



## King County Regional Homelessness Authority (KCRHA) Certification of Non- Debarment and Suspension

### A. Definitions.

The terms covered transaction, debarred, suspended, ineligible, primary or lower-tier covered transaction, Contractor, person, primary covered transaction, principal, proposal, and voluntarily excluded, as used in this clause, have the meanings set out in the Definitions and Coverage sections of the rules implementing Executive Order 12549, as codified in [48 CFR Part 9 Subpart 9.4](#)

### B. Instructions

If the prospective contractor is unable to certify to any of the statements in this certification, the prospective contractor should attach an explanation.

The inability of a prospective contractor to provide the certification required below will not necessarily result in denial of the prospective contractor's application./ However, failure of the prospective contractor to furnish a certification or an explanation shall disqualify such person from participation in this transaction.

The certification or explanation will be considered in connection with the KCRHA's determination whether to pre-certify the prospective contractor or refer the prospective contractor for capacity building.

### C. Certification

1. The prospective contractor certifies that to the best of its knowledge and belief that it and its principals:
  - a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal, State, or local debarment or agency;
  - b) Have not within a three-year period preceding this application, been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification, or destruction of records, making false statements, or receiving stolen property;
  - c) Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State, or local) with commission of any of the offenses listed in paragraph (1)(b) of this certification; and
  - d) Have not within a three-year period preceding this application had one or more public transactions (Federal, State, or local) terminated for cause or default.

2. The prospective contractor acknowledges this certification is a material representation of fact upon which reliance is placed when the KCRHA determines whether to pre-certify prospective contractor to apply for funding opportunities with the KCRHA. If it is later determined that the prospective contractor knowingly rendered an erroneous certification, in addition to other remedies available to the KCRHA (including but not limited suspension and/or debarment), the KCRHA may terminate the transaction for cause of default.
3. The prospective contractor agrees to provide immediate written notice to the KCRHA if at any time the prospective contractor learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.
4. The prospective contractor agrees that by submitting this certification, contractor will not knowingly enter into any covered transaction with a person or entity who is debarred, suspended, declared ineligible, or voluntarily excluded from participation, using fund awards received from the KCRHA, unless previously authorized by the KCRHA.
5. A prospective contractor may rely upon a certification of non-debarment and suspension provided by a prospective participant, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the [Non-procurement List](#).
6. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
7. Except for transactions authorized under paragraph 5, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is suspended, debarred, ineligible, or voluntarily excluded from participation, in addition to other remedies available to the KCRHA (including but not limited suspension and/or debarment), the KCRHA may terminate the transaction for cause of default.

**Acknowledgement.** By signing and submitting this certification, the prospective contractor certifies, agrees to, and acknowledges the provisions as stated above.

Prospective Contractor	Date
Signature of Authorized Certifying Official	Title