

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

Awarding Agency Name	Transportation
Agency Contact	Brian McCoy (brian.mccoy@illinois.gov)
Announcement Type	Initial
Type of Assistance Instrument	Grant
Funding Opportunity Number	23-1000-ITEP-State/Federal
Funding Opportunity Title	Illinois Transportation Enhancements Program
CSFA Number	494-00-1000
CSFA Popular Name	ITEP
Anticipated Number of Awards	0
Estimated Total Program Funding	\$125,000,000
Award Range	\$0 - \$3000000
Source of Funding	Federal and State
Cost Sharing or Matching Requirements	Yes
Indirect Costs Allowed	Yes
Restrictions on Indirect Costs	Yes : They must have a negotiated rate.
Posted Date	07/15/2022
Application Date Range	
Grant Application Link	Please select the entire address below and paste it into the browser... <a href="https://apps.dot.illinois.gov/ITEP/login.aspx">https://apps.dot.illinois.gov/ITEP/login.aspx</a>
Technical Assistance Session	

**NOFO Template Summary Information FY19 Version**

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

Data Field						
1. Awarding Agency Name:	Illinois Department of Transportation					
2. Agency Contact:	John Paris (DOT.ITEP@illinois.gov)					
3. Announcement Type:	<input checked="" type="checkbox"/> Initial announcement <input type="checkbox"/> Modification of a previous announcement					
4. Type of Assistance Instrument:	Grant					
5. Funding Opportunity Number:	23-1000-ITPE-State/Federal					
6. Funding Opportunity Title:	Illinois Transportation Enhancement Program (ITEP), ITEP (state funded)					
7. CSFA Number:	494-00-0100, 494-00-2848					
8. CSFA Popular Name:	ITEP					
9. CFDA Number(s):	20.205					
10. Anticipated Number of Awards:	unknown					
11. Estimated Total Program Funding:	<b>\$125,000,000</b>					
12. Award Range:	Maximum Award of \$3,000,000					
13. Source of Funding:	<table border="0"> <tr> <td>                     Mark all that apply  <input checked="" type="checkbox"/> Federal or Federal pass through  <input checked="" type="checkbox"/> State  <input type="checkbox"/> Private/other funding                 </td> <td>                     Service Area: Pick One  <input checked="" type="checkbox"/> Economic Development  <input type="checkbox"/> Education  <input type="checkbox"/> Environment/Culture  <input type="checkbox"/> Government Services  <input type="checkbox"/> Healthcare  <input type="checkbox"/> Human Services  <input type="checkbox"/> Public Safety                 </td> </tr> </table>	Mark all that apply <input checked="" type="checkbox"/> Federal or Federal pass through <input checked="" type="checkbox"/> State <input type="checkbox"/> Private/other funding	Service Area: Pick One <input checked="" type="checkbox"/> Economic Development <input type="checkbox"/> Education <input type="checkbox"/> Environment/Culture <input type="checkbox"/> Government Services <input type="checkbox"/> Healthcare <input type="checkbox"/> Human Services <input type="checkbox"/> Public Safety			
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14. Cost Sharing or Matching Requirement:	<input checked="" type="checkbox"/> Yes <input 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 type="checkbox"/> No If yes, provide the citation governing the restriction: <div style="border: 1px solid black; height: 20px; width: 100%;"></div>					
16. Posted Date:	07/15/22					
17. Application Range:	08/01/2022 - 9/30/2022					
18. Technical Assistance Session:	<table border="0"> <tr> <td>Session Offered:</td> <td><input checked="" type="checkbox"/> Yes <input type="checkbox"/> No</td> <td rowspan="2" style="border: 1px solid black; padding: 2px;">Specify date and time</td> </tr> <tr> <td>Session Mandatory:</td> <td><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</td> </tr> </table> <div style="border: 1px solid black; padding: 2px; margin-top: 5px;">07/20/2022; 08/24/2022; 09/14/2022</div> <p>Provide link to registration, if applicable.</p> <div style="border: 1px solid black; padding: 2px; margin-top: 5px;"><a href="https://activetrans.org/itep">https://activetrans.org/itep</a></div>	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
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					

**On the following template pages:**

**2. Insert Program Name and NOFO Number.**

**3. Insert drafted program specific language into appropriate sections.**

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

Illinois Transportation Enhancement Program

Insert NOFO Number

## A. Program Description

The ITEP is a bi-annual competitive federal and state funded grant reimbursement program. In order to be eligible for ITEP funding, a project must have an eligible project sponsor, fit within one of the eligible project categories and demonstrate a relationship to surface transportation by either serving a transportation need or providing a transportation use or benefit. Projects for recreational purposes only are ineligible. The goal of the ITEP is to allocate resources to well-planned projects that provide and support alternate modes of transportation, enhance the transportation system through preservation of visual and cultural resources, provide equity for disadvantaged populations, and improve the quality of life for members of the communities. ITEP requires communities to coordinate efforts to develop and build safe, valuable and functional projects in a timely manner.

## B. Funding Information

Federal funding for ITEP is provided by the Transportation Alternatives Set-Aside (TA Set-Aside) of the Surface Transportation Block Grant (STBG) Program and is authorized by the Infrastructure, Investment, and Jobs Act (IIJA). The IIJA authorized five years of the TA Set-Aside of the STBG Program.

Supplemental state funding is provided by a set aside from the Road Fund for projects in the categories of pedestrian and bicycle facilities and the conversion of abandoned railroad corridors to trails. At least 25% of projects funded will be directed toward projects in high-need communities and the local matching funds required shall be determined on a sliding scale based on the Community Map score. State funds will provide State Match Assistance funding to those communities determined to be high need, as well as allow IDOT to award funds for additional ITEP projects. Individual projects vary in size and costs depending upon the funding category. However, there is a \$3 million per-project funding cap for awarded federal and state funds. See ITEP Guidelines for further details.

## 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.

Eligible project sponsors are local entities with taxing authority that can guarantee matching funds to carry out the proposed project. Sponsors assume responsibility and accountability for the use and expenditure of

program funds. Applicants and/or implementing agencies must be able to comply with all the federal and state laws, regulations, policies and procedures required to enter into project agreements. Eligible entities to receive enhancement funds are: local governments; regional transportation authorities; transit agencies; natural resource or public land agencies; school districts, local education agencies or schools; tribal governments; nonprofit entities partnering with a taxing agency; MPO that represents an area with a population 200,000 or fewer; a State, at the request of another eligible entity; and any other local or regional government entity with responsibility for oversight of transportation that the State determines to be eligible.

State DOTs are not eligible entities unless requested by another eligible entity. MPOs representing urbanized areas over 200,000 population are not eligible entities. State DOTs and MPOs may partner with any eligible entity project sponsor to carry out a project. After projects have been selected, the State DOT may manage projects.

#### 2. Cost Sharing or Matching

Eligible items are reimbursed at either 80% federal enhancement funds or 50% federal enhancement funds matched by 20% or 50% matching funds. State funds may be available for use for a portion of the local match for pedestrian and bicycle facilities or the conversion of abandoned railroad corridors to trails if the local sponsor is considered a high need community based on the Community Map criteria.

Right-of-way, easements, and street lighting are eligible for up to 50% cost reimbursement. The project sponsor is responsible for 100% of any ineligible costs.

#### 3. Indirect Cost Rate

Negotiated, although generally not used in the ITEP

#### 4. Other, if applicable

N/A

### D. Application and Submission Information

#### 1. Address to Request Application Package

ITEP Website: <http://www.idot.illinois.gov/transportation-system/local-transportation-partners/county-engineers-and-local-public-agencies/funding-opportunities/ITEP>.

E-mails may be sent to [DOT.ITEP@illinois.gov](mailto:DOT.ITEP@illinois.gov).

#### 2. Content and Form of Application Submission

Applications are accepted on-line through the ITEP application database during an open call for projects. <https://apps.dot.illinois.gov/ITEP/login.aspx>

Additional application information and guidance can be found on the ITEP website.

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:

(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 DUNS 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 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.

All applicants must have a Unique Entity Identifier (UEI) number and must be registered with SAMs.

4. Submission Dates and Times

Aug. 1 through Sept. 30, 2022

5. Intergovernmental Review, if applicable

N/A

6. Funding Restrictions

The maximum per-project ITEP award is \$3 million. All awarded funds must be used according to deadlines established in the award notification letters, or funds will be rescinded. The supplemental funding from the Road Fund is to be used for projects in the categories of pedestrian and bicycle facilities or the conversion of abandoned railroad corridors to trails projects only.

7. Other Submission Requirements

Project applications must be submitted in one of the following eligible funding categories: pedestrian/bicycle facilities; landscape/streetscape and other scenic beautification; conversion of abandoned railroad corridors to trails; historic preservation and rehabilitation of historic transportation facilities; vegetation management in transportation right- of ways; archaeological activities relating to impacts from implementation of a transportation project; storm water management, control, and water pollution prevention or abatement related to highway construction or due to highway runoff; reduce vehicle-caused wildlife mortality or restore and maintain connectivity among terrestrial or aquatic habitats; and construction of turnouts, overlooks and viewing areas.

The applicants must complete the on-line Community Score map portion of the application. The location of the project limits on the map will be used to determine a needs score for each project. ITEP applicants are no longer required to submit a hard copy of the application to IDOT. Additional application information and guidance can be found on the ITEP website.

E. Application Review Information

1. Criteria

Review criteria can be found in the ITEP Guidelines Manual on the ITEP website. Some application review criteria include eligibility; strength of transportation relationship; public benefits and accessibility; connectivity; project support/local commitment; and project sponsor capacity, readiness, past performance, and safety improvements. The Community Score map criteria include median household income; tax per capita; percent below poverty level and population.

2. Review and Selection Process

Project selection and approval information can also be found in the ITEP Guidelines. Projects are reviewed and scored by transportation professionals statewide. A selection committee will review the scored projects and compile a recommended list of projects to be funded.

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

May 2023

## 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.

All applicants receive a notification letter from IDOT after project announcements regardless of whether they were awarded ITEP funds or not.

### 2. Administrative and National Policy Requirements

Federal: 23 USC 133(h), IJA 1109; State: 20 ILCS 2701/615

### 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.

Individual project sponsor reporting requirements will be based on risk assessment scores. With regards to overall program reporting, the FHWA is responsible for generating a report on the status of Transportation Alternatives; the ITEP falls under this reporting category. IDOT will work with the FHWA on this report, and it will be submitted annually to the U.S. Secretary of Transportation on the status of Transportation Alternatives activities and project details, and it will be available to the public. Additional reporting for individual projects may be necessary for project not moving to completion in a timely manner. See the ITEP Guidelines for additional information

## G. State Awarding Agency Contact(s)

Emails may be sent to DOT.ITEP@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).

- 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).
- 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).
- 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.
- 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:

For questions regarding GATA requirements, please e-mail DOT.GATA@illinois.gov. Technical assistance information for training will be offered 7/20/22, 8/24/22, 9/14/22