



Capital Projects Fund/Nebraska Broadband Bridge Program Grantee Acknowledgment and Attestation Form

2024 Program Year

Grantee Name: _____

Project Name: _____

By completing this form, the Grantee and its successors and affiliates ("Grantee") acknowledges that it has reviewed the requirements for receipt of a Capital Projects Fund/Nebraska Broadband Bridge Program (NBBP) grant as awarded by the Nebraska Public Service Commission for the above-named project.

The Grantee hereby agrees to the following conditions:

- The Grantee agrees to complete the approved project within eighteen months following the grant award. The Commission may permit an extension upon request and for good cause shown, if the Grantee files a request in writing prior to the project deadline. If the Grantee fails to complete the project by the agreed or extended deadline, the recipient is subject to repayment of grant funds pursuant to Neb. Rev. Stat. § 86-1304.
- The Grantee is responsible for maintaining adequate supporting records that document expenditure of the grant funds in accordance with the requirements of the Capital Projects Fund/Nebraska Broadband Bridge Program. Only expenses that are necessary, reasonable, allocable and adequate documented are eligible for reimbursement. The Grantee agrees to proactively reach out to the Commission staff with any questions that arise to ensure that expenses are adequately documented.
- The Grantee must conduct speed tests upon completion of the broadband network and must submit network speed testing information as prescribed by the Commission. Should the speed testing fail to reflect that the entire project area is capable of being served at the required speeds, the grant recipient shall be allowed a reasonable time to address the speed deficiencies and conduct a second set of speed tests. If the broadband network does not provide service at the speeds required according to the second set of speed tests, the grant recipient shall repay the grant.
- The Grantee agrees to offer broadband Internet service in the project area for a term of 15 years after receipt of the Grantee's first grant funding payment. The Grantee commits to maintaining a minimum speed capability of 100/100 Mbps and less than 100 millisecond latency in all locations within the project area. The Grantee agrees to maintain the rates as reflected in the associated application within the project area for a minimum of five years following project completion. Failure to comply with these agreed-upon conditions may result in the Commission imposing civil penalties pursuant to Neb. Rev. Stat. § 75-156.

Attach/Include:

W9/ACH form: Successful applicants must provide a W9/ACH form to verify required documentation for receipt of ACH payments from the State of Nebraska is on file with the Commission. This form can be found on the Nebraska Department of Administrative Services website at:

https://das.nebraska.gov/accounting/forms/ACH_W9_Fillable.pdf

Subrecipient Grant Agreement and Civil Rights Attestation: Successful applicants must provide an executed Capital Projects Fund Subrecipient Grant Agreement and Civil Rights Attestation.

ATTESTATION: By signing this document, I attest under penalty of perjury that the information contained in this form and all supporting documents are true and accurate, and that I have undertaken due diligence to obtain knowledge regarding these claims. I confirm acceptance of the above-named Capital Projects Fund/Nebraska Broadband Bridge Program grant and agree to perform and adhere to all grant requirements as set forth. I agree not to use equipment prohibited by the FCC within the network and to comply with all state and federal regulations and requirements pertaining to this program.

Printed Name: _____

Title: _____ Date: _____

Authorized Signature: _____

Please return this form and required attachments to psc.broadband@nebraska.gov by June 13, 2024.