

Certification Template

Instructions: Please initial each box for certifications you attest to, then complete the certification statement portion below.

Certification Table:

Index	Certification	Initial to certify
2.2	Do you certify that the organization has the necessary financial qualifications, capabilities, and resources to comply with all program requirements and successfully participate in the program?	
2.3	Do you certify that the organization will provide with their application(s) 1) a narrative discussion that the organization will have sufficient financial resources to cover the eligible cost of the project(s); and 2) will provide evidence regarding the available funding amount for broadband project(s), such as cash on the balance sheet, credit lines, equity commitments, etc.?	
2.4	Do you certify that the organization is aware of and understands the letter of credit and performance bond obligations set forth in Section IV.D.2.a.ii of the BEAD NOFO and the BEAD Letter of Credit Waiver?	
2.6	Do you certify that the organization has the qualifications and resources to obtain the required letter of commitment and letter of credit from an eligible financial institution in an amount of no less than 25 percent of the subaward amount, per NTIA’s requirements?	
2.8	Do you certify and acknowledge that all BEAD awards are fixed-amount subawards and, if granted an award, the applicant will be a subgrantee, not a contractor or subcontractor, and that all relevant state and federal laws and regulations apply accordingly?	
2.9	Do you certify and acknowledge that, unless specified by OBAE with NTIA approval, a minimum 25 percent match is required from prospective applicants except for projects in NTIA High-Cost Areas?	

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4.2	Do you certify that the organization is technically qualified to complete and operate a broadband network and that the organization is capable of carrying out BEAD funded activities in a competent manner?	
4.4	Do you certify that the organization has the processes and resources in place to employ an appropriately skilled and credentialed workforce and that key technical personnel and technical team members are current on all required training, licensing, and license renewals?	
4.6	Do you certify that all contracted resources will have the relevant and necessary skills?	
4.7	Do you certify that you understand subgrantees that receive BEAD Program funds for network deployment must deploy the planned broadband network and begin providing services to each customer that desires broadband service within the project area not later than four years after the date on which the subgrantee receives the subgrant from OBAE?	
5.1	Do you certify that the organization possesses the operational expertise, capabilities, and resources to successfully complete and operate a BEAD funded project?	
5.2	Do you certify that the organization has at least two years of experience providing voice, broadband, or electric transmission or distribution services to end users, or is a wholly owned subsidiary of a parent entity that has two years of operational experience in the communications industry?	
5.4.a	<p><i>[Only required if the organization has provided a voice and/or broadband service]</i></p> <p>Do you certify that the organization has filed FCC Form 477s and Broadband DATA Act submissions, if applicable, as required during this time period, and otherwise has complied with FCC requirements? If the organization has not provided broadband service and has operated only an electric transmission or distribution service, please enter “N/A” and move to the next question.</p>	

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5.4.b	<p><i>[Only required if the organization has provided a voice and/or broadband service]</i></p> <p>Do you certify that the organization is in compliance with any applicable federal laws and regulations implemented by the Federal Communications Commission (FCC), including submission of required reporting under the FCC’s Form 477 regulations for reporting deployment and subscription data? This certification should also include compliance with the Broadband DATA Act (Pub. L. No 116-130 (2020)) and implementing regulations including the FCC’s Broadband Data Collection process. If the organization has not provided voice or broadband service and has operated only an electric transmission or distribution service, please enter “N/A” and move to the next question.</p>	
6.1	<p>Do you certify that the organization is fully and properly licensed in New Mexico to conduct funded activities and comply with all post award obligations, or will obtain the required licenses to conduct funded activities and comply with all post award obligations within eight months of submitting the Prequalification Phase application?</p>	
6.5	<p>Do you certify and acknowledge that you understand that each application shall utilize prevailing wages in the creation of proposed budgets?</p> <p>Tribal organizations are exempt from prevailing wage requirements.</p>	
6.8	<p>Do you certify that the organization has, or will have, processes in place to monitor and support compliance with specific State and federal safety regulations applicable to work on BEAD program projects, including federal Occupational Safety and Health Act and related State and federal regulations?</p>	
6.10	<p>Do you certify that the organization will permit workers on BEAD deployment projects to create worker-led health and safety committees that management will meet with upon reasonable request?</p>	

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7.3	Do you certify that there is no collusion, bias or conflict of interest involving the organization, regarding this or any other application for public funding?	
7.5	Do you certify that the organization will not engage in prohibited communications as defined in 47 C.F.R. 1.2105(a) starting from the date of submission of this Prequalification application until the signing of a final award?	
8.1	Do you certify that the organization has a cybersecurity risk management plan in place that is either: (a) operational, if the organization is providing service prior to the award of the grant; or (b) ready to be operationalized upon providing service, if the organization is not yet providing service prior to the grant award?	
8.2	Do you certify that the organization’s cybersecurity plan reflects the latest version of the National Institute of Standards and Technology (NIST) Framework for Improving Critical Infrastructure Cybersecurity and the standards and controls set forth in Executive Order 14028, and specifies the security and privacy controls being implemented?	
8.3	Do you certify that the organization’s cybersecurity plan will be reevaluated and updated on a periodic basis and as events warrant and a timeline for how frequently the plan is reevaluated and updated?	
8.4	Do you certify that the organization’s cybersecurity plan will be submitted to OBAE following execution of grant agreements, and if the participant makes any substantive changes to the plan, a new version will be submitted to OBAE within 30 days?	
9.1	Do you certify that the organization has a supply chain risk management plan in place that is either: (a) operational, if the organization is already providing service at the time of the grant; or (b) ready to be operationalized, if the organization is not yet providing service at the time of grant award?	
9.2	Do you certify that the organization’s supply chain risk management plan is based upon the key practices discussed in the NIST publication NISTIR 8276, Key Practices in Cyber Supply Chain Risk Management: Observations from Industry and related	

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	SCRM guidance from NIST, including NIST 800-161, Cybersecurity Supply Chain Risk Management Practices for Systems and Organizations and specifies the supply chain risk management controls being implemented?	
9.3	Do you certify that the organization’s supply chain risk management plan will be reevaluated and updated on a periodic basis and as events warrant and a timeline for how frequently the plan is reevaluated and updated?	
9.4	Do you certify that the organization’s supply chain risk management plan will be submitted to OBAE prior to the allocation of funds, and if the participant makes any substantive changes to the plan, a new version will be submitted within 30 days?	

Certification

I certify that I am authorized to submit the Prequalification Application and Certification Template on behalf of _____ . Through my signature I certify that all information in the Prequalification Application and this Certification Template is true and correct to the best of my knowledge. I understand that if any information in the submitted application, including any attachments, uploads, or exhibits, cannot be verified, or is found to be materially false or inaccurate, _____ will be deemed ineligible for BEAD, and no grant funds will be awarded.

 Organization Legal Name

 Signature of Authorized Certifying Individual

 Printed Name of Authorized Certifying Representative

 Date

 Printed Title of Authorized Certifying Representative