

**BIDDER COMPLIANCE STATEMENT  
CERTIFICATION REGARDING EEO****Explanation of Equal Employment Opportunity**

1. What contracts or subcontracts are subject to the Equal Opportunity Clause?

Federal government contracts or subcontracts" exceeding \$10,000 or contracts or subcontracts with the Federal government which, in any 12 month period, total or can reasonably be expected to have an aggregate total value exceeding \$10,000.

"Federal assisted construction contracts/subcontracts and non-construction contracts/subcontracts" exceeding \$10,000.

2. When is a bidder required to have on file at each establishment, affirmative action programs?

For NON-CONSTRUCTION CONTRACTS (service and supply), DOL regulations (41 CFR 60-2) call for a Written Affirmative Action Plan from each prime contractor or subcontractor with 50 or more employees and (1) a contract of \$50,000 or more; or (2) Government bills of lading which, in any 12 month period, total or can be reasonably be expected to total \$50,000 or more.

For CONSTRUCTION CONTRACTS, DOL Regulations do not require a Written Affirmative Action Plan. However, Contractors must take specified Affirmative Action Steps and to demonstrate with evidence that the Specifications (41 CFR 60-4. 3) in the Equal Opportunity Clause have been implemented.

3. What reports are due under the applicable filing requirements?

Employer Information Report (EEO-1 Report). Each person (contractor and subcontractor) shall file annually with the Joint Reporting Committee the EEO-1 Report if such person (1) is not exempt as provided for by 41 CFR 60-1.5, (2) has 50 or more employees, and (a) a contract of \$50,000 or more; or (b) government bills of lading which, in any 12 month period, total or can reasonably be expected to total \$50,000 or more.

Each person required to submit reports shall file such report with the PUBLIC BODY within 30 days after the award to him of a contract or subcontract, UNLESS such person has submitted such a report within 12 months preceding the date of the award. Subsequent reports shall be submitted annually. For more details, call the Joint Reporting Committee at (866) 286-6440 or go to [www.eeoc.gov](http://www.eeoc.gov) and click on "Surveys: EEO-1, EEO-3, EEO-4, and EEO-5."

**BIDDER COMPLIANCE STATEMENT**  
**CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY**

**Applicability:** Bid exceeding ten thousand dollars (\$10,000) for contract/subcontract of unlimited amount and non-construction contract/subcontract for less than one million dollars (\$1,000,000).

This statement relates to a proposed contract between (pick one): ☐ Contractor and Public Body OR ☐ Contractor and Subcontractor to be funded under a federally assisted project. Pursuant to Executive Order 11246 and its implementing regulations at 41 CFR 60-1.7 (b) (1), as the undersigned bidder, I certify that:

- 1) Bidder has participated in a previous contract or subcontract subject to the Equal Opportunity Clause. ☐ YES ☐ NO
- 2) Bidder has developed and has on file at each establishment, affirmative action programs pursuant to 41 CFR 60-2 (applies only to non-construction contracts or subcontracts). ☐ YES ☐ NO (contract less than \$50,000 AND fewer than 50 employees)
- 3) Bidder has filed with the Joint Reporting Committee; the Director of the Office of Federal Contract Compliance Programs, U.S. Department of Labor; and agency; and/or the Equal Employment Opportunity Commission; all reports due under the applicable filing requirements.  
☐ YES ☐ NO ☐ None Required

I understand that if I have failed to file any compliance reports which have been required of me, or have failed to develop and have on file at each establishment affirmative action programs pursuant to 41 CFR 60-2, when required, I am not eligible to have my bid or proposal considered, or to enter into the proposed contract.

I further understand that if awarded the proposed contract, and the contract for the FIRST time brings me under the filing requirements or the written affirmative action programs that I will, as applicable: (a) within 30 days file with the Public Body, Standard Form 100 (EEO-1); and (b) within 120 days from the commencement of the contract, develop and submit to the Director of the Office of Federal Contract Compliance Programs, U.S. Department of Labor, for approval a Written Affirmative Action Plan.

Signature: \_\_\_\_\_  
Type Name: \_\_\_\_\_ Title: \_\_\_\_\_  
Address, including zip code: \_\_\_\_\_  
IRS # (or owner's social security #): \_\_\_\_\_

Attachment: Any other reports that have been required pursuant to Executive Order 11246 by a contracting agency, the Equal Opportunity Commission, or the Director of the Office of Federal Contract Compliance Programs, U. S. DOL.