Statement of Compliance Acknowledgement

Grantees, Sub-Grantee(s) and any Co-Sub-Grantee(s) will need to acknowledge the below RACP compliance requirements as listed in the Statement of Compliance. For more details on each RACP compliance requirement, please refer to the Key Compliance Guidelines section of the [RACP website.](https://www.pa.gov/en/agencies/budget/programs-and-services/for-people-doing-business-with-the-commonwealth/for-grantees-and-subrecipients/racp.html)

In addition to acknowledging the requirements set forth in the Statement of Compliance, the Grantee/Sub-grantee is responsible to demonstrate compliance, via supporting documentation, with each compliance requirement as part of the RACP grant process.

Please review the following and sign the bottom indicating that the Grantee and, if applicable, Sub-Grantee and Co-Sub-Grantee(s) will adhere to the RACP compliance requirements.

1. Competitive Bidding Requirements: The written solicitation of a minimum of three written bids for all generally contracted construction work is required for all RACP projects.

Note: Regardless of the size or dollar amount associated with the work to be performed, there is NO threshold level under the RACP program.

The Grantee/Sub-grantee is not required to receive three bid responses; however, documentation is required to prove that at least three written bids were solicited. The Office of the Budget cannot grant waivers for bidding requirements.

1. Steel Products Procurement Act (SPPA): The Grantee/Subgrantee must comply with the SPPA. Failure to demonstrate compliance with the SPPA may risk the disbursement of some or all of the RACP grant funding. The Office of the Budget cannot grant compliance waivers for the SPPA.

A full explanation of the RACP steel requirements is available on our [RACP website](https://www.pa.gov/en/agencies/budget/programs-and-services/for-people-doing-business-with-the-commonwealth/for-grantees-and-subrecipients/racp.html) under "Handbooks and Forms."

1. Trade Practices Act: In accordance with the Trade Practices Act, the Grantee/Sub-grantee cannot and shall not use or permit to be used in the work any aluminum or steel products made in Argentina, Brazil, South Korea, or Spain.
2. Public Works Contractors' Bond Law (Performance Bond & Payment Bond): Contractor(s) to whom the RACP contract is to be awarded must furnish a Payment and a Performance bond, each at 100 percent of the contract amount.
3. Pennsylvania Prevailing Wage Act (PWA): Grantees, Sub-Grantees, contractors, and subcontractors shall comply with the PWA by paying the general prevailing minimum wage rates, as determined by the Secretary of the Pennsylvania Department of Labor and Industry. Prevailing wages shall be paid for each craft or classification of all workers needed to perform work on the project.
4. Americans with Disabilities Act: The Grantee/Sub-grantee understands and agrees that no individual with a disability shall, on the basis of the disability, be excluded from participation in the project.
5. Fidelity Bonds: The Grantee shall procure and furnish evidence to the Office of the Budget of fidelity bonds with crime and theft coverage to be maintained under the administrative title of the position in amounts and for such positions as are reasonably determined by the Office of the Budget.
6. Insurance: Worker’s Compensation Insurance - The Grantee/Sub-grantee shall provide Worker's Compensation Insurance where required and shall accept full responsibility for the payment of premiums for Worker's Compensation Insurance and Social Security, as well as income tax withholding and any other taxes or payroll deductions required by law for its employees who are performing services related to the project.

General Liability & Property Damage Insurance - The Grantee/Sub-grantee shall provide and maintain comprehensive general liability and property damage insurance in the minimum amount of $250,000.00 per person for injury and death in a single occurrence; $1,000,000.00 per occurrence for injury or death of more than one (1) person in a single occurrence; and $500,000.00 for a single occurrence of property damage, and which shall be endorsed to protect the commonwealth.

Flood Insurance - If the project is wholly or partially within a floodplain, proof of sufficient flood insurance coverage must be provided.  In any case, a project is required to provide a copy of a floodplain map of the project area, with the project site being delineated thereon and a certification from a qualified professional.

Identify Commonwealth as Additional Insured - The Commonwealth shall be listed on the above insurance policies as an additional insured.  The Grantee/Sub-grantee shall furnish proof of insurance as required by this section to the Office of the Budget.

1. Article 8 of the RACP Grant Agreement spells out sale price restrictions for a government entity, for property owned by the government entity, that sells property that was acquired and/or improved with RACP grant funds.

*By signing below, I hereby acknowledge that I am aware of the RACP Compliance Requirements and will ensure that all components of the project will be in compliance. I also acknowledge that I am aware that failure to comply with the necessary requirements may affect grant reimbursements.*

Grantee

*Entity Name*

*Printed Name*

Sub-Grantee

*Entity Name*

*Printed Name*

Co-Sub-Grantee (as applicable)

*Entity Name*

*Printed Name*

