

State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES
OFFICE of the COMMISSIONER

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095

603-271-3503

ROBERT W. VARNEY
COMMISSIONER

FAX 603-271-2867

GEORGE A. MOLLINEAUX, P.E.
ASSISTANT COMMISSIONER

February 14, 1990

William W. Nuzzo, Chief
Office of Water Program Coordination
EPA Region I
John F. Kennedy Federal Building
Boston, MA 02203

RE: Application for FY90 Section 319(h) funds.

Dear Mr. Nuzzo:

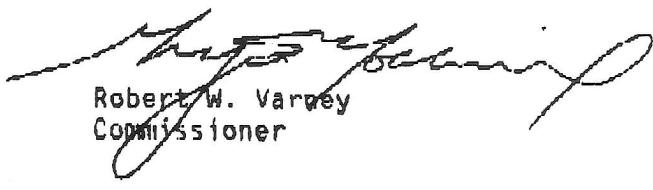
Transmitted herewith is the grant application for the FY90 nonpoint source program. A Final Work Plan is under development and will be submitted to Bill Beckwith, under separate cover.

The enclosed application for \$246,243 includes the required 40% state match of \$98,497. A description of how the state will provide for the requisite match is described in this application, as well as the MOE requirement.

As per grant requirements and negotiations with EPA Region I staff, this application provides \$22,592 for landfill site mapping within the Groundwater Protection Bureau as well as a contract with the Office of State Planning to undertake nonpoint source implementation activities in the Merrimack River Basin.

If you have any questions, please contact Dick Flanders at 271-3571.

Very truly yours,


Robert W. Varney
Commissioner

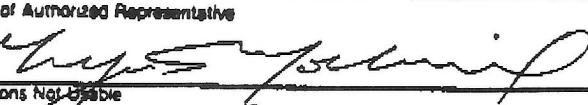
RWV/tmk

cc: George Mollineaux, P.E.
Raymond P. Carter, P.E.
Richard Flanders

60300

OMB Approval No. 0348-0043

**APPLICATION FOR
FEDERAL ASSISTANCE**

		2. DATE SUBMITTED	Applicant Identifier
		3. DATE RECEIVED BY STATE	State Application Identifier
		4. DATE RECEIVED BY FEDERAL AGENCY	Federal Identifier
5. APPLICANT INFORMATION			
Legal Name: State of New Hampshire		Organizational Unit: Dept. of Environmental Services	
Address (give city, county, state, and zip code): State of New Hampshire DES/WSAPCD PO Box 95 Merrimack County Concord, NH 03302-0095		Name and telephone number of the person to be contacted on matters involving this application (give area code): E. Ann Poole (603) 21-3503	
6. EMPLOYER IDENTIFICATION NUMBER (EIN): 0 2 - 6 0 0 0 6 1 8			
7. TYPE OF APPLICATION: <input checked="" type="checkbox"/> New <input type="checkbox"/> Continuation <input type="checkbox"/> Revision If Revision, enter appropriate letter(s) in box(es) <input type="checkbox"/> <input type="checkbox"/> A Increase Award B Decrease Award C Increase Duration D Decrease Duration Other (specify): _____			
8. CATALOG OF FEDERAL DOMESTIC ASSISTANCE NUMBER: 6 6 . 4 5 4			
9. TITLE: Nonpoint Source Program			
10. AREAS AFFECTED BY PROJECT (cities, counties, states, etc.): State of New Hampshire			
12. PROPOSED PROJECT:		13. CONGRESSIONAL DISTRICTS OF: a. Applicant State of New Hampshire	
Start Date 3/1/90	Ending Date 9/30/91	b. Project Statewide	
14. ESTIMATED FUNDING:		15. IS APPLICATION SUBJECT TO REVIEW BY STATE EXECUTIVE ORDER 12372 PROCESS? a. YES <input type="checkbox"/> THIS PREAPPLICATION/APPLICATION WAS MADE AVAILABLE TO THE STATE EXECUTIVE ORDER 12372 PROCESS FOR REVIEW ON DATE _____ b. NO <input type="checkbox"/> PROGRAM IS NOT COVERED BY E.O. 12372 <input type="checkbox"/> OR PROGRAM HAS NOT BEEN SELECTED BY STATE FOR REVIEW	
a. Federal 60%	\$ 147,746	16. IS THE APPLICANT DELINQUENT ON ANY FEDERAL DEBT? <input type="checkbox"/> Yes If "Yes," attach an explanation. <input checked="" type="checkbox"/> No	
b. Applicant	\$ 0		
c. State 40%	\$ 98,497		
d. Local	\$ 0		
e. Other	\$ 0		
f. Program Income	\$ 0		
g. TOTAL	\$ 246,243		
18. TO THE BEST OF MY KNOWLEDGE AND BELIEF, ALL DATA IN THIS APPLICATION/PREAPPLICATION ARE TRUE AND CORRECT. THE DOCUMENT HAS BEEN DULY AUTHORIZED BY THE GOVERNING BODY OF THE APPLICANT AND THE APPLICANT WILL COMPLY WITH THE ATTACHED ASSURANCES IF THE ASSISTANCE IS AWARDED			
a. Typed Name of Authorized Representative Robert W. Varney		b. Title Commissioner	c. Telephone Number 603-271-3503
d. Signature of Authorized Representative 		e. Date Signed 3/17/90	

BUDGET INFORMATION — Non-Construction Programs

OMB Approval No. 0330-0004

SECTION A - BUDGET SUMMARY					
Grant Program Function or Activity (a)	Category of Federal Domestic Assistance (b)	Estimated Unobligated Funds	Federal (c)	Non-Federal (d)	Total (g)
Joint	66,454	\$	\$ 147,746	\$ 98,497	\$ 246,243
TOTALS		\$	\$ 147,746	\$ 98,497	\$ 246,243

SECTION B - BUDGET CATEGORIES					
Object Class Categories	GRANT PROGRAM, FUNCTION OR ACTIVITY (b)	STATE	FEDERAL	NON-FEDERAL	TOTAL (g)
a. Personnel	\$ 80,132	\$ 78,058	\$	\$	\$ 158,190
b. fringe Benefits	.26	17,424	20,295		37,719
c. Travel		2,600	144		2,744
d. Equipment		3,175			3,175
e. Supplies		6,739			6,739
f. Contractual		30,000			30,000
g. Maintenance Rent, Tuition and Training		3,458			3,458
h. Other	Audit .001	148			143
i. Total Direct Charges (sum of f and g)		143,676	98,497		242,173
j. Indirect Charges	.0508	4,070			4,070
k. TOTALS (sum of f and g)	\$ 147,746	\$ 98,497	\$	\$ 246,243	\$
Program Income		\$	\$	\$	\$

Authorized for Local Reproduction

Standard Form 4250 (6-88)
Prescribed by OMB Circular A-102

SECTION C - NON-FEDERAL RESOURCES					
(a) Grant Program	(b) Apportion	(c) State	(d) Other Sources	(e) Total	(f) Total
Nonpoint Program	\$ 98,497	\$	\$		\$ 98,497
TOTALS (sum of lines 6 and 11)	\$ 98,497				\$ 98,497

SECTION D - FORECASTED CASH NEEDS					
Federal	Total for 1st Year	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
Nonfederal	\$ 147,746	\$ 36,936	\$ 36,936	\$ 36,936	\$ 36,937
TOTAL (sum of lines 13 and 14)	\$ 246,243	\$ 61,561	\$ 61,561	\$ 61,561	\$ 61,560

SECTION E - BUDGET ESTIMATES OF FEDERAL FUNDS NEEDED FOR BALANCE OF THE PROJECT					
(a) Grant Program	(b) First	(c) Second	(d) Third	(e) Fourth	
TOTALS (sum of lines 16-19)	\$	\$	\$	\$	\$

SECTION F - OTHER BUDGET INFORMATION					
(Attach additional sheets if necessary)					
Direct Charges:	\$ 144,619	Fixed	\$ 77,556	\$ 3,127	
Remarks:					

DETAILED BUDGET

<u>NAME</u>	<u>POSITION/TITLE</u>	<u>PROFESSION</u>	<u>YEARLY SALARY</u>	<u>PROJECT TIME</u>	<u>BUDGET</u>
Ann Poole	Asst. Planning Dir.	Supervisor	\$31,824	10	\$ 3,182
St. Livingston	Environmentalist III	LG 22	25,545	25	6,386
	Environmentalist III	LG 22	25,545	45	11,495
	Principal Planner	LG 23	26,676	66	17,622
	Environmentalist II	LG 18 <i>which accounts for 62 hrs. at .0765</i>	21,645	86	18,530*
rence J. Mitchell, III	Paralegal I	Temp EN1	20,787	60	12,472
	Environmentalist I	LG 15	20,789	50	10,395
				Total	\$80,132

EXEMPTIONS

Total Personnel costs x 26% =

= \$17,422

* Personal services contract; workman's comp. benefit only
at .0765

319 MATCH REQUIREMENT

The non-federal match requirement for the attached 319 grant request will be provided via two state-funded positions in the Water Quality Engineering Section of the Wastewater Engineering Bureau. Two staff members, J. Spaulding and L. Siroy spend 100% of their time on construction and urban runoff (stormwater) related NPS implementation activities involving sediment and erosion control and wetlands protection activities, both cited in the NPS Management Plan as priority activities.

*Per 100 days fiscal year
via 205(c)(5) funds*

	Annual Salary	X % OF <u>Time</u>	X Fringe <u>Benefits</u>	Program <u>Cost</u>
J. Spaulding	\$43,309	100	26%	\$54,569
L. Siroy	34,749	100	26%	43,783
		Total Personnel Cost		\$98,352
		Travel 558 miles X .26		<u>145</u>
			Total State Match	\$98,497 (40%)

In addition, the Maintenance of Effort (MOE) requirement established is \$22,521 per year as per letter attached (D. Fierra, August 29, 1989). This MOE is met via dedication of 100 % of the time of D. Dean in the same Bureau.

	Annual Salary	X % OF <u>Time</u>	X Fringe <u>Benefits</u>	Program <u>Cost</u>
D. Dean	\$23,497	100	26%	\$29,606

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SECTION F LINE 21

Page 1 of 3

**DEPARTMENT OF ENVIRONMENTAL SERVICES
BUDGET DOCUMENTATION FOR ASSISTANCE
APPLICATIONS AND AMENDMENTS**

The following outline provides an acceptable format for presenting budgetary information to support project expenditures. This format is equally useful for presenting data in initial applications and assistance amendments.

GRANT NAME NPS ImplementationFiscal Year 1990**PERSONNEL**

<u>NUMBER</u>	<u>POSITION</u> <u>TITLE</u>	<u>ANNUAL SALARY</u>	<u>X</u>	<u>% OF TIME</u>	<u>PROGRAM COST</u>
16718	Asst. Planning Director	\$31,825		10	\$ 3,182
12114	Environmentalist III	25,545		45	11,495
16799	Principal Planner	26,676		66	17,622
Temp EN1	Paralegal I	20,787		60	12,472
	Environmentalist I	20,787		50	10,395
	Environmentalist II	21,645		86	18,580

Total Direct Personnel Costs \$80,132**FRINGE BENEFITS**

Total Direct Personnel Costs X (current estimated rate 26%)

Total Benefits \$17,424

SECTION F LINE 21

Page 2 Of 3

TRAVEL AND PER DIEM COSTS

<u>TRAVEL</u>	<u># OF MILES</u>	<u>CURRENT RATE .24 PER MILE</u>	<u>AMOUNT</u>
	10,000	.26	\$ 2,600

Total Travel Costs \$2,600

<u># OF DAYS</u>	<u>RATE PER DAY</u>
------------------	-------------------------

Per Diem

Total Per Diem Costs --

Total Travel and Per Diem Costs --

EQUIPMENT

Items of equipment with a unit cost of \$1,000 or more should be itemized in the application.

<u>ITEM</u>	<u>QUANTITY</u>	<u>PER UNIT</u>	<u>COST</u>
Computer Terminal and Printer. (6W)	1	\$ 1,947	\$ 1,947
Computer Terminal (WQ)	1	1,228	1,228

Total Equipment Costs \$3,175

SPECIAL NOTICE FOR ALL ADP ITEMS

THE PROJECT OFFICER'S PRIOR APPROVAL IS NEEDED BEFORE PURCHASING ADP HARDWARE, SOFTWARE OR TELECOMMUNICATIONS EQUIPMENT.

603 271 2867
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NH ENVIRON SVCS -- EPA

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SECTION F LINE 21

Page 2 Of 3

TRAVEL AND PER DIEM COSTS

<u>TRAVEL</u>	<u># OF MILES</u>	<u>X</u>	<u>CURRENT RATE .24 PER MILE</u>	<u>AMOUNT</u>
	10,000		.26	\$ 2,600

Total Travel Costs \$2,600

Per Diem

<u># OF DAYS</u>	<u>X</u>	<u>RATE PER DAY</u>
------------------	----------	---------------------

Total Per Diem Costs --

Total Travel and Per Diem Costs --

EQUIPMENT

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SECTION F LINE 21

Page 3 of 3

SUPPLIES AND MATERIALS (CURRENT EXPENSE)

Consumables	\$ 800
Publications	250
Printing/duplication	725
Telephone	1,066
Postage	766
Computer maintenance	1,075
Mapping supplies	2,057
	Total \$ 6,739

CONTRACTUAL

Each proposed contract should be identified along with the anticipated or actual cost of the contract. The recipient may be required to submit documentation on its proposed procurement actions over \$25,000 if its procurement system is not certified.

Pass through - Nashua Regional Planning Commission for Merrimack River Initiative Element

Total \$30,000

OTHER COSTS

Training, Tuition, Audit Set-Aside (.001 X Total Award), Lab Cost Center, Rent.

Tuition/Training	\$ 1,148
Rent	2,310
Audit	148

Total other costs \$3,606

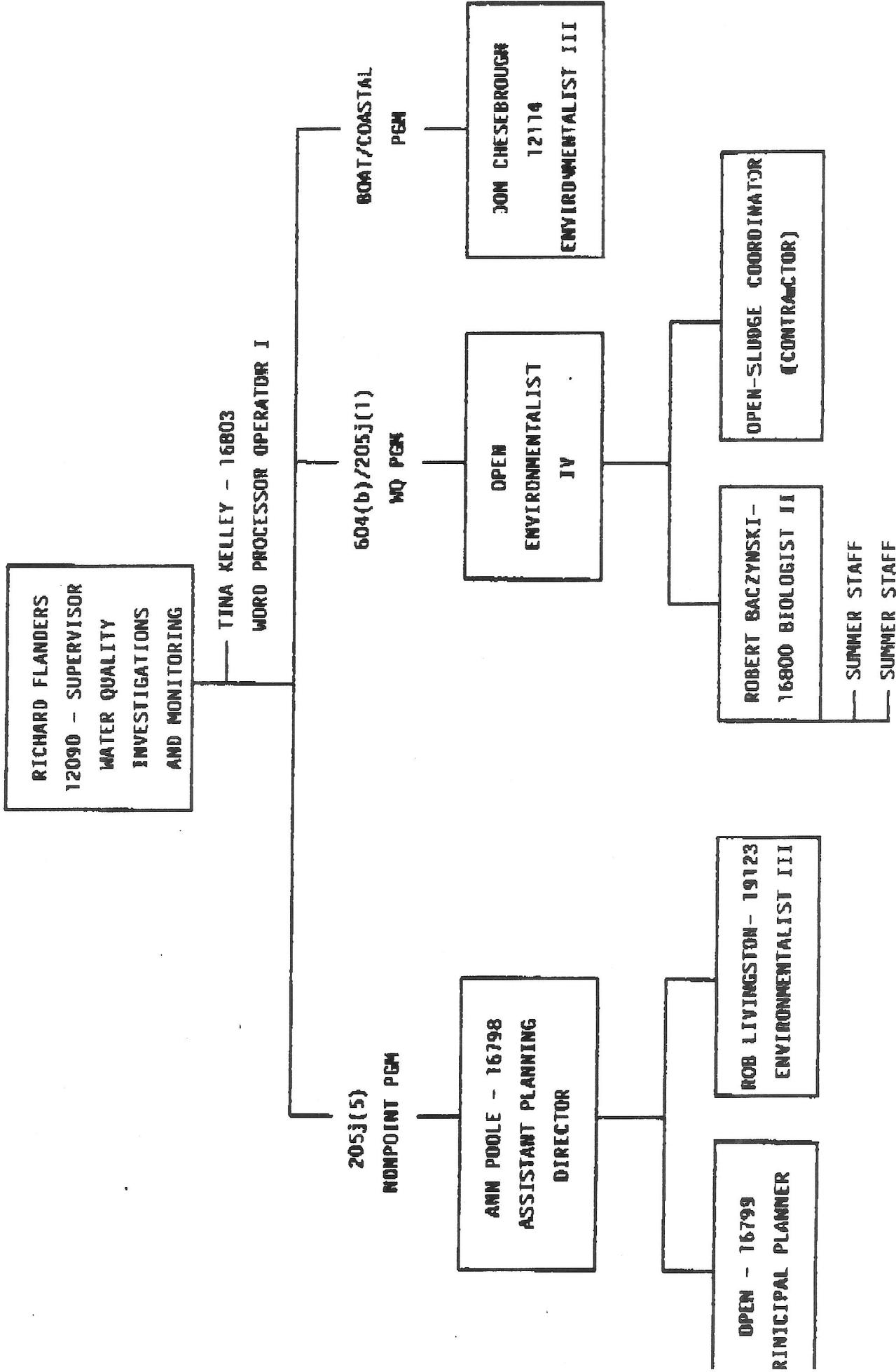
OVERHEAD/INDIRECT COSTS

WATER QUALITY SECTION

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NH ENVIRON SVCS -- EPA

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OMB Approval No. 0348-0040

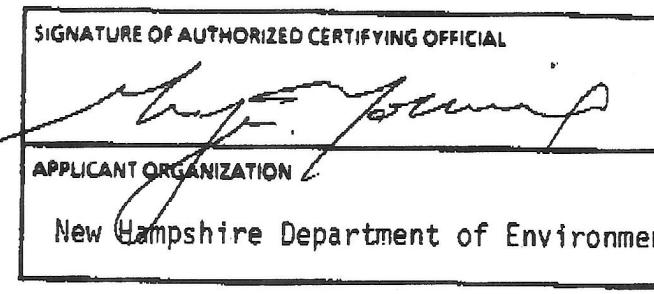
ASSURANCES — NON-CONSTRUCTION PROGRAMS

Note: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the awarding agency. Further, certain Federal awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States, and if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§ 4728-4763) relating to prescribed standards for merit systems for programs funded under one of the nineteen statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
6. Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§ 1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. § 794), which prohibits discrimination on the basis of handicap; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§ 6101-6107), which prohibits discrimination on the basis of age;
7. (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§ 523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. 290 dd-3 and 290 ee-3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. § 3601 et seq.), as amended, relating to non-discrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.
8. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
9. Will comply with the provisions of the Hatch Act (5 U.S.C. §§ 1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
10. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§ 276a to 276a-7), the Copeland Act (40 U.S.C. § 276c and 18 U.S.C. §§ 874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§ 327-333), regarding labor standards for federally assisted construction subagreements.

10. Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
11. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§ 1451 et seq.); (f) conformity of Federal actions to State (Clear Air) Implementation Plans under Section 176(c) of the Clear Air Act of 1955, as amended (42 U.S.C. § 7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended, (P.L. 93-523); and (h) protection of endangered species under the Endangered Species Act of 1973, as amended, (P.L. 93-205).
12. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§ 1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
13. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. 470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. 489a-1 et seq.).
14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. 2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.
16. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§ 4801 et seq.) which prohibits the use of lead based paint in construction or rehabilitation of residence structures.
17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act of 1984.
18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations and policies governing this program.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL		TITLE	
		Commissioner	
APPLICANT ORGANIZATION		DATE SUBMITTED	
New Hampshire Department of Environmental Services		2/15/90	

UNITED STATES
 ENVIRONMENTAL PROTECTION AGENCY
ASSURANCE OF COMPLIANCE
 FOR
TITLE VI OF THE CIVIL RIGHTS ACT OF 1964
AND
SECTION 13 OF THE FWPCA AMENDMENTS OF 1972

NAME AND ADDRESS OF APPLICANT/RECIPIENT (hereinafter called ASSUROR) Department of Environmental Services P.O. Box 95 6 Hazen Drive Concord, N.H. 03301	GRANT IDENTIFICATION NUMBER (To be completed by EPA)	GRANT AMOUNT REQUESTED \$ _____
	TYPE OF GRANT <input type="checkbox"/> DEMONSTRATION <input type="checkbox"/> RESEARCH <input type="checkbox"/> TRAINING <small>COTHER (Specify): _____</small>	
	CHECK ONE: <input checked="" type="checkbox"/> NEW <input type="checkbox"/> CONTINUATION	

HEREBY AGREES THAT IT will comply with Title VI of the Civil Rights Act of 1964 (P.L. 88-352) and all requirements of the U.S. Environmental Protection Agency (hereinafter called "EPA") issued pursuant to that title, to the end that in accordance with Title VI of that Act, no person in the United States shall, on the ground of race, color, or national origin be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity for which the Assuror receives financial assistance from EPA and hereby gives assurance that it will now and hereafter take all necessary measures to effectuate this agreement.

HEREBY AGREES THAT IT will comply with all applicable requirements of Section 13 of the Federal Water Pollution Control Act Amendments of 1972 (P.L. 92-500) and all requirements of EPA issued pursuant to that section, to the end that in accordance with that section of that Act, no person in the United States shall, on the ground of sex be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity under the said Federal Water Pollution Control Act Amendments for which the Assuror receives financial assistance from EPA and hereby gives assurance that it will now and hereafter take all necessary measures to effectuate this agreement.

If any real property or structure thereon is provided or improved with the aid of financial assistance extended to the Assuror by EPA, this Assurance obligates the Assuror, or, in the case of any transfer of such property, any transferee for the period during which the real property or structure is used for a purpose involving the provisions of similar services or benefits. If any personal property, in all other cases, this Assurance obligates the Assuror for the period during which it retains ownership or possession of the property by EPA.

THE ASSURANCE is given in consideration of and for the purpose of obtaining any and all Federal grants, loans, contracts, property discounts or other financial assistance extended after the date hereof to the Assuror by EPA including installment payments after such date on account of arrangements for Federal financial assistance which were approved before such date. The Assuror recognizes and agrees that such Federal financial assistance will be extended in reliance on the representations and agreements made in this Assurance and that the United States shall reserve the right to seek judicial enforcement of this Assurance. This Assurance is binding on the Assuror, its successors, transferees, and assignees, and the person or persons whose signature appear below are authorized to sign this Assurance on behalf of the Assuror.

The obligations assumed by the Assuror hereunder are in addition to any obligations which may be imposed on the Assuror by any applicable regulation now outstanding or which may hereafter be adopted by EPA to effectuate any provision or goal of the said Title VI and all applicable requirements of the said Section 13, and no part of this Assurance shall be read so as to in any way detract from or modify any obligation which may be imposed on the Assuror by any such regulation standing alone.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

PROCUREMENT SYSTEM CERTIFICATION

Form Approved
OMB No. 2000-0453
Approval expires 10-31-87

APPLICANT'S NAME

Department of Environmental Services

ASSISTANCE APPLICATION NUMBER

APPLICANT'S ADDRESS

P.O. Box 95
6 Hazen Drive
Concord, N.H. 03301

SECTION I - INSTRUCTIONS

The applicant must complete and submit a copy of this form with each application for EPA Assistance. If the applicant has certified its procurement system to EPA within the past 2 years and the system has not been substantially revised, complete Part A in Section II, then sign and date the form. If the system has not been certified within the past 2 years, complete Part B, then sign and date the form.

SECTION II - CERTIFICATION

- | | |
|---|------------|
| A. I affirm that the applicant has within the past 2 years certified to EPA that its procurement system complies with 40 CFR Part 33 and that the system meets the requirements in 40 CFR Part 33. The date of the applicant's latest certification is: | MONTH/YEAR |
| B. Based upon my evaluation of the applicant's procurement system, I, as authorized representative of the applicant: (Check one of the following:) | |

1. **CERTIFY** that the applicant's procurement system will meet all of the requirements of 40 CFR Part 33 before undertaking any procurement action with EPA assistance

Please furnish citations to applicable procurement ordinances and regulations

2. **DO NOT CERTIFY THE APPLICANT'S PROCUREMENT SYSTEM.** The applicant agrees to follow the requirements of 40 CFR Part 33, including the procedures in Appendix A, and allow EPA preaward review of proposed procurement actions that will use EPA assistance.

TYPED NAME AND TITLE



EPA Project Control Number

United States Environmental Protection Agency
Washington, DC 20460

Certification Regarding Debarment, Suspension, and Other Responsibility Matters

The prospective participant certifies 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 department or agency;
- (b) Have not within a three year period preceding this proposal been convicted of or had a civil judgement 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 government entity (Federal, State, or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and
- (d) Have not within a three-year period preceding this application/proposal had one or more public transactions (Federal, State, or local) terminated for cause or default.

I understand that a false statement on this certification may be grounds for rejection of this proposal or termination of the award. In addition, under 18 USC Sec. 1001, a false statement may result in a fine of up to \$10,000 or imprisonment for up to 5 years, or both.

Robert W. Varney, Commissioner, New Hampshire Department of Environmental Services

Typed Name & Title of Authorized Representative

Signature of Authorized Representative

Date

- I am unable to certify to the above statements. My explanation is attached.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

OMB CIRCULAR A-87 COGNIZANT AGENCY
NEGOTIATED AGREEMENT

Page 1 of 2

New Hampshire Department of
Environmental Services
Concord, NH

Date:

Filing Ref: This updated
Agreement dated
February 14, 1986

The indirect cost rates contained herein are for use on grants and contracts with the Federal Government to which Office of Management and Budget Circular A-87 applies, subject to the limitations contained in the Circular and in Section II, A below.

SECTION I: RATES Note: Proposed ~~5.05~~ 6% rate subject to EPA approval

<u>Type</u>	<u>Effective Period</u>		<u>Rate</u>	<u>Base</u>
	<u>From</u>	<u>To</u>		
Fixed	7/1/86	6/30/87	14.56%	(a)

Basis for Application:

- (a) Total direct costs excluding equipment, subcontracts and flow through funds (grants to municipalities).

Treatment of Fringe Benefits: Fringe benefits applicable to direct salaries and wages are treated as direct costs.

SECTION II: GENERAL

- A. LIMITATIONS: Use of the rate contained in this agreement is subject to any applicable statutory limitations. Acceptance of the rates agreed to herein is predicated upon the conditions: (1) that no costs other than those incurred by the grantee/contractor were included in the indirect cost rate proposal and that such costs are legal obligations of the grantee/contractor, (2) that the same costs that have been treated as indirect costs have not been claimed as direct costs, and (3) that similar types of costs have been accorded consistent treatment.

Page 2 of 2

New Hampshire Department of
Environmental Services
Concord, NH

Date:

require the prior approval of the authorized representative of the responsible negotiation agency. Failure to obtain such approval may result in subsequent disallowances.

- C. ESTIMATES: The fixed rates contained in this agreement are based on estimates of the costs which will be incurred during the period for which the rates apply. When the actual costs for such period have been determined, an adjustment will be made in the negotiation following such determination to compensate for the differences between the cost used to establish the fixed rates and that which would have been used were the actual costs known at the time.
- D. NOTIFICATION TO FEDERAL AGENCIES: Copies of this document may be provided to other Federal agencies as a means of notifying them of the agreement contained herein.
- E. SPECIAL REMARKS: The Commission has an approved "per sample" billing schedule for laboratory services for the fiscal years ended June 30, 1986 and soon will have the 1987 schedule approved. The labor, fringe benefits, other direct and and indirect costs of the laboratory operation are included in the billing rates. No personal service or other costs should be direct charged to Federal programs for laboratory services.

ACCEPTANCE

By the State Agency:

(Signature)

(Name)

Commissioner

(Title)

Dept. of Environmental Services

(Agency)

By the Responsible Federal Agency:

(Signature)

John J. Zabretsky

(Name)

Chief, Cost Policy and

Rate Negotiation Section

(Title)

U.S. Environmental

Protection Agency

(Agency)

RESOURCE SUMMARY (CHART A)

FUNDING SOURCES						
	TOTAL STATE AND FEDERAL FUNDS IN APPROPRIATE BOX	CWA-106	CWA-205(j)(1)	CWA-604(b)	CWA-205(j)(5)	CWA-319
						CWA-104(q)
ENT						
E EVALUATION						
VT						
S						
LITY - PLANNING						
LITY - STANDARDS						
NING						
EMENTATION	93497					147746
ON GRANTS MGT.						
NING						
AGEMENT						
T./ADMIN.						
TICIPATION						
RAM ACTIVITIES						
R PROTECTION						
6	93497					147746
NDS						147746