  
217/557-2564  
Jessica.Hopkins@illinois.gov

Traffic Records:  
Mehdi Nassirpour  
217/785-8905  
Mehdi.Nassirpour@illinois.gov

H. Other Information

**Certifications and Assurances:**

**I. Certifications**

**Bribery:** Applicant certifies that it has not been convicted of bribery or attempting to bribe an officer or employee of the State of Illinois, nor made an admission of guilt of such conduct which is a matter of record (30 ILCS 500/50-5).

1. **Bid Rigging:** Applicant certifies that it has not been barred from contracting with a unit of State or local government as a result of a violation of Paragraph 33E-3 or 33E-4 of the Criminal Code of 1961 (720 ILCS 5/33E-3 or 720 ILCS 5/33E-4, respectively).
2. **Debt to State:** Applicant certifies that neither it, nor its affiliate(s), is/are barred from receiving an Award because Applicant, or its affiliate(s), is/are delinquent in the payment of any debt to the State, unless Applicant, or its affiliate(s), has/have entered into a deferred payment plan to pay off the debt, and Applicant acknowledges Grantor may declare the Agreement void if the certification is false (30 ILCS 500/50-11).
3. **Internal Revenue Code Compliance:** Applicant certifies that it does and will comply with all provisions of the Federal Internal Revenue Code (26 USC 1), the Illinois Revenue Act (35 ILCS 5), and all rules promulgated thereunder, including withholding provisions and timely deposits of employee taxes and unemployment insurance taxes.
4. **Lobbying:** Applicant certifies that it has not paid prior grant funds, or upon receiving an Award and Grant Agreement, will not be paying Grant Funds by or on behalf of Applicant to any person for influencing or attempting to influence an officer or employee of any government agency, a member of Congress or Illinois General Assembly, an officer or employee of Congress or Illinois General Assembly, or an employee of a member of Congress or Illinois General Assembly in connection with the awarding of any agreement, the making of any grant, the making of any loan, the entering into of any cooperative or intergovernmental agreement, or the extension, continuation, renewal, amendment or modification of any agreement, grant, loan or cooperative or intergovernmental agreement. 31 USC 1352. Additionally, Applicant certifies that it has filed the required certification under the Byrd Anti-Lobbying Amendment (31 USC 1352), if applicable.
  - i. **Federal Form LLL:** If any funds, other than Federally-appropriated funds, were paid or will be paid to any person for influencing or attempting to influence any of the above persons in connection with a Uniform Application for State Grant Assistance and subsequent Award and Agreement, the undersigned must also complete and submit Federal Form LLL, Disclosure of Lobbying Activities Form, in accordance with its instructions.
  - ii. **Lobbying Costs:** Applicant certifies that it is in compliance with the restrictions on lobbying set forth in 2 CFR Part 200.450. For any Indirect Costs associated with a Grant Agreement pursuant to an Award, total lobbying costs shall be separately identified in the Program Budget, and thereafter treated as other Unallowable Costs.
  - iii. **Procurement Lobbying:** Applicant warrants and certifies that it and, to the best of its knowledge, its sub-grantees, if Applicant intends to use sub-grantees upon issuance of an Award and subsequent Grant Agreement, have complied and will comply with Executive Order No. 1 (2007) (EO 1-2007). EO 1-2007 generally prohibits Grantees and subcontractors from hiring the then-serving Governor's family members to lobby procurement activities of the State, or any other unit of government in Illinois including local governments, if that procurement may result in a contract valued at over \$25,000. This prohibition also applies to hiring for that same purpose any former State employee who had procurement authority at any time during the one-year period preceding the procurement lobbying activity.
  - iv. **Sub-awards:** If Applicant is issued an Award and subsequent, Grant Agreement, and intends to utilize sub-Grantees, Applicant certifies it will include the language of this certification in the award documents for any sub-awards made pursuant to this Award at all tiers. All sub-awardees are also subject to certification and disclosure. Pursuant to Appendix II(I) to 2 CFR Part 200, Applicant shall forward all disclosures by contractors regarding this certification to Grantor.
5. **Educational Loan:** Applicant certifies that it is not barred from receiving State awards or agreements as a result of default on an educational loan (5 ILCS 385/1 *et seq.*).
6. **International Boycott:** Applicant certifies that neither it nor any substantially owned affiliated company is participating or shall participate in an international boycott in violation of the provision of the U.S. Export Administration Act of 1979 (50 USC Appendix 2401 *et seq.* or the regulations of the U.S. Department of Commerce promulgated under that Act (15 CFR Parts 730 through 774).
7. **Dues and Fees to a Discriminatory Club:** Applicant certifies that it is not prohibited from receiving an Award because it pays dues or fees on behalf of its employees or agents, or subsidizes or otherwise reimburses them for payment of their dues or fees to any club which unlawfully discriminates (775 ILCS 25/1 *et seq.*).

8. **Pro-Children Act:** Applicant certifies that it is in compliance with the Pro-Children Act of 2001 in that it prohibits smoking in any portion of its facility used for the provision of health, day care, early childhood development services, education or library services to children under the age of eighteen (18), which services are supported by Federal or State government assistance (except such portions of the facilities which are used for inpatient substance abuse treatment) (20 USC 7181-7184).
9. **Drug-Free Work Place:** If Applicant is not an individual, Applicant certifies it will provide a drug free workplace pursuant to the Drug Free Workplace Act. 30 ILCS 580/3. If Applicant is an individual and the Award applied for is valued at more than \$5,000, Applicant certifies it shall not engage in the unlawful manufacture, distribution, dispensation, possession, or use of a controlled substance during the performance of the Agreement. 30 ILCS 580/4. Applicant further certifies that it is in compliance with the government-wide requirements for a drug-free workplace as set forth in 41 USC 8102.
10. **Motor Voter Law:** Applicant certifies that it is in full compliance with the terms and provisions of the National Voter Registration Act of 1993 (52 USC 20501 *et seq.*).
11. **Clean Air Act and Clean Water Act:** Applicant certifies that it is in compliance with all applicable standards, order or regulations issued pursuant to the Clean Air Act (42 USC §7401 *et seq.*) and the Federal Water Pollution Control Act, as amended (33 USC §1251 *et seq.*).
12. **Debarment:** Applicant certifies that it is not debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this Agreement by any Federal department or agency (45 CFR Part 76), or by the State (See 30 ILCS 708/25(6)(G)).
13. **Non-procurement Debarment and Suspension:** Applicant certifies that it is in compliance with Subpart C of 2 CFR Part 180 as supplemented by 2 CFR Part 376, Subpart C.
14. **Grant for the Construction of Fixed Works:** Applicant certifies that all Programs for the construction of fixed works which are financed in whole or in part with funds provided by this Notice of Funding Opportunity shall be subject to the Prevailing Wage Act (820 ILCS 130/0.01 *et seq.*) unless the provisions of that Act exempt its application. In the construction of the Program, Applicant shall comply with the requirements of the Prevailing Wage Act including, but not limited to, inserting into all contracts for such construction a stipulation to the effect that not less than the prevailing rate of wages as applicable to the Program shall be paid to all laborers, workers, and mechanics performing work under the Award and requiring all bonds of contractors to include a provision as will guarantee the faithful performance of such prevailing wage clause as provided by contract.
15. **Health Insurance Portability and Accountability Act:** Applicant certifies that it is in compliance with the Health Insurance Portability and Accountability Act of 1996 (HIPAA), Public Law No. 104-191, 45 CFR Parts 160, 162 and 164, and the Social Security Act, 42 USC 1320d-2 through 1320d-7, in that it may not use or disclose protected health information other than as permitted or required by law and agrees to use appropriate safeguards to prevent use or disclosure of the protected health information. Applicant shall maintain, for a minimum of six (6) years, all protected health information.
16. **Criminal Convictions:** Applicant certifies that neither it nor any officer, director, partner or other managerial agent of Applicant has been convicted of a felony under the Sarbanes-Oxley Act of 2002, nor a Class 3 or Class 2 felony under Illinois Securities Law of 1953, or that at least five (5) years have passed since the date of the conviction. Applicant further certifies that it is not barred from receiving an Award under 30 ILCS 500/50-10.5, and acknowledges that Grantor shall declare the Award and subsequent Grant Agreement void if this certification is false (30 ILCS 500/50-10.5).
17. **Forced Labor Act:** Applicant certifies that it complies with the State Prohibition of Goods from Forced Labor Act, and certifies that, if it receives an Award and subsequent Grant Agreement, no foreign-made equipment, materials, or supplies furnished to the State under the Agreement have been or will be produced in whole or in part by forced labor, convict labor, or indentured labor under penal sanction (30 ILCS 583).
18. **Illinois Use Tax:** Applicant certifies in accordance with 30 ILCS 500/50-12 that it is not barred from receiving an Award under this Paragraph. Applicant acknowledges that the Award and subsequent Grant Agreement may be declared void if this certification is false.

19. **Environmental Protection Act Violations:** Applicant certifies in accordance with 30 ILCS 500/50-14 that it is not barred from receiving an Award. Grantee acknowledges that the Award and subsequent Grant Agreement may be declared void if this certification is false.
20. **Goods from Child Labor Act:** Applicant certifies that no foreign-made equipment, materials, or supplies furnished to the State under a Grant Agreement executed pursuant to an Award have been or will be produced in whole or in part by the labor of any child under the age of twelve (12) (30 ILCS 584).
21. **Federal Funding Accountability and Transparency Act of 2006:** Applicant certifies that it is in compliance with the terms and requirements of 31 USC 6101. Applicant further certifies it does and will comply with the reporting requirements of the Federal Funding Accountability and Transparency Act of 2006 (P.L. 109-282) (FFATA) with respect to Federal Awards greater than or equal to \$25,000. A FFATA sub-award report must be filed by the end of the month following the month in which the award was made.
22. **Compliance with Uniform Grant Rules (2 CFR Part 200):** Applicant certifies that it shall adhere to the applicable Uniform Administrative Requirements, Cost Principles, and Audit Requirements, which are published in Title 2, Part 200 of the Code of Federal Regulations, and are incorporated herein by reference. See 44 Ill. Admin. Code 7000.30(b)(1)(A).
23. **Compliance with Non-Discrimination Laws:** Applicant, its employees and subcontractors under subcontract made pursuant to an Award and subsequent Grant Agreement, certifies that it shall comply with all applicable provisions of State and Federal laws and regulations pertaining to nondiscrimination, sexual harassment and equal employment opportunity including, but not limited to, the following laws and regulations and all subsequent amendments thereto:
  - (a) The Illinois Human Rights Act (775 ILCS 5/1-101 *et seq.*), including, without limitation, 44 Illinois Administrative Code Part 750, which is incorporated herein;
  - (b) The Public Works Employment Discrimination Act (775 ILCS 10/1 *et seq.*);
  - (c) The United States Civil Rights Act of 1964 (as amended) (42 USC 2000a- and 2000h-6). (*See also* guidelines to Federal Financial Assistance Recipients Regarding Title VI Prohibition Against National Origin Discrimination Affecting Limited English Proficient Persons [Federal Register: February 18, 2002 (Volume 67, Number 13, Pages 2671-2685)]);
  - (d) Section 504 of the Rehabilitation Act of 1973 (29 USC 794);
  - (e) The Americans with Disabilities Act of 1990 (42 USC 12101 *et seq.*); and
  - (f) The Age Discrimination Act (42 USC 6101 *et seq.*).

## II. Assurances

1. **Applicant Standing and Authority:** Applicant assures it is duly organized, validly existing and in good standing under the laws of the State in which it was incorporated or organized and that it has the requisite power and authority to:
  - i. Execute and deliver the Uniform Application for State Grant Assistance on behalf of the Applicant;
  - ii. Execute and file the required certifications, assurances, Intergovernmental Agreements and Grant Agreements on behalf of the Applicant binding the Applicant;
  - iii. Execute Grant Agreements, Intergovernmental Agreements, and all other documents to be executed by Applicant in connection with the Award and subsequent Agreement with Grantor on behalf of the Applicant.
  - iv. Upon receiving an award and subsequent Intergovernmental Agreement or Grant Agreement, perform its obligations hereunder and to consummate the transactions contemplated within the Agreement.
  - v. If Applicant is organized under the laws of another jurisdiction, Applicant warrants that it is also duly qualified to do business in Illinois and, if applicable, is in good standing with the Illinois Secretary of State.
2. **General Assurances:**
  - i. Applicant assures it will comply with all applicable State, Federal and local laws and State administrative regulations in carrying out any project supported by a State of Illinois Grant Agreement or Intergovernmental Agreement, and any and all license requirements or professional certification provisions.
  - ii. Applicant agrees that it is under a continuing obligation to comply with the terms and conditions of the Grant

Agreement or Intergovernmental Agreement with Grantor issued for its project.

- iii. Where applicable, Applicant assures it will comply with applicable State and Federal statutes, Federal regulations and Grantor administrative rules regarding confidential records or other information obtained by Applicant concerning persons served under an Intergovernmental Agreement or Grant Agreement. The records and information shall be protected by Applicant from unauthorized disclosure.
- iv. Applicant recognizes that Federal and State laws and regulations may be modified from time to time, and those modifications may affect project implementation. The Applicant understands that Presidential executive orders, executive orders from the Office of the Governor, Federal and State directives, including policies and program guidance may be issued concerning matters affecting the Applicant or the project.
- v. The Applicant agrees that the most recent Federal and State laws, regulations, and directives will apply to the project, unless Grantor issues a written determination otherwise.

3. **Registration Assurance:** Applicant assures it and any sub-grantees it might intend to utilize shall:

- i. be registered with the Federal SAM;
- ii. be in good standing with the Illinois Secretary of State, if applicable; and
- iii. have a valid DUNS number.

Applicant understands its responsibility to remain current with these registrations and requirements. If Applicant's status with regard to any of these requirements change, or the certifications made in and information provided in the Uniform Application for State Grant Assistance changes, Applicant must notify the Grantor.

- 4. **Gift Ban Assurance:** Applicant understands it is prohibited from giving gifts to State employees and assures it will not give any gifts pursuant to Officials and Employees Ethics Act (5 ILCS 430/10-10) and Executive Order 15-09.
- 5. **Freedom of Information Act (FOIA) Assurance:** Applicant assures that upon request, Applicant shall make available to Grantor all documents in its possession that Grantor deems necessary to comply with requests made under the Freedom of Information Act. (5 ILCS 140/7(2)).

Other information, if applicable: