

**ASSURANCES OF COMPLIANCE
with Civil Rights and Other Legal Requirements**
(To Be Executed by "Other Parties")

"Other Party" is herein defined as an entity which will be creating and/or saving 15 or more jobs as a result of the EDA assistance and either is specifically named in the application as benefitting from the project or will locate or is located in an assisted building, port facility, or industrial, commercial or business park prior to EDA's final disbursement of funds for the project.

Grant Applicant's Name: _____
"Other Party" Name: _____
Address: _____
Phone Number: _____

The obligations incurred under this form apply only to the facility or property receiving assistance from the Economic Development Administration (EDA). This form is being executed by an "Other Party" who satisfies one of the following conditions (check applicable section):

- The "Other Party" will be creating and/or saving 15 or more jobs (estimated No. _____) as a result of the EDA assistance, and (check a or b)
 - (a) is specifically named in the application for funds as benefitting from the project; or
 - (b) will locate or is located in an assisted building, port, facility, or industrial, commercial or business park before EDA has made its final disbursement of funds for the project.

ASSURANCES OF COMPLIANCE WITH THE DEPARTMENT OF COMMERCE AND THE ECONOMIC DEVELOPMENT ADMINISTRATION (EDA) REGULATIONS UNDER TITLE VI OF THE CIVIL RIGHTS ACT OF 1964, SECTION 112 OF PUBLIC LAW 92-65, TITLE IX OF THE EDUCATION AMENDMENTS OF 1972, SECTION 504 OF THE REHABILITATION ACT OF 1973, AND THE AGE DISCRIMINATION ACT OF 1975, ALL AS AMENDED.

The "Other Party" assures that it will comply with Title VI of the Civil Rights Act of 1964, as amended (42 U.S.C. § 2000d through 2000d-4), the requirements imposed by or pursuant to regulations issued for the Department of Commerce and designated as 15 CFR Part 8, and any amendments thereto.

The "Other Party" agrees to comply with the provisions of Section 112 of Public Law 92-65 (42 U.S.C. § 3123), the requirements imposed by or pursuant to the regulations of the EDA promulgated in 13 CFR Part 317, and any amendments thereto.

The "Other Party" agrees to comply with Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. § 794) and 15 CFR Part 8b (Regulations of the Department of Commerce implementing Section 504 of the Rehabilitation Act), Title IX of the Education Amendments of 1972 (42 U.S.C. § 6709), and the Age Discrimination Act of 1975 (42 U.S.C. § 6101 et seq.) and 15 CFR Part 20 (Regulations of the Department of Commerce implementing the Age Discrimination Act of 1975 and the general age discrimination regulations at 45 CFR Part 90).

Such requirements hold that no person in the United States shall on the ground of race, color, national origin, sex, handicap, or age be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under, any program or activity for which Federal financial assistance has been extended.

In accordance with these assurances and without limiting the above, the "Other Party" agrees that these assurances shall be binding upon it, its grantees, assignees, transferees, lessees, and successors in interest. These assurances shall also be binding through every modification or amendment to this project.

The "Other Party" acknowledges that it is aware that if there appears to be a failure or threatened failure to comply with these assurances, and if the noncompliance or threatened noncompliance cannot be corrected by informal means, compliance may be effected by the suspension or termination of, or refusal to grant or to continue, Federal financial assistance, or by any other means authorized by law.

NOTICE

This form must be executed by an official authorized to make the aforementioned assurances contained herein, with full authority to bind the "Other Party" identified herein. If the "Other Party" is a corporation, this form must be executed by a corporate officer or person so authorized to make such assurances, and the title block must clearly indicate such authority. Assurance forms executed by employees other than corporate officers will not be accepted unless they are accompanied by a separate certification signed by a corporate officer or corporate counsel stating the assurer has full authority to legally bind the "Other Party" identified below. In the case of an individual executing this assurance form as sole owner, sole owner must be indicated in the title block. For situations other than those discussed herein, contact the EDA regional office for instructions.

ACCEPTANCE OF ASSURANCES OF COMPLIANCE

These assurances are made binding for:

Name of "Other Party": _____

Address: _____

Telephone Number: () _____

By _____ * _____
 (Type or Print Name) (Title of Corporate Officer)

 (Signature of Official) (Date)

* If the person signing this form is not a corporate officer, the company's corporate officer or corporate counsel must certify in writing that the signatory is authorized to legally bind the company. Written certification should be attached to this form.

—WARNING—

False statements or representations made in connection with the "ASSURANCES OF COMPLIANCE" are a violation of Federal law punishable by a fine of not more than \$10,000 or by imprisonment for not more than five years, or both (see 42 U.S.C. § 3220; 18 U.S.C. § 1001).