

## CERTIFICATIONS FOR FEDERAL GRANTS AND COOPERATIVE AGREEMENTS

U.S. Department of the Interior, U.S. Fish and Wildlife Service

### **CERTIFICATION REGARDING PROPOSAL SUBMISSION**

The Recipient certifies that this agreement is for the support and stimulation of a recipient's project and that the request for financial assistance and related proposal have not been submitted in response to a request from the Government to undertake work to support a specific Government need.

### **CERTIFICATION REGARDING LOBBYING**

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 Congress, or an employee of a member of Congress in connection with the making of any Federal grant or entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any grant or cooperative agreement.

2. If any funds, other than Federal appropriated funds, have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal grant or cooperative agreement, the undersigned shall complete and submit a Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with instructions.

Submission of this certification by the recipient is a prerequisite for making or entering into this transaction imposed by Section 1352, Title 31, U.S. Code. 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.

### **CERTIFICATION REGARDING CONFLICT OF INTEREST**

The recipient certifies that there are no relevant facts or circumstances, which could give, rise to either an individual or organizational conflict of interest. Such conflict of interest could involve such things as Government employees assisting in the preparation of the proposal or Government employees being associated with or a member of the requesting organization and being in a position to influence the awarding of a grant or cooperative agreement. The recipient agrees that if an actual or potential conflict of interest is discovered that the recipient shall make a full disclosure in writing to the Contracting Officer. This disclosure shall include a description of actions, which the recipient has taken or proposes to take, after consultation with the Contracting Officer, to avoid, mitigate or neutralize the actual or potential conflict.

### **CERTIFICATION REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY & VOLUNTARY EXCLUSION**

1. The prospective participant certifies, by submission of proposal, that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.

2. Where the prospective participant is unable to certify to any of the statements in this certification, such prospective participant shall attach an explanation to its proposal.

### **DRUG-FREE WORKPLACE REQUIREMENTS NOTE**

This certification is a material representation of fact upon which reliance was placed when the agency determined to award the agreement if it is later determined that the recipient knowingly rendered a false certification or otherwise violates the requirements of the Drug-Free Workplace Act, the agency, in addition to any other remedies available to the Federal Government, may take action authorized under the Drug-Free Workplace Act.

FOR RECIPIENTS OTHER THAN INDIVIDUALS, ALTERNATE I APPLIES  
FOR RECIPIENT WHO ARE INDIVIDUALS, ALTERNATE II APPLIES

**ALTERNATE I**

- A. The recipient certifies that it will provide a drug-free workplace by taking the following actions:
1. Publishing a statement notifying employees that the unlawful manufacture distribution, dispensing, possession or use of a controlled substance is prohibited in the recipient's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
  2. Establishing a drug-free awareness program to inform employees about
    - a. The dangers of drug abuse in the workplace;
    - b. The recipient's policy of maintaining a drug-free workplace;
    - c. Any available drug counseling, rehab, and employee assistance program; and
    - d. The penalties that may be imposed upon employees for drug abuse violation occurring in the workplace.
  3. Making it a requirement that each employee to be engaged in the performance of the agreement be given a copy of the statement required by paragraph (a);
  4. Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the agreement, the employee will:
    - a. Abide by the terms of the statement; and
    - b. Notify the employer of any criminal drug statute conviction for a violation occurring in the workplace no later than five days after such conviction;
  5. Notifying the agency within 10 days after receiving notice under subparagraph (d)(2) from an employee otherwise receiving actual notice of such conviction;
  6. Taking one of the following actions, within 30 days of receiving notice under subparagraph (d)(2), with respect to any employee who is so convicted:
    - a. Taking appropriate personnel action against such an employee, up to and including termination; or
    - b. Requiring such employee to participate satisfactorily in a drug abuse assistance or rehab program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;
  7. Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a),(b),(c),(e) and (f).
- B. The recipient shall insert in the space provided below the site(s) for the performance of work done in connection with the specific Agreement:

**Place of Performance (Street address, city, county, state & zip)**

Harris County, Texas and the counties surrounding Harris County

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**ALTERNATE II**

The recipient certifies that as a condition of the agreement he or she will not engage in the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance in conducting any activity with the Agreement.

**OMNOUS CONSOLIDATED RESCISSIONS AND APPROPRIATIONS ACT OF 1996 AND THE ENERGY AND WATER DEVELOPMENT APPROPRIATIONS ACT OF 1966**

The Recipient certifies under Section 307(a) of PL 104-134, if funds are to be expended, the recipient must comply with sections two and four of the Buy American Act and purchase American-made equipment and products.

**ANTI-DEFICEENCY-ACT**

The Recipient certifies under Section 1341 of this Act includes a limitation on expending and obligating amounts, and an officer or employee of the United States Government or of the District of Columbia government may not:

- (a) Make or authorize an expenditure or obligation exceeding an amount available in an appropriation or fund for the expenditure or obligation;
- (b) Involve either Government in a contract or obligation for the payment of money before an appropriation is made unless authorized by law;
- (c) Make or authorize an expenditure or obligation of funds required to be sequestered under section 252 of the Balanced Budget and Emergency Deficit control Act of 1985; or
- (d) Involve either Government in a contract or obligation for the payment of money required to be sequestered under section 252 of the Balanced Budget and Emergency Deficit Control Act of 1985.

**METRIC CONVERSION ACT**

This act declares the metric system to be the preferred measurement system for U.S. trade and commerce. The Act requires each Federal Agency to establish a date or be dated in consultation with the Secretary of Commerce when the metric system of measurement will be used in the Agency's procurements, grants and other business-related activities. There is also a requirement that Federal awarding Agencies follow the provisions of E.O. 12770, Metric Usage in Federal Government Programs. The Recipient certifies that they will use the preferred method of measurement when applicable.

**RESOURCE CONSERVATION AND RECOVERY ACT**

As a result of this Act and implementation by the Environmental Protection Agency (EPA), State and local institutions of higher education, hospitals, and non-profit organizations that receive direct Federal awards or other Federal funds or other Federal funds shall give preference in their procurement programs funded with Federal funds to the purchase of recycled products pursuant to the EPA guidelines.

**CERTIFICATION: THE ABOVE CERTIFICATIONS ARE TRUE TO THE BEST OF MY KNOWLEDGE.**

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NAME & TITLE OF AUTHORIZED REPRESENTATIVE (Printed)

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Taxpayer Identification Number or Social Security Number:

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SIGNATURE

DATE