

Instructions: “Vendor(s)”, defined as any person or entity seeking to engage in business with the Tohopekaliga Water Authority (“Toho”), must use this form to certify that they are eligible to solicit an award from and/or enter into a contract with a public entity under applicable Florida law. The terms “Contract” and “Agreement” may be interchangeably used.

Vendor Name (as on Sunbiz.org):	
Solicitation/Contract Number:	

**Part 1: Section 287.133, Florida Statutes, Compliance Certification
Public Entity Crimes Act**

The undersigned hereby certifies, on behalf of Vendor, that:

- A. Neither Vendor, nor one or more of its officers, directors, executives, partners, shareholders, employees, members, or agents who are active in the management of Vendor, nor any affiliate of the entity, has been charged with and convicted of public entity crime subsequent to July 1, 1989;
- B. Vendor has not been placed on any convicted vendor list by the State of Florida and that Vendor will not utilize any funding provided pursuant to this Contract to subcontract with any vendor that has been placed on any such convicted vendor list;
- C. Vendor acknowledges that for the purposes of this certification, the terms “public entity crime,” “convicted,” and “affiliate,” are as defined in Section 287.133, Florida Statutes, which Vendor has reviewed prior to the execution of this certification;
- D. Vendor acknowledges that Toho reserves the right to terminate this Contract immediately and take full advantage of any legal remedies available in equity or law should Vendor be found to: have falsified its certification of eligibility to bid on, submit a proposal for, or enter into or renew a contract with Toho for goods or services pursuant to Section 287.133, Florida Statutes; or have become ineligible to bid on, submit a proposal for, or enter into or renew a contract with Toho for goods or services pursuant to Section 287.133, Florida Statute subsequent to entering into this Contract with Toho; and
- E. Vendor shall immediately notify Toho if at any point during the term of the Contract, Vendor’s status under Section 287.133, Florida Statutes, changes in any manner.

**Part 2: Section 287.134, Florida Statutes, Compliance Certification
Discriminatory Vendors**

The undersigned hereby certifies, on behalf of Vendor, that:

- A. Neither Vendor, in its capacity as an “entity”, as defined in Section 287.134, Florida Statutes, nor any of its “affiliates”, as defined in that same statute, have been placed on the discriminatory vendor list;
- B. Vendor is eligible to submit an offer or proposal to, receive an award from, contract with, and otherwise transact business with public entities in the State of Florida under Section 287.134, Florida Statutes; and
- C. Vendor shall immediately notify Toho if at any point during the term of the Contract, Vendor’s status under Section 287.134, Florida Statutes, changes in any manner.

Vendor’s Initials: _____

**Part 3: Section 287.137, Florida Statutes, Compliance Certification
Antitrust Violators**

The undersigned hereby certifies, on behalf of Vendor, that:

- A. Neither Vendor, in its capacity as an “entity”, as defined in Section 287.137, Florida Statutes, nor any of its “affiliates”, as defined in that same statute, have been placed on the antitrust violator vendor list following a conviction or being held civilly liable for an antitrust violation;
- B. Vendor is eligible to submit an offer or proposal to, receive an award from, contract with, and otherwise transact business with public entities in the State of Florida under Section 287.137, Florida Statutes; and
- C. Vendor shall immediately notify Toho if at any point during the term of the Contract, Vendor’s status under Section 287.137, Florida Statutes, changes in any manner.

**Part 4: Section 287.135, Florida Statutes, Compliance Certification
Prohibition Against Contracting with Scrutinized Companies**

The undersigned hereby certifies, on behalf of Vendor, that:

- A. Vendor has reviewed Section 287.135, Florida Statutes, and in accordance with such provision of Florida law, is eligible to bid on, submit a proposal for, or enter into or renew a contract with Toho for goods or services.
- B. Vendor is not on the “Scrutinized Companies that Boycott Israel List”, created pursuant to Section 215.4725, Florida Statutes, and additionally is not engaged in a boycott of Israel.
- C. If the value of the award, contract, or agreement for which this certification is being executed meets or exceeds \$1,000,000.00 in value, Vendor additionally hereby certifies that Vendor is not: **(1)** on either the “Scrutinized Companies with Activities in Sudan List” or the “Scrutinized Companies with Activities in the Iran Terrorism Sectors List” created pursuant to Section 215.473, Florida Statutes; or **(2)** engaged in business operations in Cuba or Syria.
- D. Vendor acknowledges that Toho reserves the right to terminate this Contract immediately and take full advantage of any legal remedies available in equity or law should Vendor be found to: **(1)** have falsified its certification of eligibility to bid on, submit a proposal for, or enter into or renew a contract with Toho under Section 287.135, Florida Statutes; **(2)** have become ineligible to bid on, submit a proposal for, or enter into or renew a contract with Toho under Section 287.135, Florida Statutes, by having been added to any of the above-referenced “Scrutinized Companies” lists, or by engaging in any boycott of Israel or business operations in Cuba or Syria.
- E. Vendor shall immediately notify Toho if at any point during the term of the Contract, Vendor’s status under Section 287.135, Florida Statutes, changes in any manner.

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Vendor’s Initials: _____

**Part 5: Section 287.138, Florida Statutes, Compliance Certification
Foreign Countries of Concern**

If being awarded the Contract, or otherwise entering into the Contract, would grant Vendor access to an individual's personal identifying information, pursuant to section 287.138, Florida Statutes, the undersigned, on behalf of Vendor, hereby certifies, represents, and warrants that Vendor is not affiliated with a foreign country of concern, as such countries are identified in section 287.138(1), Florida Statutes. The undersigned additionally certifies, represents, and warrants that: **(A)** Vendor is not owned by a foreign country of concern; **(B)** the government of a foreign country of concern does not have a controlling interest in Vendor; and **(C)** Vendor is not organized under the laws of or has its principal place of business in a foreign country of concern.

EXECUTION OF ABOVE CERTIFICATIONS

The undersigned hereby represents that they: make the above certifications based upon personal knowledge; are over the age of 18 years and otherwise competent to make the above certifications; and are authorized to legally bind and make the above certifications on behalf of Vendor.

Under penalties of perjury, the undersigned hereby certifies and declares that they have read and understand the contents of the foregoing form. Pursuant to the authority granted to the undersigned by Vendor, the undersigned hereby acknowledges, affirms, and makes the above-provided certifications on behalf of Vendor.

By: _____
Authorized Representative on behalf of Vendor
Printed Name: _____
Official Title: _____
Date: _____

STATE OF _____
COUNTY OF _____

The foregoing instrument was acknowledged before me by means of physical presence or online notarization, this ____ day of _____, 20____, by _____, as _____ of _____, a _____ authorized to do business in the State of Florida on behalf of the company/corporation. They are personally known to me or have produced _____ as identification.

(Seal)

Signature of Notary Public

Name of Notary Typed, Printed or Stamped