

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

Awarding Agency Name	Environmental Protection
Agency Contact	Allison Fry (allison.fry@illinois.gov)
Announcement Type	Initial
Type of Assistance Instrument	Grant
Funding Opportunity Number	532-30-3162-03
Funding Opportunity Title	Residential Sharps Collection Program
CSFA Number	532-30-3162
CSFA Popular Name	Residential Sharps Collection Program
Anticipated Number of Awards	0
Estimated Total Program Funding	\$600,000
Award Range	\$0 - \$35000
Source of Funding	State
Cost Sharing or Matching Requirements	No
Indirect Costs Allowed	Yes
Restrictions on Indirect Costs	No
Posted Date	03/20/2024
Application Date Range	General announcement open for a period of time with no specific due dates for applications.
Grant Application Link	Please select the entire address below and paste it into the browser... <a href="https://epa.illinois.gov/topics/waste-management/waste-disposal/medication-disposal/sharps.html">https://epa.illinois.gov/topics/waste-management/waste-disposal/medication-disposal/sharps.html</a>
Technical Assistance Session	Offered : Yes Mandatory : No Date : 04/09/2024 : 10:00AM Registration link : <a href="https://illinois.webex.com/illinois/j.php?MTID=m20bdbffd50734ec003a7292492fd8735">https://illinois.webex.com/illinois/j.php?MTID=m20bdbffd50734ec003a7292492fd8735</a>

## NOFO Template Summary Information FY19 Version

### 1. Complete each section of this summary as required:

Data Field		
1. Awarding Agency Name:	Illinois Environmental Protection Agency	
2. Agency Contact:	Allison Fry allison.fry@illinois.gov	
3. Announcement Type:	<input type="checkbox"/> Initial announcement <input checked="" type="checkbox"/> Modification of a previous announcement	
4. Type of Assistance Instrument:	Grant	
5. Funding Opportunity Number:	532-30-3162-03	
6. Funding Opportunity Title:	Residential Sharps Collection Program	
7. CSFA Number:	532-30-3162	
8. CSFA Popular Name:	Residential Sharps Collection Program	
9. CFDA Number(s):	N/A	
10. Anticipated Number of Awards:	Unknown	
11. Estimated Total Program Funding:	\$600,000	
12. Award Range:	Up to \$35,000	
13. Source of Funding:	Mark all that apply <input type="checkbox"/> Federal or Federal pass through <input checked="" type="checkbox"/> State <input type="checkbox"/> Private/other funding	Service Area: Pick One <input type="checkbox"/> Economic Development <input type="checkbox"/> Education <input checked="" type="checkbox"/> Environment/Culture <input type="checkbox"/> Government Services <input type="checkbox"/> Healthcare <input type="checkbox"/> Human Services <input type="checkbox"/> Public Safety
14. Cost Sharing or Matching Requirement:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
15. Indirect Costs Allowed	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Restrictions on Indirect Costs	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, provide the citation governing the restriction:	
16. Posted Date:	03/20/2024	
17. Application Range:	General announcement open for a period of time with no specific due dates for applications.	
18. Technical Assistance Session:	Session Offered: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No   Specify date and time Session Mandatory: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No   04/09/2024 10:00AM CST Provide link to registration, if applicable. <a href="https://illinois.webex.com/illinois/j.php?MTID=m20bdbffd50734ec003a7292492fd8735">https://illinois.webex.com/illinois/j.php?MTID=m20bdbffd50734ec003a7292492fd8735</a>	

On the following template pages:

2. Insert Program Name and NOFO Number.

3. Insert drafted program specific language into appropriate sections.

# Illinois Environmental Protection Agency Notice of Funding Opportunity (NOFO)

## Residential Sharps Collection Program

NOFO Number 532-30-3162-03

---

### A. Program Description

#### Program Background Information and Objectives:

This Notice of Funding Opportunity (NOFO) announces the availability of funds from the Illinois Solid Waste Management Fund (SWMF), administered by the Illinois Environmental Protection Agency (Illinois EPA or Agency) Materials Management and Compliance Section (MMCS). The SWMF provides funding for conducting household waste collection and disposal programs. See 415 ILCS 5/22.15(i). Sharps collected from private citizens are a household waste.

Illinois EPA MMCS intends to reimburse units of local government that operate a sharps collection station, as defined in Section 3.458 of the Illinois Environmental Protection Act, for expenses incurred in collection, storing, and disposing of used sharps. Eligible expenses include costs to obtain collection containers for use by individual residents (if not otherwise available from the Agency), collection receptacles to store sharps at the sharps collection station, mobilization fees assessed by an appropriately permitted potentially infectious medical waste (PIMW) transporter to pick up collected sharps, and disposal fees for the collected sharps. Each unit of local government is eligible for the actual costs of sharps collection and disposal, up to \$35,000.00. Eligibility criteria are provided in detail below.

### B. Funding Information

This award is funded through the SWMF. The projects to be funded are:

Reimbursement for actual costs associated with the collection and disposal of sharps from a sharps collection station operated by a unit of local government.

The number of awards will depend on the number of applications received. Performance period will begin either July 1, 2024 or upon execution of a grant agreement, whichever is later. Grantees will be reimbursed for actual expense. Grantees must demonstrate to the Agency the use of grant funds for qualifying costs incurred after the execution of the grant agreement through June 30, 2025.

Eligible costs include: costs to obtain collection containers for use by individual residents if not otherwise available from the Agency), collection receptacles to store sharps at the sharps collection station, mobilization fees assessed by an appropriately permitted potentially infectious medical waste (PIMW) transporter to pick up collected sharps, and disposal fees for the collected sharps.

### 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 [EPA.GATA@illinois.gov](mailto:EPA.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.

An applicant eligibility checklist is provided below. If the answer to any of the following questions is no, the proposed project will not be considered for funding.

## 2. Cost Sharing or Matching

None Required

## 3. Indirect Cost Rate

In order to charge indirect costs to a grant, the applicant organization must have an annually negotiated indirect cost rate agreement (NICRA). This is done through the State of Illinois' centralized indirect cost rate system. Grant applicants may choose:

a. **FEDERALLY NEGOTIATED RATE:** Applicant organizations that receive direct federal funding may have Indirect Cost Rate that was negotiated with their Federal Cognizant Agency. Illinois will accept the federally negotiated rate. The organization must provide a copy of the federally NICRA.

b. **STATE NEGOTIATED RATE:** The applicant may negotiate an Indirect Cost Rate with the State of Illinois.

a. If an applicant has not previously established an Indirect Cost Rate, an Indirect Cost Rate proposal must be submitted through State of Illinois' centralized Indirect Cost Rate system no later than three months after receipt of a Notice of State Award (NOSA).

b. If an applicant previously established an Indirect Cost Rate, the applicant must annually submit a new indirect cost proposal through Crowe Activity Review System (CARS) within six months after the close of the applicant's Fiscal Year.

c. **DE MINIMIS RATE:** An applicant that has never negotiated an Indirect Cost Rate with the Federal Government or the State of Illinois is eligible to elect a de minimis rate of 10% of modified total direct cost (MTDC). Once established, the De Minimis Rate may be used indefinitely. The State of Illinois must verify the calculation of the MTDC annually in order to accept the De Minimis Rate.

d. **NO RATE:** An applicant can choose to elect no rate for the appropriate fiscal year.

e. **PROVISIONAL RATE:** If an applicant has not completed the process for selecting their Indirect Cost Rate for the applicable fiscal year, the State of Illinois may approve a provisional rate to be used in an agreement until their Indirect Cost Rate has been approved. This provisional rate has to be reconciled and payments adjusted prior to the end of that Fiscal Year or the end of the grant contract term, whichever comes first.

All applicants must provide proof of a federally approved rate, complete an Indirect Cost Rate negotiation, or elect the De Minimis Rate to claim reimbursement of indirect costs. Indirect costs reimbursed without a Federal or State negotiated rate or a De Minimis Rate election on record in the State of Illinois' centralized indirect cost rate system may be subject to disallowance and the applicant will be required to repay any indirect costs received. Grantees have discretion and can elect to waive payment for indirect costs. Grantees that elect to waive payments for indirect costs cannot be reimbursed for indirect costs. The organization must record an election to "Waive Indirect Costs" into the State of Illinois' centralized Indirect Cost Rate system.

## 4. Other, if applicable

N/A

## D. Application and Submission Information

1. All applications should be submitted electronically to EPA.Recycling@Illinois.Gov and should include the full grant name and applicant name in the subject line along with all the required forms submitted as an attachment in their original file format.

### 2. Content and Form of Application Submission

Applicants are required to submit a comprehensive application that includes all aspects of the project(s). The plan should include the following:

- 1) Uniform Grant Application
- 2) Uniform Grant Budget Template
- 3) Grantee Conflict of Interest Disclosure - Form IL444-5205
- 4) A Narrative Project Plan, completed in Microsoft Word, including the following:

- a. Applicant name;
- b. Scope of applicant organization's geographical reach (e.g., municipalities and counties served);
- c. A description of the procedures that will be used to ensure the sharps collection station operates in accordance with Section 56.7 of the Illinois Environmental Protection Act;

- d. Acknowledgment of responsibility for the performance of any subrecipients or other external partners
- e. Identifying a designee to oversee and prepare performance reporting. Outline designated staff familiarity with the program requirements, deliverables, and outcomes and if there is any segregation of duties.
- f. Acknowledgement of project dates established in the NOFO (Upon execution of Agreement through June 30, 2025)
- g. Acknowledgement of the IEPA monthly invoicing process for reimbursement, submitted by the 10<sup>th</sup> of each month, including the following information:
  - Grantee Name/Address
  - Date Submitted
  - Service Dates
  - Invoice Amount
  - Provide Backup documentation
- h. Acknowledgement of the following timeline:

Activity	Due Date
Submit Monthly Invoice (if applicable)	August 10 <sup>th</sup> , 2024
Submit Monthly Invoice	September 10 <sup>th</sup> , 2024
Submit First Year Final Report	September 30 <sup>th</sup> , 2024
Submit Monthly Invoice	October 10 <sup>th</sup> , 2024
Submit Quarterly Report (Q3 24)	October 30 <sup>th</sup> , 2024
Submit Monthly Invoice	November 10 <sup>th</sup> , 2024
Submit Monthly Invoice	December 10 <sup>th</sup> , 2024
Submit Monthly Invoice	January 10 <sup>th</sup> , 2025
Submit Quarterly Report (Q4 24)	January 30 <sup>th</sup> , 2025
Submit Monthly Invoice	February 10 <sup>th</sup> , 2025
Submit Monthly Invoice	March 10 <sup>th</sup> , 2025
Submit Monthly Invoice	April 10 <sup>th</sup> , 2025
Submit Quarterly Report (Q1 25)	April 30 <sup>th</sup> , 2025
Submit Monthly Invoice	May 10 <sup>th</sup> , 2025
Submit Monthly Invoice	June 10 <sup>th</sup> , 2025
Second Year Project Work End Date	July 30 <sup>th</sup> , 2025
Final Report Due	July 31 <sup>st</sup> , 2025

- i. Description of Need (1-2 paragraphs): Identification of stakeholders, facts, and evidence that demonstrate the proposal supports the grant program purpose.
  - j. Description of Capacity (1-2 paragraphs): The ability of your entity to execute the grant project according to the project requirements.
  - k. Description of Quality (1-2 paragraphs): The totality of features and characteristics of a service, project, or product that indicate your entity's ability to satisfy the requirements of the grant program.
  - l. A project implementation timeline with key milestones. The anticipated timeline and milestones should be determined to the best of the applicant's ability and include the following relative to the proposed activities.
    - Date by which the unit of local government will procure a permitted PIMW transporter to utilize or the name of the PIMW transporter under contract with the unit of government;
    - Date for executing any agreements necessary to undertake the project; and
    - Date for beginning collections.
3. Unique Entity ID (UEI) 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:
- (iv) 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.
  - (v) Provide a valid UEI number in its application; and
  - (vi) 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 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.

#### 4. Submission Dates and Times

The applicant must provide all information requested in the application package. Applications must be submitted electronically to [epa.recycling@illinois.gov](mailto:epa.recycling@illinois.gov) with the subject line “[Applicant Name] Residential Sharps Collection Application Materials”.

The submission period will open March 20, 2024 and applications will be accepted until all funding has been expended.

#### 5. Intergovernmental Review, if applicable

N/A

#### 6. Funding Restrictions

The award will not allow for reimbursement of costs incurred prior to the effective date of the grant agreement or after the project period in the grant agreement ends. Applicants will be prohibited from combining funding from this program with other funding such that they receive in excess of 100% funding for any project.

For purposes of this NOFO, the terms “Allowable Costs” and “Unallowable Costs” have the same meaning as provided in 44 Ill. Admin. Code Part 7000.

Subcontractors are subject to all provisions of grant agreements that result from this NOFO. Applicants retain sole responsibility for all subcontractors.

#### 7. Other Submission Requirements

### E. Application Review Information

#### 1. Criteria

Criteria	Yes	No
Is the project located in Illinois?		
Can the project(s) be completed by June 30, 2025?		
Can the applicant submit its records reflecting the use of all grant funds by July 31, 2025?		
<b>Additional GATA Criteria</b>	<b>Yes</b>	<b>No</b>
Can the applicant meet <b>all</b> of the following pre-qualification requirements through the Grant Accountability and Transparent Act (“GATA”) grantee portal, <a href="http://www.grants.illinois.gov">www.grants.illinois.gov</a> , at the time of award?		
Does applicant have a valid UEI number?		
Does applicant have a current SAM.gov account?		
Can the applicant prove it is not on the Federal Excluded Parties List?		
Is the applicant in good standing with the Illinois Secretary of State?		
Can the applicant prove it is not on the Illinois Stop Payment List?		
Can the applicant prove it is not on the Dept. of Healthcare and Family Services Provider Sanctions List?		
Applicant either: (a) has a current Internal Controls Questionnaire (ICQ); OR (b) is willing to complete an ICQ before Illinois EPA issues a Notice of State Award (NOSA) resulting from this NOFO?		
Does the applicant meet all eligibility requirements outlined in Section C?		

#### 2. Review and Selection Process

All applications will be reviewed for completeness. Applications found to be complete will undergo a review performed in compliance with GATA and 2 CFR 200 Uniform Requirements, as adopted by 44 Ill. Adm. Code Part 7000.

Illinois EPA staff will be responsible for reviewing applications for completeness.

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

March 20, 2024	Release of Notice of Funding Opportunity (NOFO)
Approximately 30 days after the receipt of eligible application	Notice of State Award (NOSA) sent to selected grantees for signature
Approximately 60 days after the receipt of signed NOSA	Provide a fully executed Grant Agreement to grant recipients
June 30, 2025	Final eligible collection date for sharps reimbursed under this award
July 31, 2025	Grantee must submit final reports to Illinois EPA

## F. Award Administration Information

### 1. State Award Notices

After the Illinois EPA has made its final decisions, successful applicants will receive a Notice of State Award (NOSA), which specifies the funding terms and specific conditions resulting from pre-award risk assessments. The NOSA will be distributed through the Grantee Portal and must be accepted through the Portal before a Grant Agreement can be provided to the applicant. Once all the final requirements have been completed, the Grant Agreement between the Illinois EPA and the applicant will be sent to the applicant for signature. Once the agreement is fully executed by the Agency, a copy will be returned to the applicant.

### 2. Administrative and National Policy Requirements

The Illinois EPA is required by GATA to conduct risk assessments of the applicant. Additional information may be required from all successful applicants. For an applicant to remain eligible for the award, it must provide the requested information within 30 days after request.

The Grant Funds Recovery Act (30 ILCS 705) also governs all grants resulting from this NOFO.

### 3. Reporting

The Uniform Periodic Performance Report (PPR) and the Uniform Periodic Financial Report (PFR) are required at a minimum on a quarterly basis. 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 PPR and PFR 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 PPR and PFR report may cause a delay or suspension of funding.

All grantees will be required to submit true and accurate copies of collection container costs, disposal receipts, disposal certificates reflecting the name of the sharps collections station, name and Illinois EPA ID number of the PIMW transporter utilized, and the name and Illinois EPA ID number of the disposal facility utilized for each delivery of sharps. The disposal receipts should reflect the actual volume of sharps collected. These must be submitted to the Illinois EPA within thirty calendar days of disposal for payment. All grantees must submit a Final Report to the Agency summarizing the volume of sharps collected and disposed of during the grant period. Final reports shall be consistent with the Grant Funds Recovery Act (30 ILCS 705) and be submitted no later than July 31, 2025.

## G. State Awarding Agency Contact(s)

Any questions about this NOFO should be directed to: Allison Fry at [allison.fry@illinois.gov](mailto:allison.fry@illinois.gov).

## H. Other Information

### Certifications and Assurances:

#### I. Certifications

1. **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).

2. **Bid Rigging:** Applicant certifies that it has not been barred from contracting with a unit of State or local government

Notice of Funding Opportunity (NOFO)

Page 6 of 10



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).

3. **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).
4. **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.
5. **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.
6. **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.*).
7. **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).
8. **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.*).
9. **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



10. **Drug-Free Workplace:** 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.
11. **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.*).
12. **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.*).
13. **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)).
14. **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.
15. **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.
16. **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.
17. **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).
18. **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).
19. **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.
20. **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.
21. **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).

22. **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 \$30,000. A FFATA sub-award report must be filed by the end of the month following the month in which the award was made.
23. **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).
24. **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 UEI.

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)).