

**WEST VIRGINIA DIVISION OF HOMELAND SECURITY AND EMERGENCY  
MANAGEMENT**

<b>NAME OF APPLICANT</b> _____ <span style="display: block; text-align: center; font-size: small;">(Government or Private Non-Profit Organization)</span>
<b>COMPLETE MAILING ADDRESS:</b> _____ _____
<b>DATA UNIVERSAL NUMBERING SYSTEM (DUNS#)</b> _____
<b>TELEPHONE NO. ( )</b> _____ <b>FEDERAL ID NO:</b> _____
<b>NAME OF APPLICANTS AGENT:</b> _____ <b>COUNTY</b> _____

The applicant hereby assures and certifies that they will comply with the State of West Virginia (State) and the Federal Emergency Management Agency (FEMA) regulations. Also, the applicant gives assurance and certifies with respect to and as a condition for the grant that as a minimum:

1. This application will service as the basis for a grant agreement between the State and the applicant. Supplemental approvals shall be amendments to the contract.
2. In the event that the applicant fails to expend or is over advanced Federal an or State disaster funds in accordance with Federal or State disaster assistance laws or programs, the Governor’s Authorized Representative reserves the right to recapture funds in accordance with Federal or State laws and requirements.
3. The emergency or disaster relief work therein describes for which Federal of State assistance is requested hereunder does not or will not duplicate benefits received for the same loss from any other source.
4. The applicant will operate and maintain the facility in accordance with the minimum standards as may be required or p0rescribed by the applicable Federal, State and local agencies for the maintenance and operations of such facilities.
5. The applicant will, for any repairs or construction financed herewith, comply with applicable standards of safety, decency and sanitation, and in conformity with applicable codes, specifications and standards, and will evaluate the hazards in areas in which the appropriate action to mitigate such hazards, including safe land use and construction practices.
6. The applicant will comply with the insurance requirements of P.L. 93-288 as amended, to obtain and maintain any other insurance as may be reasonable, adequate, and necessary to protect against further loss to any property which was replaced, restored, repaired, or constructed with this assistance.
7. The applicant will comply with the provisions of the Hatch Act which limits the political activity of employees.

8. The applicant will prohibit employees, contractors, subcontractors for a purpose that is or gives the appearance of using their positions for personal gain of themselves or those with whom they have family, business or other ties.
9. The applicant will not enter into a contract with a contractor who is on the debarred contractors list.
10. The applicant will prohibit any employee, governing body, contractor, subcontractor, organizations of participating in a conflict of interest or kickbacks.
11. The applicant will comply with minimum wage and maximum hours provisions of the Federal Fair Labor Standards Act.
12. The applicant shall comply with all Federal and State laws against discrimination.
13. The applicant, and its employees, contractor and subcontractors shall hold harmless the United States, and its agents and employees, the State and its agents and employees from and against all claims, damages, losses and expenses arising out of or resulting from the approval work, regardless of whether or not such claim, damage, loss or expense is caused entirely or in part by the United States or the State of West Virginia.
14. The applicant shall certify that (a) 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 awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement. (b) 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 in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions. (c) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontractors, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly. This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification 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.

Signature of Authorized Representative \_\_\_\_\_

Title \_\_\_\_\_

Applicant  
Organization \_\_\_\_\_

Date  
Submitted \_\_\_\_\_