



**United States Department of Agriculture  
Rural Development**

**Request for Proposal (RFP) Supplement  
Notice to Proposers on the Applicability of Federal Requirements  
for Projects Receiving Federal Financial Assistance from the  
US Department of Agriculture, Rural Development (the Agency)**

1. Submitting a Proposal

Proposals shall be signed and dated by an officer duly authorized to submit a proposal on behalf of his/her company. By his/her signature, the Proposer testifies that the proposal has been derived independently and without collusion with any other proposer. Proposals shall remain valid for 60 days from the RFP closing date. Proposer shall bear all costs associated with preparing and submitting a proposal and neither the Owner nor Agency is liable to reimburse the Proposer for any incurred cost associated with the preparation and submittal of the proposal.

2. Award of Contract

If selected, the Proposer agrees to enter into contract with the Owner using the American Institute of Architects (AIA) A141-2014 Standard Form of Agreement Between Owner and Design-Builder with Agency contract modifier, RD Instruction 1942-A Guide 27, Attachment 6, or Engineers Joint Contract Documents Committee (EJCDC) equivalent. Contract sum shall be based on a Stipulated Sum or Guaranteed Maximum Price. The agreement shall not be in full force and effect until concurred by the Agency; concurrence shall in no way commit the Agency to render financial assistance to defray the cost of the services provided under the agreement.

3. Equal Employment Opportunity

Proposers shall comply with Executive Order 11246, entitled, "Equal Employment Opportunity," as amended by Executive Order 11375, and as supplemented by Department of Labor Regulations 41 CFR Part 60. If selected to enter into written contract the Proposer shall complete, sign and submit:

Form RD 400-6 "Compliance Statement"

4. Debarment and Suspension

Proposers shall not be currently debarred or suspended from participating in federally funded program, or project or activity receiving federal financial assistance. Screening proposers for compliance to this provision is the responsibility of the prime recipient of

*USDA Rural Development is committed to helping improve the economy and quality of life in rural America.  
Through our programs, we help rural American s in many ways. Together, America Prospers.  
USDA is an equal opportunity provider, employer, and lender*

the federal assistance.

5. Restrictions on Lobbying

Federal Law and Agency regulations require that parties to an agreement in excess of \$100,000 sign a certification statement indicating they have not nor will not use appropriated funds to lobby representatives of the Federal Government to approve the borrower's application for financing. They must also pledge to disclose any such lobbying activities that are paid from other funding sources. If selected to enter into written contract and when monetarily applicable, the Proposer shall complete, sign and submit:

- RD Instruction 1940-Q Exhibit A-1 Certification for Contracts, Grants, and Loans
- Standard Form - LLL, "Disclosure of Lobbying Activities (when applicable)

6. Surety

If selected to enter into written contract Proposer will be required to furnish Payment and Performance bonds using:

- RD Instruction 1942-A Guide 19 Attachment 5 – Performance Bond
- RD Instruction 1942-A Guide 19 Attachment 6 – Payment Bond

7. Prohibition on Sole Sourcing

Proposers shall not submit proposals or develop design solutions which rely on acquisition or use of proprietary products, systems or equipment, or in any way restrict “Free and Open” competition among suppliers, vendors and manufacturers.