

ASSURANCES – P.L. 100-297 TRIBALLY CONTROLLED SCHOOL GRANTS

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0040), Washington, DC 20503.

PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.

NOTE: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the awarding agency. Further, certain Federal awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance and has the institutional, managerial and financial capability to ensure proper planning, management and completion of the program activities for which the funding is provided.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the tribal governing body through an authorized representative, access to and the right to examine all records, books, papers, or documents related to the award;
3. Will establish a proper accounting system in accordance with generally accepted accounting standards.
4. Will establish safeguards to prohibit employees, appointed or elected officials from using their positions for a purpose that constitutes personal or organizational conflict of interest, or personal gain.
5. Will comply, as applicable, with provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) [*put at end] which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
6. Will comply with any applicable tribal, state and federal, environmental laws and safety standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93- 205). Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
7. Will allow an inspection for Environmental and Safety compliance.
8. Will comply with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).
9. Will comply with existing Federal Laws pertaining to background investigations, to include P.L. 101-630, Indian Child Protection and Family Violence Prevention Act (as codified in 25 U.S.C. § 3207: Implementing procedures 25 CFR part 63) and P.L. 101-647, Crime Control Act of 1990 (as codified in 25 U.S.C. § 13041).
10. Will comply with the required financial and compliance audits in accordance with the Single Audit Act Amendments, and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
11. Will comply with all applicable requirements of all Federal laws and regulations, including the Elementary and Secondary Education Act (ESEA) and Individuals with Disabilities Education Act (IDEA) and if applicable, tribal laws and regulations governing this program.

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| * SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL | * TITLE |
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| * APPLICANT ORGANIZATION | * DATE SUBMITTED |
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