



DEBARMENT/SUSPENSION AGREEMENT AND CERTIFICATION & LIST OF SUBCONTRACTORS

Name of Provider _____

Program Title _____

Term _____

As a condition for participation as a service provider or grantee of Detroit Wayne Integrated Health Network ("DWHN"), the provider or grantee that provides Medicaid services and/or received federal grant money (hereafter known as "Provider") agrees to all terms and conditions of this Debarment/Suspension Agreement and Certification ("Certification").

Provider, by executing this Certification, agrees to all of the following terms and conditions as well as all provisions of the certification:

1. Provider affirmatively warrants and represents that neither Provider, nor any of its principals, are debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in any Federal program, including, but not limited to, Title XVIII (Medicare) or any program under Title XIX (Medicaid) under any of the provisions of Section 1128(A) or (B) of the Social Security Act (42 U.S.C. ' 1320a-7), or Executive Order 12549. Provider must notify DWHN or its agent immediately upon receipt of notice that any action is being taken against Provider or any person defined under the provisions of Section 1128(A) or (B), which could result in exclusion from the Medicaid program.
2. Provider further affirmatively warrants and represents that neither Provider, nor any of its principals, are presently indicted or otherwise civilly or criminally charged for, or have within a five (5) year period preceding the effective date of the services contract (the "Main Agreement"), been convicted of, or had a civil judgment rendered against them for, commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, performing in a public transaction or contract; violation of state and/or federal antitrust statutes; or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property.
3. Provider further affirmatively warrants and represents that neither Provider, nor any of its principals, have within a five (5) year period preceding the effective date of the Main Agreement, had one or more public transactions terminated for cause or as a result of default.
4. Provider agrees to comply with 2 CFR 180, "OMB Guidelines to Agencies on Governmentwide Debarment and Suspension (Nonprocurement)." This regulation requires the Provider, in part, to: (a) execute the attached "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion-Lower Tier Covered

Transactions" upon execution of this Certification; (b) provide written notice to DWIHN or its agent if at any time the Provider learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances; and (c) require compliance with 2 CFR 180 by participants in lower tier covered transactions. The Provider further agrees by submitting this Certification that it will include the "Certification Regarding Debarment, Suspension, Ineligibility, and Voluntary Exclusion for Covered Contracts", without modification, in all lower tier covered transactions ("Subcontracts") and in solicitations for all Subcontracts.

5. The certification herein below is a material representation of fact upon which reliance was placed when the contract was entered into. If it is later determined that the potential contractor knowingly rendered an erroneous certification, in addition to other remedies available to the DWIHN, the state or the federal government, the DWIHN may pursue available remedies, including suspension and/or debarment, or termination of the Main Agreement for cause or due to default.
6. The potential contractor agrees by submitting this certification that, should the proposed covered contract be entered into, it will not knowingly enter into any Subcontract with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by the DWIHN.
7. Provider may rely upon a certification of a potential subcontractor that it is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the subcontractor's certification is erroneous. Provider must, at a minimum, obtain certifications from its subcontractors upon each Subcontract's initiation, and upon each renewal.
8. Nothing contained in all the foregoing will be construed to require establishment of a system of records in order to render in good faith the certification required by this Certification. The knowledge and information of Provider is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
9. Except for contracts authorized under Section 4 above, if a Provider knowingly enters into a Subcontract with a subcontractor who is suspended, debarred, ineligible, or voluntarily excluded from participation in the transaction described under the Main Agreement, in addition to other remedies available to the it, the DWIHN may pursue available remedies, including suspension and/or debarment, and termination of the Main Agreement for cause or due to default.
10. Audit Requirements.
 - A. Single Audit Not Required. If Provider expends some **federal grant** funding through the DWIHN, but their total federal grant expenditures from all sources is less than \$750,000, Provider should send written notice to the DWIHN (address below) that its total grant expenditure is less than \$750,000 from all sources (both through the DWIHN and other sources), and it is not subject to the single-audit requirements.



B. Single Audit Required. In accordance with the Single Audit Act of 1996 and Office of Management and Budget (OMB) "Super Circular", all entities that expend \$750,000 or more in **federal grant** funding during the fiscal year are required to have a single audit or a program-specific audit conducted in accordance with 2 CFR200.501(c). If Provider is required to have a single audit per the OMB Super Circular, the entity must submit a Reporting Package to the following address:

C. A copy of any report or letter should be sent to:

Chief Financial Officer
Detroit Wayne Integrated Health Network
707 W. Milwaukee, 3rd.
Floor Detroit, Michigan
48202

The Reporting Package must include the following:

- Financial Statements and a Schedule of Expenditures of Federal Awards,
- Summary Schedule of audit findings,
- Auditor's Report, and
- Corrective Action Plans for any audit findings.

11. The words "covered contract", "debarred", "suspended", "ineligible", "lower tier covered transaction", "grantee", "participant", "person", "principal", "proposal", and "voluntarily excluded", as used in this certification have meanings based upon materials in the Definitions and Coverage sections of federal rules implementing Executive Order 12549:45.

Certification Statement Regarding Suspension and Debarment:

I certify that neither the Provider organization named above, nor any of its principals, have been suspended or debarred from any federal procurement and/or non-procurement programs.

Signature: _____

Title: _____ **Date:** _____