



**OKLAHOMA**  
Broadband Office



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Broadband Office

# Broadband Equity, Access, and Deployment Program (BEAD) Preregistration Guide

January 2025

## General Information

- Provide the following information related to your company:
  1. Company Name: Include full company name.
  2. Company Address: Include full company address.
  3. Primary First and Last Name: This should be the person primarily responsible for completing the application.
  4. Primary Title
  5. Primary Email
  6. Primary Phone
  
- Prepare to appoint your Authorized Organizational Representative. The authorized organizational representation (AOR) should be legally able to make financial decisions and sign contracts on the applicant's behalf.
  1. Authorized Organizational Representative (AOR) First Name and Last Name
  2. AOR Title
  3. AOR Email
  4. AOR Phone
  
- If submitting application as a consortium, please provide information related to second company:
  1. Company Name: Include full company name.
  2. Company Address: Include full company address.
  3. Primary First and Last Name: This should be the person primarily responsible for completing the application.
  4. Primary Title
  5. Primary Email
  6. Primary Phone
  7. Authorized Organizational Representative (AOR) First Name and Last Name
  8. AOR Title
  9. AOR Email
  10. AOR Phone
  
- Provide Company Unique Entity Identifier (UEI). The UEI is the primary key used to identify an entity throughout the federal awarding lifecycle and in SAM gov. The BEAD NOFO requires "each subrecipient must obtain a UEI and provide it to the Eligible Entity." Entities doing business with the federal government must have an active registration in SAM.gov. Please note that your application will not be accepted unless you have an active SAM.gov registration and, if awarded, no funding can be reimbursed in the future unless the SAM.gov registration is active.
  - If your company does not already have a UEI, please obtain one by visiting sam.gov and registering. (NOTE: The UEI was previously known as a DUNS number.) See the entity registration checklist here. Please upload proof of your active registration via screenshot or PDF. (Textbox/Upload)

- Please certify that you will register as a vendor with the state of Oklahoma and provide the certificate at the time of application. (Use link: <https://oklahoma.gov/omes/divisions/central-purchasing/suppliers-and-payees/supplier-portal.html>)
- Provide documentation of your state business registration. If your business is not registered with the state, you must complete and upload the documentation required by the Oklahoma Secretary of State found here to obtain a business registration prior to submitting your application. (Upload)

## Financial Capability

- All prospective subgrantees must provide financial statements from the prior fiscal year. It is preferred that prospective subgrantees submit financial statements that have been audited by an independent certified public accountant. However, prospective subgrantees may also submit unaudited financial statements and then certify that they will provide audited financial statements before grant agreement execution. Please select which of the following financial statement options you will upload:
  - Audited financial statements from the prior fiscal year.
    - Follow-up question: Please upload your audited financial statements from the prior fiscal year.
  - Unaudited financial statements from the prior fiscal year.
    - Follow-up questions:
      - Please upload your unaudited financial statements from the prior fiscal year.
      - Please certify that you will provide the Oklahoma Broadband Office with audited financial statements on or before grant agreement execution.
- financial statements on or before grant agreement execution.
- Do you certify that you will provide a Letter of Credit or a bond to the OBO prior to entering into grant agreement? (NOFO pg. 72-73) (Checkbox)
- Provide short description of how you intend to comply with the requirements of section 2.4.11.B, (Letter of Credit Limited Waiver Option) in the event subgrant award(s) are received, including the particular option(s) for compliance that the applicant plans to utilize, the identity of qualified bank(s) that the applicant plans to enlist, and any other relevant description. (NOFO pg. 72-73) (Upload – 1 page maximum)
- Do you certify that these submissions have been made in good faith by applicants as representations that the applicant has the ability to obtain the required LOC commitment letters, final LOC, and bankruptcy opinion letters prior to final subgrant issuance.
  - According to NOFO language, pg 72-73, “The letter shall at a minimum provide the dollar amount of the letter of credit and the issuing bank’s agreement to follow the terms and conditions of the Eligible Entity’s model letter of credit. Prior to entering into any subgrantee agreement, each prospective subgrantee shall obtain an irrevocable standby letter of credit, which shall be acceptable in all respects to the Eligible Entity and in a value of no less than 25 percent of the subaward amount. Eligible Entities may adopt rules under which a subgrantee may obtain a new letter of credit or renew its existing letter of credit so that it is valued at a lesser amount than originally required by the Eligible Entity upon

verification that the subgrantee has met optional or required service milestones. In no event, however, shall the letter of credit have a value of less than 25 percent of the subaward amount. A prospective subgrantee shall provide with its letter of credit an opinion letter from legal counsel clearly stating, subject only to customary assumptions, limitations, and qualifications, that in a proceeding under Title 11 of the United States Code, 11 U.S.C. § 101 et seq. (the “Bankruptcy Code”), the bankruptcy court would not treat the letter of credit or proceeds of the letter of credit as property of the winning subgrantee’s bankruptcy estate under Section 541 of the Bankruptcy Code.

- Do you certify that you have read and reviewed the [Letter of Credit requirements, the Letter Credit waiver options](#), and have reviewed and shall submit if applicable the [Letter of Credit waiver](#)?
  - NTIA has issued a waiver for the Letter of Credit requirement of 25% of the value of the grant in addition to the minimum match.
- Lead Organization Tax Identification: This may be the organization’s EIN or the individual’s tax identification number.
- Upload file - Lead Organization Tax Form: Please upload a completed W9 form as a PDF. The PDF must follow this file name format, replacing the “00” placeholder with your unique registration number.
- Non-Conflicts of Interest Statement: This is an attestation form used to disclose any Conflicts of Interest (COIs) and to agree to comply with requirements and other federal regulations relating to COIs.
- Non-Collusion Statement: This is an attestation to abide by requirements designed to mitigate the risks of indirect collusion between applicants in the form of public communication about desired service areas, funding requests, or other information that could lead to anti-competitive signaling behavior or other forms of coordination by applicants.
- Do you certify that you are financially qualified to meet the obligations associated with the grant program?
  - Follow up question: Upload audited financial statements that have been certified by an independent certified public accountant for the last 3 years. (UG 2CFR200.332) Prior to entering into an agreement with the Oklahoma Broadband Office, all entities should be prepared to deliver audit documents for verification if requested by the office. (Checkbox)
- Do you certify that you have available funds for matching requirements that exceed the grant amount and that you will comply with all grant requirements? (Checkbox)
- Do you certify that you have and will continue to have sufficient financial resources to cover your eligible costs for the project until Oklahoma Broadband Office authorizes additional disbursements? (Checkbox)

## Other Public Funding Information

- Have you or your affiliates submitted or plan to submit any broadband deployment project, or are undertaking or have committed to undertake any broadband deployment projects using public funds?
  - Yes
    - Follow-up question: Excluding broadband funding from the Oklahoma Broadband Office, please upload a description for each planned, submitted, and/or

undertaken broadband deployment project using public funds. Your description must include the following information:

- Program Name: This is the name of the applicable program supporting the project.
- Applicant Name: This is the name of the applicant receiving or applying to receive the public funds for the project.
- Funds Source: This is whether the public funds are federal or state.
- Date of Award: This is the date that the public funds were, or anticipated to be, awarded for the project.
- Public Funds Amount: This is the dollar amount of funds that were, or anticipated to be, awarded.
- Match Amount Committed: This is the amount committed toward the project as a percentage of the total project costs. You may enter the percentage up to one decimal place, e.g., 33.3%.
- Commitments made in exchange for funds: Describe the commitments made in exchange for the funds, including all milestones, deliverables, timing, and metrics of success.
- If the project involves infrastructure, then the applicant must disclose additional information:
  - Unserved Locations: This is the number of unserved locations included in the committed project area.
  - Underserved Locations: This is the number of underserved locations included in the committed project area.
  - Completion Date: This is the date by which the applicant committed to completing the project.
  - Geography of Award: For broadband (infrastructure) deployment projects, also upload a PDF of the geography of each award, showing the geographic area to be covered by the infrastructure project.

## Ownership Information

- Do you operate in Oklahoma under a DBA or brand name?
  - Instructions: The Lead Organization DBA/Brand may be different than the organization name, e.g., Generic Internet Service Provider may do business as Example ISP.
  - Yes:
    - In 100 characters or less, list the relevant DBA and brand names, using semicolons (;) to separate each DBA and brand name.
  - No

Ownership Information asks the applicant to list the real party or parties with interest in the applicant or application, including a complete disclosure of the identity and relationship of those persons or entities directly or indirectly owning or controlling (or both) the applicant; and list any FCC-regulated entity or applicant for an FCC license, in which the applicant or any of the parties with interest in the applicant, owns 10% or more of stock. **(Template 1)**

- Ownership Type: Select from the dropdown options. Fill out the following fields if selecting Shareholder or Owner for the applicant in this pre-qualification form. in the

applicant or application:

- **Shareholder or Owner Name:** List the real party or parties in interest in the applicant or application, including a complete disclosure of the identity and relationship of those persons or entities directly or indirectly owning or controlling (or both) the applicant. The Shareholder or Owner Name is limited to 80 characters.
- **Company Legal Structure:** This identifies if the Shareholder or Owner is a Limited Partnership, Limited Liability, or General Partnership. If the entity has another legal structure, such as Joint Venture, then add that legal structure to the end of the entity Name and choose General Partnership to proceed.
- **Percentage of Ownership:** This is the specific amount of the interest or percentage, up to one decimal place, held by the Shareholder or Owner. In the case of a Limited Partnership, the interest would be calculated according to the percentage of equity paid in or the percentage of distribution of profits and losses. Regardless of Company Legal Structure, for a Shareholder or Owner holding indirect ownership, interests in the applicant are determined by successive multiplication of the ownership percentages for each link in the vertical ownership chain, that equals 10% or more of the applicant, except that if the ownership percentage for an interest in any link in the chain exceeds 50% or represents actual control, it shall be treated and reported as if it were a 100% interest.
- **Shares Voting or Non-Voting:** This identifies if the Shareholder or Owner is voting or nonvoting.
- **Common or Preferred Shares:** This identifies if the Shareholder or Owner's shares are common or preferred.
- **Owner Address:** This is the address of the Shareholder or Owner. The City, State and County names are limited to 60 characters, and the zip code is limited to 10 characters.
- **U.S. Citizenship:** This identifies if a Shareholder or Owner holding Ownership of 10% or greater is a U.S. citizen or not. This question only appears if the Percentage of Ownership is 10% or greater.
- **Do Shareholders or Owners have ownership in another FCC-regulated entity or applicant for an FCC license?** This is intended to capture such relationships as: Company A owns 10% of Company B (the applicant) and 10% of Company C (an FCC licensee and/or license applicant), so Companies A and C must be listed on Company B's application. **(If yes, then Template 2)**
- **Name of FCC-regulated entity:** List the name of the FCC-regulated entity or applicant for an FCC license, in 100 characters or less.
- **Legal Structure of FCC-regulated entity:** This is whether the FCC-regulated entity or applicant for an FCC license is a Limited Partnership, Limited Liability, or General Partnership.

- Percentage of Ownership in FCC-regulated entity: This is the specific amount of the interest or percentage, up to one decimal place, held by this Shareholder or Owner in the FCC-regulated entity or applicant for an FCC license.
  - In the case of a Limited Partnership, the interest would be calculated according to the percentage of equity paid in or the percentage of distribution of profits and losses. Regardless of Company Legal Structure, for a Shareholder or Owner holding indirect ownership, interests in the applicant are determined by successive multiplication of the ownership percentages for each link in the vertical ownership chain, that equals 10% or more of the applicant, except that if the ownership percentage for an interest in any link in the chain exceeds 50% or represents actual control, it shall be treated and reported as if it were a 100% interest.
- Shares Voting or Non-Voting: This identifies if the Shareholder or Owner in the FCC-regulated entity or applicant for an FCC license is voting or nonvoting.
- Common or Preferred Shares: This identifies if the Shareholder or Owner's shares in the FCC-regulated entity or applicant for an FCC license are common or preferred.

Also fill out form for any FCC-regulated entity or applicant for an FCC license, in which the applicant or any of the parties with interest in the applicant, owns 10% or more of stock. Click the plus sign to add each party's information. This is intended to capture such relationships as: Company A owns 10% of Company B (the applicant) and 10% of Company C (an FCC licensee and/or license applicant), so Companies A and C must be listed on Company B's application.

**(Template 3)**

- Ownership Type: Shareholder or Owner of another FCC-regulated entity.
- If this Shareholder or Owner is other than the applicant, then list the Shareholder or Owner Name holding 10% or more of Ownership in the FCC-regulated entity or applicant for an FCC license is limited to 80 characters.
- If this Shareholder or Owner in the FCC-regulated entity or applicant for an FCC license is other than the applicant, then choose the Company Legal Structure of this Shareholder or Owner: Limited Partnership, Limited Liability, or General Partnership.
- If this Shareholder or Owner in the FCC-regulated entity or applicant for an FCC license is other than the applicant, then list the Owner Address of this Shareholder or Owner. The city, State and County and the zip code.
- If this Shareholder or Owner in the FCC-regulated entity or applicant for an FCC license is other than the applicant, then answer whether the Shareholder or Owner is a U.S. citizen or not.
- Name of FCC-regulated entity is the name of the FCC-regulated entity or applicant for an FCC license in which the Shareholder or Owner holds 10% or more of Ownership.
- Legal Structure of FCC-regulated entity is whether the FCC-regulated entity or applicant for an FCC license is a
  - Limited Partnership
  - Limited Liability

- General Partnership
- Percentage of Ownership in FCC-regulated entity is the specific amount of the interest or percentage, up to one decimal place, held by this Shareholder or Owner in the FCC-regulated entity or applicant for an FCC license. In the case of a Limited Partnership, the interest would be calculated according to the percentage of equity paid in or the percentage of distribution of profits and losses. Regardless of Company Legal Structure, for a Shareholder or Owner holding indirect ownership, interests in the entity is determined by successive multiplication of the ownership percentages for each link in the vertical ownership chain, that equals 10% or more of the entity, except that if the ownership percentage for an interest in any link in the chain exceeds 50% or represents actual control, it shall be treated and reported as if it were a 100% interest.
- Shares Voting or Non-Voting is whether this Shareholder or Owner in the FCC-regulated entity or applicant for an FCC license is voting or nonvoting.
- Common or Preferred Shares is whether the Shareholder or Owner's shares in the FCC-regulated entity or applicant for an FCC license are common or preferred.

## Managerial Capability

- Managerial Capability Narrative: This must be limited to 3 pages at no smaller than 11 font. If a key management personnel position is currently vacant, the applicant must include a staffing plan and projected date of hire. Any key management position staffed by a contractor/subcontractor individual or firm must be identified as such, and disclosure of the duration and renewal clauses is required. (File Upload)
- Organization Chart: An org chart of key management personnel must be uploaded.
- Organization Chart of parent and its subsidiary and affiliated entities: If they exist and are involved and responsible for BEAD funded infrastructure projects. The organization chart must clearly demonstrate the relationship between the parent and its affiliates and subsidiaries.
- Identify key management personnel for planning and sustainability: This is a narrative limited to 1 page at no smaller than 11 font. The personnel should include the Lead Organization Technical Contact. File upload
- Identify key management personnel for deployment: This is a narrative limited to 1 page at no smaller than 11 font. The personnel should include the Lead Organization Project Contact.
- Identify key management personnel for operations: This is a narrative limited to 1 page at no smaller than 11-point font.
- Resumes of key management personnel: These are for personnel involved in and responsible for BEAD funded infrastructure projects and must be uploaded.
- Describe the experience and qualifications of key management personnel: This is a narrative limited to 3 pages at no smaller than 11 font. Describe the capability of



personnel for undertaking this project and prior experience undertaking projects of comparable size and scope, especially in Oklahoma. (File Upload)

## Operational Capability

- Please describe the availability details of your operational capability. These details relate to the number of current and potential subscriptions of internet service, as applicable.
- Do you certify to network monitoring and restoration capabilities for the number of current and potential subscriptions of internet service? (Checkbox)
- Do you certify to provide quality-of-service metrics and/or reports? Quality of service may relate, but are not limited to, number of calendar days to install requested service; any service outage credits available or offered, and at what rate; trends to service prices, and any enforceable commitments to hold prices or only increase at rates no greater than the Consumer Price Index for All Urban Consumers (CPI-U) for the Midwest Region. (Checkbox)
- Please describe any prior grants received This includes both Grant Penalty and other prior grants that were successfully completed. List any completed federal or state funded deployment projects, the source of funding, and dates of completion or non-completion, and list any prior grants that involved penalties or claw back of public funds.
- Have you complied with all federal, state, and local laws for previous broadband projects such as those funded by ARPA SLFRF, Capital Projects Fund, RDOF, et al.? (Checkbox)
  - Yes
  - No
    - Followup question:  
Please disclose any instances where you failed to comply. (narrative text)
- Legal Actions Against Applicant: Disclose any instance in which the applicant was a defendant in any federal or state criminal proceeding or civil litigation along with final rulings, details on any penalties assessed or provisions against future service.
- Disclose any FCC issues, enforcement actions, etc. in the fielded window. Disclosures must include any Form 477 issues, corrections, or other actions requested by the FCC about any data irregularities, missed filings, or any other inquiry; and any pending or completed enforcement action, civil litigation, or other matter in which compliance failure occurred or was alleged with regard to FCC rules or regulations.
  - The fields of information include:
    - Agency: FCC or other agency bringing the proceeding
    - Other: Describe the other agency within 40 characters
    - Number: The case or file reference number, but this is limited to 50 characters
    - Nature: Describe the nature of the proceeding within 100 characters
    - Opened: A date field for when the case was opened
    - Closed: A date field for when the case may have closed

- Disposition: Describe the findings or disposition of the case within 100 characters
  - Encumbrances: Indicate whether or not there are future encumbrances that result in Restrictions
  - Restrictions: If applicable, describe restrictions on service provisioning and impact within 100 characters
- Supporting Evidence for Years of Service: This is a narrative to certify that the applicant has provided voice, broadband, and/or electric transmission or distribution service for at least two years prior to the application, in a single PDF. Include evidence from the Lead Organization and each Consortium Member as applicable. Evidence supporting the certification may include, but is not limited to:
    - Financial Statements
    - Form 477 filings
    - Certification(s) by the Oklahoma Corporation Commission
    - Federal and/or USF Filings and Disbursements
    - Board Meeting Minutes and Resolutions
    - Count of Broadband subscribers in Oklahoma including ACP
  - Are you a new broadband service provider in Oklahoma?
    - Yes
      - Followup question: Please submit evidence of sufficient operational capabilities in a single PDF to certify that the applicant has sufficient operational capabilities. New entrants into Oklahoma must submit evidence sufficient to demonstrate that the newly formed entity has obtained, through internal or external resources, sufficient operational capabilities. Sufficient evidence may include resumes from key personnel, project descriptions and narratives from contractors, subcontractors, or other partners with relevant operational experience, or other comparable evidence. Operational capabilities of the Lead Organization and each Consortium Member as applicable must demonstrate experience in operating a broadband network.
    - No
  - Do you certify that you are technically qualified to complete and operate grant construction and that you are capable of carrying out the funded activities in a competent manner? (Checkbox)
  - Do you certify that your construction timeline, from grant agreement signature to construction completion, can be completed within 4 years? (Checkbox/Upload)
    - The OBO team realizes that at this stage you may not have the detailed network design, diagram, project costs, build-out timeline, and milestones, etc. as you have not yet decided how you will apply. Please provide a description of your company's baseline Fiber-To-The-Home/FTTH (or other technology) architecture to be deployed, including a certification by a professional engineer that said architecture can provide the required service levels. For pre-qualification purposes, previous PE certification for the same technology used in another state will be sufficient; however, please note that full details, including the detailed network design, diagram, project costs, build-out timeline, and milestones, etc. will be required upon award.

- Do you certify that your proposed network can deliver broadband service that meets the requisite performance requirements to all locations served by the project? (Checkbox)
  - Followup question: Please upload a document clearly certified by a professional engineer that your proposed network can deliver broadband service that meets requisite performance requirements to all locations served by project.

#### New Company

- Are you a new company planning to provide broadband services within this grant program?
  - Yes. Followup questions:
    - Please submit evidence of sufficient operational capabilities in a single PDF to certify that the applicant has sufficient operational capabilities. New entrants into Oklahoma must submit evidence sufficient to demonstrate that the newly formed entity has obtained, through internal or external resources, sufficient operational capabilities. Sufficient evidence may include resumes from key personnel, project descriptions and narratives from contractors, subcontractors, or other partners with relevant operational experience, or other comparable evidence. Operational capabilities of the Lead Organization and each Consortium Member as applicable must demonstrate experience in operating a broadband network.
    - Please upload a document detailing the number of years your parent company has been operating and providing voice or broadband service.
    - Please submit qualified operating or financial reports that you have filed with the relevant financial institution for the relevant time period along with a certification that the submission is a true and accurate copy of the reports that were provided to the relevant financial institution.
    - Please provide evidence sufficient to demonstrate that the newly formed entity has obtained, through internal or external resources, sufficient operational capabilities. Such evidence may include resumes from key personnel, project descriptions and narratives from contractors, subcontractors, or other partners with relevant operational experience, or other comparable evidence.
    - As you have provided voice and/or broadband service, do you certify that you have filed timely Commission Forms 477s and the Broadband DATA Act submission, and otherwise have complied with the Commission's rules and regulations?
    - Have you ever defaulted on a federal program before?
      - No
      - Yes. Followup question:
        - Please describe corrective action taken. (narrative)
    - Please upload documentation explaining any pending or completed enforcement action, civil litigation, or other matter in which you failed to comply or were alleged to have failed to comply with Commission rules or regulations.

## Labor and Workforce Information

- NTIA requires inclusive use of firms. Disadvantaged Business Enterprises (DBE) includes firms with the designations of minority, women, airport concessions, and/or disadvantaged. Applicants must document their historical commitment to recruit and retain DBEs; Please see the instructions to see what your DBE utilization plan must include.  
Your DBE utilization plan must outline these affirmative steps:
  - Assure qualified DBEs are on their solicitation lists for services and contracting
  - Divide project solicitations into smaller subtasks when economically feasible for qualified DBEs
  - Establish project timelines to encourage participation by DBEs
- Please upload a detailed staffing plan for sustainability in support of broadband adoption and digital literacy is a narrative limited to 3 pages at no smaller than 11 font. This plan should include staffing numbers, position descriptions, and timing.
- Document applicant commitment to an inclusive environment that does not tolerate harassment or discrimination in a narrative limited to 1 page at no smaller than 11 font.
  - Document efforts that could include promoting anti-harassment policies, offering equitable training opportunities, and providing employee benefits such as childcare and pregnancy and parental support.
- Document that the workforce is appropriately trained, certified, and credentialed in a narrative limited to 3 pages at no smaller than 11 font.
  - Document efforts that could include pre-existing occupational training, certification, and licensure, and implementation of industry standards. Document for each position described in the Staffing Plan.
- Describe strong and clear career pathways for new workforce entrants in a narrative limited to 3 pages at no smaller than 11 font.
  - Helper text: Describe any help offered to the employee to develop skills for career growth, such as registered apprenticeships, pre-apprenticeships, joint labor management training programs, or other high-quality on-the-job training opportunities.
- Describe your plan with labor organizations to prioritize local workers and the development of robust plans to recruit historically underrepresented populations in a narrative limited to 3 pages at no smaller than 11 font.
  - Helper text: Document any outreach and efforts to hire and retain workers from underrepresented populations, which could include women, people of color, veterans, candidates for whom English is not their first language, and people with disabilities.
- Do you certify that you will use an appropriately skilled and credentialed workforce? (Checkbox)
  - Yes follow-up questions:
    - Document how you will ensure an appropriately skilled workforce, e.g., through Registered Apprenticeships, existing training, or other joint labor-management training programs that serve all workers, in a narrative

limited to 3 pages at no smaller than 11 font. Such programs may help the employee develop skills for career growth.

- Document that all members of the project workforce will have appropriate credentials, e.g., appropriate, and relevant pre-existing occupational training, certification, and licensure, in a narrative limited to 3 pages at no smaller than 11 font. This narrative should be specific to the workforce, staffing on the proposed project, but exclude management.
- Excluding management, Is the project workforce unionized? Yes or no.
- Excluding management, Is the project workforce to be directly employed or will the work be performed by a subcontracted workforce?
  - The workforce is to be directly employed.
  - The work will be performed by a subcontracted workforce.
- Identify the entities that the applicant plans to contract and subcontract with, in carrying out the proposed work.
- Document the job titles and size of the workforce (FTE positions, including for contractors and subcontractors) required to carry out the proposed work over the course of the project, and the entity that will employ each portion of the workforce.
- Safety training, certification, and/or licensure requirements (e.g., OSHA 10, OSHA 30, confined space, traffic control, or other training as relevant depending on title and work), including whether there is a robust in-house training program with established requirements tied to certifications or titles, in a narrative limited to 3 pages at no smaller than 11 font. These must be listed for each job title required to carry out the proposed work, including contractors and subcontractors.
- Do you certify to comply with occupational safety and health requirements, including explicitly permitting employees to create worker-led health and safety committees that management will meet with upon request? (Checkbox)
- Do you certify to comply with historical commitment and compliance with fair labor laws for the last three years? (Checkbox)
- Do you certify that you will follow the federal child labor provisions of the Fair Labor Standards Act of 1938? (NTIA Terms & Conditions) (Checkbox)
- Have you or your affiliates submitted or plan to submit any broadband deployment project, or are undertaking or have committed to undertake any broadband deployment projects using public funds?

## Risk Management

*Companies applying for BEAD funding must provide Cybersecurity and Supply Chain Risk Management plans.*

- Do you attest that you have the following (NOFO LANGUAGE pg. 70):

1. "The prospective subgrantee has a cybersecurity risk management plan (the plan) in place that is either: (Checkbox)
  - a. operational, if the prospective subgrantee is providing service prior to the award of the grant; or
  - b. ready to be operationalized upon providing service, if the prospective subgrantee is not yet providing service prior to the grant award;
2. The plan reflects the latest version of the National Institute of Standards and Technology (NIST) Framework for Improving Critical Infrastructure Cybersecurity (currently Version 1.1) and the standards and controls set forth in Executive Order 14028 and specifies the security and privacy controls being implemented; (Checkbox)
3. The plan will be reevaluated and updated on a periodic basis and as events warrant; and (Checkbox)
4. The plan will be submitted to the Eligible Entity prior to the allocation of funds. If the subgrantee makes any substantive changes to the plan, a new version will be submitted to the Eligible Entity within 30 days. The Eligible Entity must provide a subgrantee's plan to NTIA upon NTIA's request." (Checkbox)
- If your organization does not have a plan, do you commit to providing one for the main round application? Please note that answering "no" to this question will disqualify the applicant from applying in the main round. (NOFO, pg 39 & 70-71) (Checkbox)
- Upload your detailed network cybersecurity plan. (NOFO, pg 39 & 70-71). Key items to include for consideration (not all inclusive):
  - Potential risks
  - Types of security policies and procedures
  - Network security measures
  - Endpoint security
  - Data protection
  - Training
  - Compliance
- Do you certify that you have the following (NOFO LANGUAGE pg. 70-71):
  1. "The prospective subgrantee has a SCRM (Supply Chain Risk Management) plan in place that is either: (Checkbox)
    - a. operational, if the prospective subgrantee is already providing service at the time of the grant; or
    - b. ready to be operationalized, if the prospective subgrantee is not yet providing service at the time of grant award;
  2. The plan is based upon the key practices discussed in the NIST publication NISTIR 8276, Key Practices in Cyber Supply Chain Risk Management: Observations from Industry and related SCRM guidance from NIST, including NIST 800-161, Cybersecurity Supply Chain Risk Management Practices for Systems and Organizations and specifies the supply chain risk management controls being implemented; (Checkbox)

3. The plan will be reevaluated and updated on a periodic basis and as events warrant; and (Checkbox)

4. The plan will be submitted to the Eligible Entity prior to the allocation of funds. If the subgrantee makes any substantive changes to the plan, a new version will be submitted to the Eligible Entity within 30 days. The Eligible Entity must provide a subgrantee's plan to NTIA upon NTIA's request." (Checkbox)

- If your organization does not have a plan, do you commit to providing one for the main round application? Please note that answering "no" to this question will disqualify the applicant from applying in the main round. (Checkbox)
- Upload your detailed supply chain risk management plan. (The plan should include strategies to identify, assess, mitigate, and monitor risks within a supply chain.)

## Compliance Requirements

- Please certify your capability to carry out any BEAD Program deployments competently and in compliance with all applicable laws.
- Please submit documentation showing your organization's record of past compliance with federal labor and employment laws. This documentation must include:
  - (a) Information about the entities' compliance with federal labor and employment laws on broadband deployment projects in the last three years;
  - (b) A certification from an Officer/Director-level employee (or equivalent) showing evidence consistent with past compliance with federal labor and employment laws, as well as all contractors and subcontractors;
  - (c) Written confirmation disclosing any instances in which you or your contractors or subcontractors have been found to have violated laws such as the Occupational Safety and Health Act, the Fair Labor Standards Act, or any other applicable labor and employment laws for the preceding three years.
- Please submit documentation detailing your plans for ensuring ongoing compliance with federal labor and employment laws, including how you will ensure compliance in your labor and employment practices, as well as that of your contractors and subcontractors. This documentation must include:
  - (a) How your organizations will ensure compliance across itself, contractors, and subcontractors;
  - (b) Information on applicable wage scales and overtime payments practices for each class of employee expected to be involved in the physical construction of BEAD projects; and
  - (c) How your organization will ensure the implementation of workplace safety committees that are authorized to raise health and safety concerns in connection with the delivery of deployment projects.
- Do you certify that you have read, understand, and agree to abide by the Build America, Buy America program requirements for all projects, as detailed in the NTIA's guidance?
- Do you certify that you have read, understand, and agree to abide by the Environmental Planning and Historic Preservation program requirements for all projects, as detailed in the NTIA's guidance?

- Does the lead organization and consortium member organizations agree to Site Visits for Technical Field Audits by OBO Staff and contractors for compliance with Service Milestones subject to reasonable notice and conditions? Site Visits for Technical Field Audits must occur as part of the NTIA required “robust subgrantee monitoring practices.” A Technical Field Audit and Compliance Team will perform, develop, and implement risk assessments and monitoring plans, which will be reviewed quarterly. Additional detail of the program includes, “project monitoring will include Site Visits, Desk Reviews, Internal Compliance Reviews, and Final Financial Reviews.”
- Does the lead organization and consortium member organizations agree to submit a quarterly progress report to OBO for each BEAD grant award to monitor performance, as agreed upon in the grant agreement? Quarterly progress reports will comply with the BEAD requirement of “timely subgrantee reporting mandates.” Additional detail of the program includes, “Prior to any reimbursement of Eligible Costs, Grantee shall submit a quarterly report that aligns with the percentage of the Project completed and provide all the necessary supporting documentation, which may include providing proof of payment.”
- Does the lead organization and consortium member organizations agree to comply with Fair Labor Practices Acts? These include the Fair Labor Standards Act: Establishment of minimum wage, overtime pay, recordkeeping, and child labor standards affecting full-time and part-time workers across private and public sectors; the Occupational Safety and Health Act: Establishment of safe and healthy workplace standards; and the Service Contract Act: Establishment of standards for contractors and subcontractors performing services on prime contracts in excess of 2,500.
- Does the lead organization and consortium member organizations agree to comply with Civil Rights and Nondiscrimination Acts? These include Title VI of the Civil Rights Act of 1964 (See also 15 C.F.R. Part 8): Prohibition on discrimination on the basis of race, color, or national origin under programs or activities receiving federal financial assistance, including from the Department of Commerce; Title IX of the Education Amendments of 1972: Prohibition of discrimination on the basis of sex under federally assisted education programs or activities; The Americans with Disabilities Act of 1990: Prohibition of discrimination on the basis of disability under Page 31 of 34 programs, activities, and services provided or made available by Eligible Entities and local governments or instrumentalities or agencies thereto, as well as public or private entities that provide transportation; Section 504 of the Rehabilitation Act of 1973: Prohibition of discrimination on the basis of handicap under any program or activity receiving or benefiting from federal assistance; and The Age Discrimination Act of 1975: Prohibition of discrimination on the basis of age in programs or activities receiving federal financial assistance.
- Does the lead organization and consortium member organizations agree to comply with relevant Federal and State Executive Orders?
- Does the lead organization and consortium member organizations agree to comply with all applicable federal, state, territorial, and local employment laws?
- Does the lead organization and consortium member organizations agree to comply with applicable federal, state, territorial, and local safety, and health laws, including OSHA?



- Does the lead organization and consortium member organizations agree to comply with applicable federal, state, territorial, and local wireless infrastructure siting laws, and regulations?
- Does the lead organization and consortium member organizations agree to comply with applicable federal, state, territorial, and local laws, and regulations on the use of public Right-Of-Ways?
- Does the lead organization and consortium member organizations agree to comply with applicable federal, state, territorial, and local consumer privacy laws?
- Does the lead organization and consortium member organizations agree to comply with applicable federal, state, territorial, and local laws, and regulations on data breach notification (cybersecurity) laws and regulations?
- Does the lead organization and consortium member organizations agree to comply with applicable FCC laws and regulations, e.g., ACP participation, filing of FCC Form 477 and the Broadband DATA Act submission?
- Does the lead organization and consortium member organizations agree to comply with applicable federal, state, territorial, and local laws, and regulations on registrations with regulatory agencies?
- Does the lead organization and consortium member organizations agree to comply with applicable federal, state, territorial, and local laws, and regulations on the use of Tribal lands?
- Does the lead organization and consortium member organizations agree to comply with applicable federal, state, territorial, and local lobby laws, and regulations?
- Does the lead organization and consortium member organizations agree to fully disclose any violations of any applicable laws and regulations within the required attestation attachments?
- Does the lead organization and consortium member organizations agree to all state, Tribal and federal laws related to permitting?
- Do you certify that you will engage in fair, equal, and equitable business practices such as grant application safeguards against collusion, bias, conflicts of interest, arbitrary decisions, and other factors that could undermine confidence in the public process? (Checkbox)
- Do you certify that you will submit timely monthly and quarterly progress reports, commit to the details of your grant application, submit to technical reviews and financial audits, and uphold the grant agreement if awarded and signed? (Checkbox)
- Do you certify that you have read and will abide by Oklahoma's Initial Proposal Volume II, including any addendums and changes? (Checkbox)
- Do you attest and certify that you are able and will 1) commit to the grant application and that, 2) if granted a grant award, any inconsistency or failure to follow-through on application details shall be considered a violation of the grant agreement and subject to claw-back of funds, at the discretion of OBO, and 3) that you have read and understand the clawback conditions as stated in Requirements for Exemptions outlined in Oklahoma Statute [H.B. 3363] (Checkbox)

- Do you acknowledge that Oklahoma reserves the right to request modifications and/or attach conditions to OBO awards, including but not limited to: Oklahoma reserving the right to eliminate BEAD funding for some or all CAIs and/or underserved locations contained within an application, along to be based on the reasonable per-location cost values established by the CostQuest Associates cost data used to establish initial BEAD support offers, et al? (Checkbox)
- Do you attest that all information provided in application and supporting documents are true and accurate to the best of your knowledge? (DOC Standard Terms and Conditions - "Criminal and Prohibited Activities", 32) (Checkbox)
- Do you certify your participation, or intent to participate, in the federal Affordable Connectivity Program, or any potential successor program, if applicable? (Checkbox)
- Do you certify that you will comply with the Build America, Buy America Act? (Checkbox)
- Do you certify that you will comply with the National Environmental Policy Act (NEPA) and National Historic Preservation Act (NHPA)? (Environmental & Historical Preservation Fact Sheet) (Checkbox)
- Do you certify that you understand that NEPA Analysis will be required for every project funded through the BEAD Program and agree to provide sufficient information to allow for NEPA Analysis such as a detailed project description, including applicable supporting documentation? (Environmental & Historical Preservation Fact Sheet) (Checkbox)
- Do you certify that you understand that you are responsible for identifying and obtaining applicable Federal, State and Local Permits (such as easements) required to complete a project? (Environmental & Historical Preservation Fact Sheet) (Checkbox)