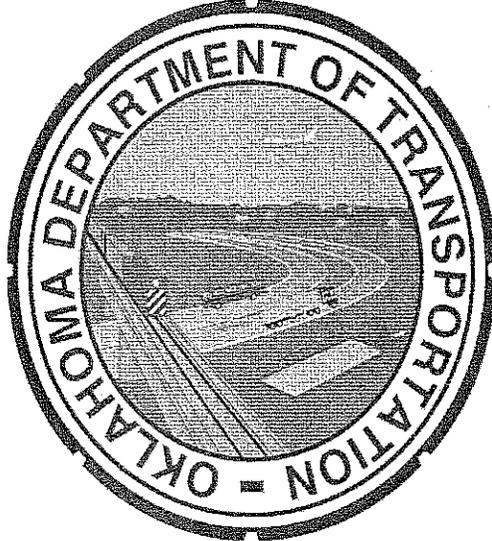


FTA SPECIAL PROVISIONS
&
BUY AMERICA DOCUMENTS

ALLIANCE BUS GROUP
SECTION "P" – ELDORADO AMERIVAN
ADA MINIVAN

**OKLAHOMA
DEPARTMENT
OF
TRANSPORTATION**



**TRANSIT
PROGRAMS
DIVISION**

**FTA'S
SPECIAL PROVISIONS
FOR THE PROCUREMENT OF CAPITAL EQUIPMENT
WITH AN ESTIMATED CUMULATIVE COST
IN EXCESS OF \$100,000**

STATEMENT OF FEDERAL PARTICIPATION

THIS PROCUREMENT IS DEPENDENT UPON THE AVAILABILITY OF FEDERAL FUNDS THROUGH THE FEDERAL TRANSIT ADMINISTRATION (FTA)

**PAGES 2 THRU 15 OF THIS DOCUMENT ARE TO BE COMPLETED BY
BIDDER/VENDOR**

**PAGES 18 THRU 24 OF THIS DOCUMENT ARE TO BE COMPLETED BY PRE
AWARD REVIEWER AT TIME OF THE BID AWARD**

**PAGES 26 THRU 32 ARE TO BE COMPLETED BY THE PURCHASER AT THE
TIME OF VEHICLE DELIVERY**

**SPECIAL PROVISIONS FOR THE PROCUREMENT OF CAPITAL EQUIPMENT
USING FEDERAL FUNDS**

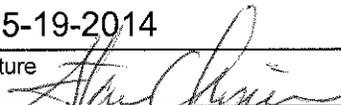
**THE FOLLOWING REQUIREMENTS AND CONDITIONS ARE INCLUDED AS AN
ESSENTIAL PART OF THE SPECIFICATIONS ATTACHED HERETO.**

SECTION I. FOR ALL BIDS:

**FMVSS CERTIFICATION - 49 CFR 571 Part D
(Circle all applicable standard #s)**

#	Title	#	Title
101	#*Controls and Displays	102	#*Transmission shift lever sequence, starter, interlock, transmission braking effect
103	#*Windshield defrost and defogging system	104	#*Windshield wiping and washing system.
105	#*Hydraulic brake system.	106	#*Brake hoses
107	#*Reflecting surfaces	108	#*Lamps, reflective devices, and assoc. equip.
109	#New pneumatic tires	110	#Tire selection and rims.
111	#*Rearview mirrors	112	#*Headlamps concealment devices.
113	#*Hood latch system	114	#Theft Protection (not for walk-in vans)
115	#*VIN -basic requirements.	116	#*Motor vehicle brake fluids.
117	#Re-treaded pneumatic tires (to be used on rear wheels only)	118	#Power-operated window, partition, roof panel system (GVWR < 10K)
119	*New pneumatic tires for vehicles other than passenger cars	120	*Tire selection & rims for vehicles other than passenger cars
121	*Air brake system	124	#*Accelerator control system.
129	#New non-pneumatic tires for passenger cars.	201	#@Occupant protection in interior impact
202	#@Head restraints	203	#@Impact protect, driver steering control system
204	#*Steering control rearward displace (not walk-in vans)	205	#*Glazing materials
206	#Doors, locks, and door retention components.	207	#*Seating system
208	#*Occupant crash protection	209	#*Seat belt assemblies.
210	#@Seat belt assembly anchorages.	211	#Wheels, nuts, wheel discs, and hub caps
212	#@Windshield mounting	213	#*Child restraint system.
214	#@Side impact protection (not walk-in vans)	217	*Bus emergency. exits / window retention & release
219	#@Windshield zone intrusion	220	*School Bus rollover protection
301	#@Fuel system integrity (+School Bus >10K GVWR)	302	#*Flammability of interior materials.

The undersigned **BIDDER/VENDOR** hereby certifies that all vehicles furnished meet the **FMVSS IAW 49 CFR 571.**

Name of Company	Alliance Bus Group, Inc	Date	5-19-2014
Printed Name of Person Signing Form	Stan Chisum	Signature	

*Bus

@Bus with GVWR below 10,000 lbs.

#Passenger Car

In submitting this bid, the undersigned **BIDDER/VENDOR** as noted in Section III - Certification to Purchaser, certifies and agrees to the following clauses, assurances and certifications.

The **BIDDER/VENDOR** agrees to include these requirements in subcontracts financed in whole or in part by Federal Transit Administration funding. The bidder/vendor must execute all certifications below.

A. INCORPORATION of FEDERAL TRANSIT ADMINISTRATION (FTA) TERMS: The following provisions include, in part, certain Standard Terms and Conditions required by DOT, whether or not expressly set forth in the preceding contract provisions. All contractual provisions required by DOT, as set forth in FTA Circular 4220.1E are hereby incorporated by reference. Anything to the contrary herein notwithstanding, all FTA mandated terms shall be deemed to control in the event of a conflict with other provisions contained in this Agreement. The **BIDDER/VENDOR** shall not perform any act, fail to perform any act, or refuse to comply with any **PURCHASER'S** requests which would cause the **PURCHASER** to be in violation of the FTA terms and conditions

B. FEDERAL CHANGES: **BIDDER/VENDOR** shall at all times comply with all applicable FTA regulations, policies, procedures and directives, including without limitation those listed directly or by reference in the Master Agreement between the **PURCHASER** and FTA, as they may be amended or promulgated from time to time during the term of this contract **BIDDER/VENDOR's** failure to so comply shall constitute a material breach in this contract.

C. DBE CERTIFICATION: The **BIDDER/VENDOR** complies with 49 CFR 26.49 regarding the transit vehicle manufacturer=s overall DBE goal.

D. AIR CONDITIONING PERFORMANCE: The **BIDDER/VENDOR** will provide vehicles that meet or exceed the performance requirements of the air conditioning system(s) as detailed in the specification.

E. INTEREST of MEMBERS of or DELEGATES to CONGRESS: The **BIDDER/VENDOR** certifies that no member of or delegate to the Congress of the United States shall be admitted to any share or part of this contract or to any benefit arising there from.

F. PROHIBITED INTEREST: The **BIDDER/VENDOR** certifies that no member, officer, or employee of the Public Body or of a local public body during his or her tenure or one year thereafter shall have any interest, direct or indirect, in this contract or the proceeds thereof.

G. CARGO PREFERENCE - USE of UNITED STATES-FLAG VESSELS: The **BIDDER/VENDOR** agrees: a. to use privately owned United States-Flag commercial vessels to ship at least 50 percent of the gross tonnage (computed separately for dry bulk carriers, dry cargo liners, and tankers) involved, whenever shipping any equipment, material, or commodities pursuant to the underlying contract to the extent such vessels are available at fair and reasonable rates for United States-Flag commercial vessels; b. to furnish within 20 working days following the date of loading for shipments originating within the United States or within 30 working days following the date of leading for shipments originating outside the United States, a legible copy of a rated, "on-board" commercial ocean bill-of-lading in English for each shipment of cargo to the Division of National Cargo, Office of Market Development, Maritime Administration, Washington, DC 20590 and to the FTA recipient (through the contractor in the case of a subcontractor's bill-of-lading.)

H. **ENERGY CONSERVATION:** The **BIDDER/VENDOR** agrees to comply with mandatory standards and policies relating to energy efficiency which are contained in the state energy conservation plan issued in compliance with the Energy Policy and Conservation Act.

I. **CLEAN WATER & AIR:** The **BIDDER/VENDOR** agrees to comply with all applicable standards, orders or regulations issued pursuant to the Federal Water Pollution Control Act, as amended, 33 U.S.C. 1251 et seq. The **BIDDER/VENDOR** agrees to comply with all applicable standards, orders or regulations issued pursuant to the Clean Air Act, as amended, 42 U.S.C. ' ' 7401 et seq. The **BIDDER/VENDOR** agrees to report each violation to the **PURCHASER** and understands and agrees that the **PURCHASER** will, in turn, report each violation as required to assure notification to FTA and the appropriate EPA Regional Office.

J. **NO OBLIGATION by the FEDERAL GOVERNMENT:** The **PURCHASER** and **BIDDER/VENDOR** acknowledge and agree that, notwithstanding any concurrence by the Federal Government in or approval of the solicitation or award of the underlying contract, absent the express written consent by the Federal Government, the Federal Government is not a party to this contract and shall not be subject to any obligations or liabilities to the **PURCHASER, BIDDER/VENDOR,** or any other party (whether or not a party to that contract) pertaining to any matter resulting from the underlying contract.

K. **PROGRAM FRAUD and FALSE or FRAUDULENT STATEMENTS or REALTED ACTS:** The **BIDDER/VENDOR** acknowledges that the provisions of the Program Fraud Civil Remedies Act of 1986, as amended, 31 U.S.C. ' ' 3801 et seq. and U.S. DOT regulations, "Program Fraud Civil Remedies," 49 C.F.R. Part 31, apply to its actions pertaining to this Project. The **BIDDER/VENDOR** certifies or affirms the truthfulness and accuracy of any statement it has made, it makes, it may make, or causes to be made, pertaining to the resultant contract or the FTA assisted project for which this work is being performed. The **BIDDER/VENDOR** further acknowledges that if it makes, or causes to be made, a false, fictitious, or fraudulent claim, statement, submission, or certification, the Federal Government reserves the right to impose the penalties of the Program Fraud Civil Remedies Act of 1986 on the **BIDDER/VENDOR** to the extent the Federal Government deems appropriate. The **BIDDER/VENDOR** also acknowledges that if it makes, or causes to be made, a false, fictitious, or fraudulent claim, statement, submission, or certification to the Federal Government under a contract connected with a project that is financed in whole or in part with Federal assistance originally awarded by FTA under the authority of 49 U.S.C. ' 5307, the Government reserves the right to impose the penalties of 18 U.S.C. ' 1001 and 49 U.S.C. ' 5307(n)(1) on the **BIDDER/VENDOR,** to the extent the Federal Government deems appropriate.

L. **CONTRACT WORK HOURS:**

1. **Overtime requirements:** No contractor or subcontractor contracting for any part of the contract work which may require or involve the employment of laborers or mechanics shall require or permit any such laborer or mechanic in any workweek in which he or she is employed on such work to work in excess of forty hours in such workweek unless such laborer or mechanic receives compensation at a rate not less than one and one-half times the basic rate of pay for all hours worked in excess of forty hours in such workweek.

2. **Violation; liability for unpaid wages; liquidated damages:** In the event of any violation of the clause set forth in paragraph (1) of this section the contractor and any subcontractor responsible therefore shall be liable for unpaid wages. Such contractor and subcontractor shall be liable to the United States for liquidated damages. Such liquidated damages shall be computed with respect to

each individual laborer or mechanic, including watchmen and guards, employed in violation of the clause set forth in paragraph (1) of this section, in the sum of \$ 10 for each calendar day on which such individual was required or permitted to work in excess of the standard workweek of forty hours without payment of the overtime wages required by the clause set forth in paragraph (1) of this section.

3. Withholding for unpaid wages and liquidated damages: The **PURCHASER** shall upon its own action or upon written request of an authorized representative of the Department of Labor withhold or cause to be withheld, from any moneys payable on account of work performed by the contractor or subcontractor under any such contract or any other Federal contract with the same prime contractor, or any other federally-assisted contract subject to the Contract Work Hours and Safety Standards Act, which is held by the same prime contractor, such sums as may be determined to be necessary to satisfy any liabilities of such contractor or subcontractor for unpaid wages and liquidated damages as provided in the clause set forth in paragraph (2) of this section.

4. Subcontracts: The contractor or subcontractor shall include the clauses set forth in this section and require the same from subcontractors to include these clauses in any lower tier subcontracts. The prime contractor shall be responsible for compliance by any subcontractor or lower tier subcontractor with these clauses.

5. Payrolls and basic records: (i) Payrolls and basic records relating thereto shall be maintained by the contractor during the course of the work and preserved for a period of three years thereafter for all laborers and mechanics working at the site of the work (or under the United States Housing Act of 1937, or under the Housing Act of 1949, in the construction or development of the project). Such records shall contain the name, address, and social security number of each such worker, his or her correct classification, hourly rates of wages paid (including rates of contributions or costs anticipated for bona fide fringe benefits or cash equivalents thereof of the types described in section 1(b)(2)(B) of the Davis-Bacon Act), daily and weekly number of hours worked, deductions made and actual wages paid. Whenever the Secretary of Labor has found under 29 CFR 5.5(a)(1)(iv) that the wages of any laborer or mechanic include the amount of any costs reasonably anticipated in providing benefits under a plan or program described in section 1(b)(2)(B) of the Davis-Bacon Act, the contractor shall maintain records which show that the commitment to provide such benefits is enforceable, that the plan or program is financially responsible, and that the plan or program has been communicated in writing to the laborers or mechanics affected, and records which show the costs anticipated or the actual cost incurred in providing such benefits. Contractors employing apprentices or trainees under approved programs shall maintain written evidence of the registration of apprenticeship programs and certification of trainee programs, the registration of the apprentices and trainees, and the ratios and wage rates prescribed in the applicable programs.

M. CIVIL RIGHTS:

1. Nondiscrimination: In accordance with Title VI of the Civil Rights Act, as amended, 42 U.S.C. ' 2000d, section 303 of the Age Discrimination Act of 1975, as amended, 42 U.S.C. ' 6102, section 202 of the Americans with Disabilities Act of 1990, 42 U.S.C. ' 12132, and Federal transit law at 49 U.S.C. ' 5332, the **BIDDER/VENDOR** agrees that it will not discriminate against any employee or applicant for employment because of race, color, creed, national origin, sex, age, or disability. In addition, the **BIDDER/VENDOR** agrees to comply with applicable Federal implementing regulations and other implementing requirements FTA may issue.

2. Equal Employment Opportunity: The following equal employment opportunity requirements apply:

Race, Color, Creed, National Origin, Sex - In accordance with Title VII of the Civil Rights Act, as amended, 42 U.S.C. ' 2000e, and Federal transit laws at 49 U.S.C. ' 5332, the **BIDDER/VENDOR** agrees to comply with all applicable equal employment opportunity requirements of U.S. Department of Labor (U.S. DOL) regulations, "Office of Federal Contract Compliance Programs, Equal Employment Opportunity, Department of Labor," 41 C.F.R. Parts 60 et seq ., (which implement Executive Order No. 11246, "Equal Employment Opportunity," as amended by Executive Order No. 11375, "Amending Executive Order 11246 Relating to Equal Employment Opportunity," 42 U.S.C. ' 2000e note), and with any applicable Federal statutes, executive orders, regulations, and Federal policies that may in the future affect construction activities undertaken in the course of the Project. The **BIDDER/VENDOR** agrees to take affirmative action to ensure that applicants are employed, and that employees are treated during employment, without regard to their race, color, creed, national origin, sex, or age. Such action shall include, but not be limited to employment, upgrading, demotion or transfer, recruitment or recruitment advertising, layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. In addition, the **BIDDER/VENDOR** agrees to comply with any implementing requirements FTA may issue. (b) Age - In accordance with section 4 of the Age Discrimination in Employment Act of 1967, as amended, 29 U.S.C. ' ' 623 and Federal transit law at 49 U.S.C. ' 5332, the **BIDDER/VENDOR** agrees to refrain from discrimination against present and prospective employees for reason of age. In addition, the **BIDDER/VENDOR** agrees to comply with any implementing requirements FTA may issue. (c) Disabilities - In accordance with section 102 of the Americans with Disabilities Act, as amended, 42 U.S.C. ' 12112, the **BIDDER/VENDOR** agrees that it will comply with the requirements of U.S. Equal Employment Opportunity Commission, "Regulations to Implement the Equal Employment Provisions of the Americans with Disabilities Act," 29 C.F.R. Part 1630, pertaining to employment of persons with disabilities. In addition, the **BIDDER/VENDOR** agrees to comply with any implementing requirements FTA may issue.

N. ALTOONA TEST CERTIFICATION: (Check one of the following):

- The vehicle has been Altoona tested, report number: PTI-BT-R0809
 The vehicle is exempt from testing in accordance with 49 CFR 665
 The vehicle is currently being tested at Altoona

O. DEBARMENT AND SUSPENSIONS: This contract is a covered transaction for purposes of 2 CFR Part 1200, which adopts and supplements the provisions of U.S. Office of Management and Budget (U.S. OMB) "Guidelines to Agencies on Governmentwide Debarment and Suspension (Nonprocurement)," 2 CFR Part 180. As such, the contractor is required to verify that none of the contractor, its principals, as defined at 2 CFR 180.995, or affiliates, as defined at 2 CFR 180.905, are excluded or disqualified as defined at 2 CFR 180.940, 180.935 and 180.945.

The **BIDDER/VENDOR** is required to comply with 2 CFR 180, Subpart C and must include the requirement to comply with 2 CFR 180, Subpart C in any lower tier covered transaction it enters into.

By signing and submitting its bid or proposal, the **BIDDER/VENDOR** or proposer certifies as follows:

The certification in this clause is a material representation of fact relied upon by the **Procuring Agency**. If it is later determined that the **BIDDER/VENDOR** or proposer knowingly rendered an erroneous certification, in addition to remedies available to **Procuring Agency**, the Federal Government may pursue available remedies, including but not limited to suspension and/or

debarment. The bidder or proposer agrees to comply with the requirements of 2 CFR 180, Subpart C while this offer is valid and throughout the period of any contract that may arise from this offer. The **BIDDER/VENDOR** or proposer further agrees to include a provision requiring such compliance in its lower tier covered transactions.

The Procuring Agency agrees and assures that its third party contractors and lessees will review the "Excluded Parties Listing System" at <http://epls.gov/> before entering into any subagreement, lease or third party contract.

The Procuring Agency will be reviewing all third party contractors under the Excluded Parties Listing System at <http://epls.gov/> before entering into any contracts.

FEDERAL FUNDS WILL NOT BE RELEASED UNTIL THE PURCHASING AGENCY RECEIVES A COPY OF THE ALTOONA TEST REPORT IF REQUIRED IN ACCORDANCE WITH 49 CFR 665



SECTION II

A. BUY AMERICA CERTIFICATION:

BIDDER/VENDOR to complete the Buy America Certification listed below. **BIDDER/VENDOR** shall certify **EITHER COMPLIANCE OR NON-COMPLIANCE** (not both).

Certification requirement for procurement of buses, other rolling stock, and associated equipment.

Certificate of Compliance with 49 U.S.C. 5323(j)(2)(C)

The bidder/vendor or offer or hereby certifies that it **will meet** the requirements of 49 U.S.C. 5323(j)(2)(C) and the regulations at 49 C.F.R. Part 661.11.

Signature *Alan Cassin*

Company Name Alliance Bus Group Inc

Title General Manager

Date 5-19-2014

Certificate of Non-Compliance with 49 U.S.C. 5323(j)(2)(C)

The bidder/vendor or offer or hereby certifies that it **cannot comply** with the requirements of 49 U.S.C. 5323(j)(2)(C) and 49C.F.R. 661.11, but it may qualify for an exception pursuant to 49 U.S.C. 5323(j)(2)(A), 5323(j)(2)(B), or 5323(j)(2)(D), and 49 C.F.R. 661.7.

Signature _____

Company Name _____

Title _____

Date _____

Instructions:

Special Note: Make sure you have signed only one of the above statements -- either Compliance OR Non-Compliance (not both).

Subscribed and sworn to before me this 19 day of May 2014.

Cheri Michele Troppy
Notary Public

November 22, 2017
Commission Expiration Date

12963488-6
My Commission Number

Seal:



This form MUST be prepared and signed by the offeror/vendor and submitted with all bids or offers on FTA-funded contracts. Bids or offers not accompanied by this form will be REJECTED

B. DOMESTIC CONTENT WORKSHEET:

(Typical Components of Buses from Appendix B to 49 CFR Sec. 661.11, an itemized component listing from the **manufacturer** that verifies compliance with the Buy America Provisions may be submitted in lieu of this form)

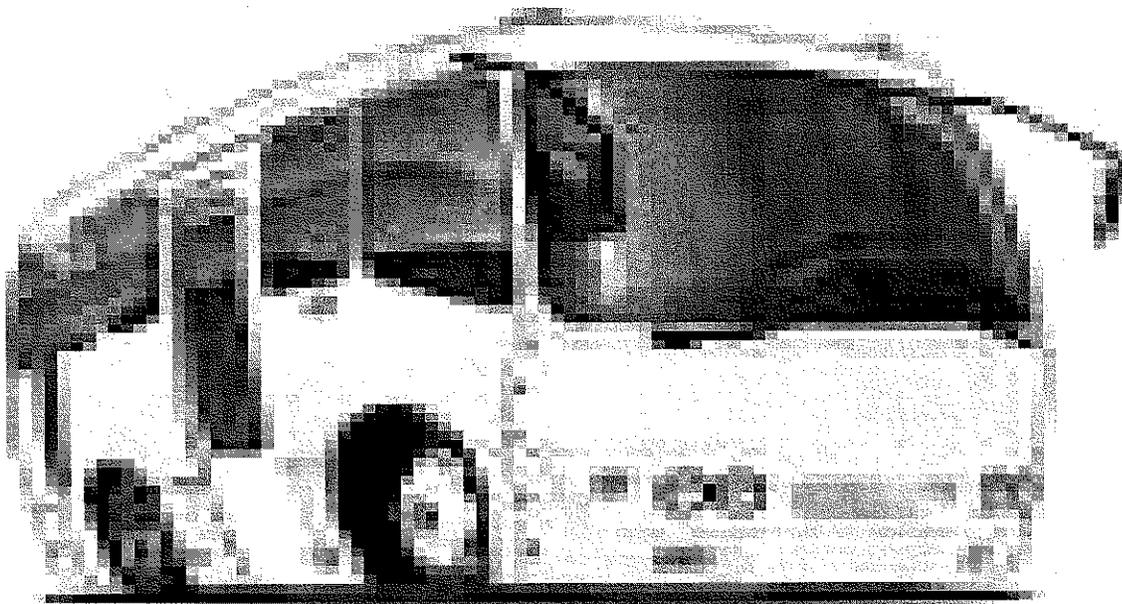
If you plan on using another components listing, you must include it with your bid and place an X in the following box. ■

I. Components	% Domestic	X % Value	Dom. Value
engines			
transmissions			
front axle assemblies			
rear axle assemblies			
drive shaft assemblies			
front suspension assemblies			
rear suspension assemblies			
air compressor and pneumatic systems			
generator, alternator & electrical systems			
steering system assemblies			
front and rear air brake assemblies			
air conditioning compressor assemblies			
air conditioning evaporator/condenser assemblies			
heating systems.			
passenger seats			
driver's seat assemblies			
window assemblies			
entrance and exit door assemblies			
door control systems			
destination sign assemblies			
interior lighting assemblies			
front and rear end cap assemblies			
front and rear bumper assemblies			
specialty steel (structural steel tubing etc.) and aluminum extrusions			
aluminum, steel or fiberglass exterior panels and interior trim			
flooring and floor coverings			
TOTAL DOMESTIC CONTENT OF COMPONENTS (%)			

B. CONTINUED DOMESTIC CONTENT WORKSHEET:

II. Construction Activities (Describe Activities)	
Location of Construction Activities: <i>Salina, KS</i>	% OF DOMESTIC CONSTRUCTION ACTIVITIES:

Vehicle Manufacturer	Model	Model Year
ELDORADO NATIONAL	AMERIVAN PT	2015
Vendor Name ALLIANCE BUS GROUP, INC	Signature <i>Alan Christ</i>	Date 5-19-2014



C. LOBBYING:

The **BIDDER/VENDOR** certifies compliance with the Anti-Lobbying amendment, 31 U.S.C. ' 1352, as amended by the Lobbying Disclosure Act of 1995, Public Law 104-65 [to be codified at 2 U.S.C. ' 1601, et seq.]. The **BIDDER/VENDOR** also certifies that it will execute the following, "Certification Regarding Lobbying", as required by 49 CFR Part 20, AA New Restriction on Lobbying.e

EXECUTE THE FOLLOWING

CERTIFICATION REGARDING LOBBYING

Certification for Contracts, Grants, Loans, and Cooperative Agreements
(To be submitted with each bid or offer exceeding \$100,000)

The undersigned,

ALLIANCE BUS GROUP, INC.

(Bidder/Vendor)

certifies, to the best of his or her knowledge and belief, that:

A. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal Contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal Contract, grant, loan, or cooperative agreement.

B. If any funds other than Federal appropriated funds have been paid or will be paid to any person for making lobbying contacts to an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal Contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions [as amended by "Government wide Guidance for New Restrictions on Lobbying," 61 Fed. Reg. 1413 (1/96). Note: Language in paragraph "B" herein has been modified in accordance with Section 10 of the Lobbying Disclosure Act of 1995 (Public Law 104-65, to be codified at 2 U.S.C. ' 1601, et seq .)]

C. The undersigned shall require that the language of this certification be included in the award documents for all sub awards at all tiers (including subcontracts, sub grants, and contracts under grants, loans, and cooperative agreements) and that all Subrecipient's shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 31 U.S.C. ' 1352 (as amended by the Lobbying Disclosure Act of 1995). Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

C. CONTINUED LOBBYING:

[Note: Pursuant to 31 U.S.C. ' 1352(c)(1)-(2)(A), any person who makes a prohibited expenditure or fails to file or amend a required certification or disclosure form shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such expenditure or failure.

ALLIANCE BUS GROUP, INC.

(Bidder/Vendor)

certifies or affirms the truthfulness and accuracy of each statement of its certification and disclosure, if any. In addition, the **BIDDER/VENDOR** understands and agrees that the provisions of 31 U.S.C. ' 3801, et seq., apply to this certification and disclosure, if any.



Signature of BIDDER/VENDOR's Authorized Official

Stan Chisum General Manager

Name and Title of BIDDER's Authorized Official

5-19-2014

Date



SECTION III

CERTIFICATION TO PURCHASER:

The undersigned **BIDDER/VENDOR** certifies that the vehicle(s) furnished will meet or exceed the specifications.

The **BIDDER/VENDOR** hereby certifies that it has attached all applicable documentation including:

1. Federal Motor Vehicle Safety Standards (**FMVSS**)
2. Altoona Test Certification
3. Buy America Certification Form
4. Domestic Content Worksheet
5. Lobbying Certification Form
6. Government wide Debarment & Suspension Certification Form
7. Certification to Purchaser Form
8. Drawing of proposed floor plan.
9. Printed product literature of the vehicle and all ancillary equipment

The undersigned **BIDDER/VENDOR** certifies that it has read all of the bid documents and agrees to abide by the terms, certifications, and conditions thereof.

Name of Company: Alliance Bus Group Inc	Printed Name of Person Completing Form: Stan Chisum
Address: (City, State, Zip) 820 Office Park Circle Lewisville TX 75057	SS# or Tax ID #: 27-4466560
Telephone: (Area Code) (972) 221-4440	Signature: 

Disadvantaged Business Enterprise Information (DBE)	Bidders type of organization (circle)	
Is your firm a DBE? no	Sole Proprietorship	General Proprietorship
(yes) (no)	Corporation	Limited Partnership
If yes, what type?	Other? Please List	

BIDDER/VENDOR CHECKLIST

THE FOLLOWING CHECKLIST MUST BE COMPLETED BY THE BIDDER/VENDOR BEFORE THE BID IS SUBMITTED.

This checklist will be used to ensure that all required procurement clauses and certifications listed within these special provisions have been read, initialed, and signed by the Bidder/Vendor along with any necessary signed certifications.

Section I. FOR ALL BIDS:

Bidder's initial all lines below:

- FMVSS CERTIFICATION: Circled all applicable Standards & Signed?** *ANC*
- A. **Incorporation of Federal Transit Administration Terms: Read?** *ANC*
 - B. **Federal Changes: Read?** *ANC*
 - C. **DBE Certification: Read?** *ANC*
 - D. **Air Conditioning Performance: Read?** *ANC*
 - E. **Interest of Members of or Delegates to Congress: Read?** *ANC*
 - F. **Prohibited Interest: Read?** *ANC*
 - G. **Cargo Preference: Read?** *ANC*
 - H. **Energy Conservation: Read?** *ANC*
 - I. **Clean Water and Air: Read?** *ANC*
 - J. **No Obligation By the Federal Government: Read?** *ANC*
 - K. **Program Fraud and False or Fraudulent Statements: Read?** *ANC*
 - L. **Contract Work Hours: Read?**
 - 1. Overtime requirements: *ANC*
 - 2. Violation; liability for unpaid wages: *ANC*
 - 3. Withholding for unpaid wages: *ANC*
 - 4. Subcontracts: *ANC*
 - 5. Payrolls and basic records: *ANC*
 - M. **Civil Rights: Read?**
 - 1. Nondiscrimination: *ANC*
 - 2. Equal Employment Opportunity: *ANC*
 - N. **Altoona Test Certification: Completed the following?**
 - 1. Report Summary enclosed? Attached? *ANC*
 - 2. Report # PTI-BT-R0809: Completed? *ANC*
 - O. **Debarment and Suspensions: Read & Understood?**
 - 1. EPLS Report www.epls.gov (Must Not be Debarred) *ANC*

CONTINUED BIDDER/VENDOR CHECKLIST

Section II.

- A. Buy America Certification:** Completed and signed?
- B. Domestic Content Worksheet:** Calculated, Completed & Signed?
- C. Lobbying Certification signed:** Completed and signed?

JN
JN
JN
JN

Section III. CERTIFICATION TO PURCHASER Completed and signed?

I hereby attest that each item was reviewed and that my initials above indicate that the item was properly executed on this date.

ALLIANCE BUS GROUP, INC.

Bidder/Vendor Company

5-19-2014

Date

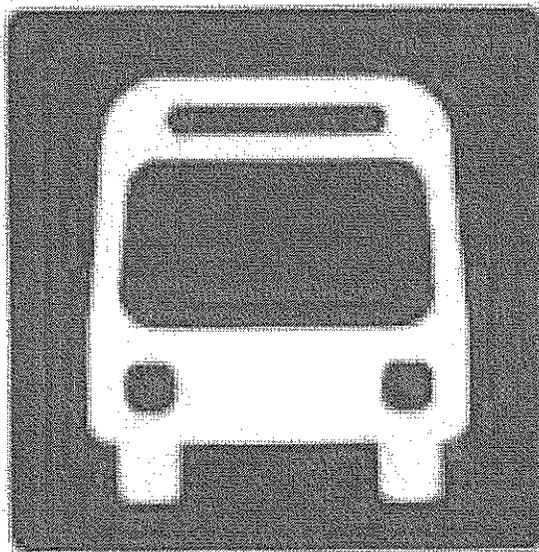
STAN CHISUM

Bidder/Vendor Representative

Stan Chisum

5-19-2014

Date



USER NAME PASSWORD

 LOGIN

[Forgot Username?](#) [Forgot Password?](#)

[Create an Account](#)

Entity Dashboard

- [Entity Overview](#)
- [Entity Record](#)
- [Core Data](#)
- [Assertions](#)
- [Reps & Certs](#)
- [POCs](#)
- [Reports](#)
- [Service Contract Report](#)
- [BioPreferred Report](#)
- [Exclusions](#)
- [Active Exclusions](#)
- [Inactive Exclusions](#)

[RETURN TO SEARCH](#)

Alliance Bus Group, Inc. 1926 Hyannis Ct
 DUNS: 145642026 CAGE Code: 4UWF9 College Park, GA, 30337-6614 ,
 Status: Active UNITED STATES

Entity Overview

Entity Information

Name: Alliance Bus Group, Inc.
Business Type: Business or Organization
POC Name: Sandra Robinson
Registration Status: Active
Activation Date: 05/12/2014
Expiration Date: 05/12/2015

Exclusions

Active Exclusion Records? No



***NOTE: PAGES 18 THRU 24
ARE TO BE COMPLETED BY THE PRE AWARD
REVIEWER AT TIME OF THE BID AWARD***

SECTION IV PRE AWARD AUDIT:

A. Purchaser's Certification - 49 CFR 663, subpart B:

The **bidder/vendor** has certified that the vehicle to be provided will be the same product as described in the advertised specification. (See attached consolidated certification form signed by the **bidder/vendor**, part III -A). The pre-award reviewer certifies that the **bidder/vendor** is responsible and will provide a vehicle that will meet or exceed the specifications.

EXECUTE THE FOLLOWING

PRE-AWARD PURCHASER'S REQUIREMENTS CERTIFICATION

As required by Title 49 of the CFR, Part 663 – Subpart B,

Justin M. Neidel
(Pre Award Reviewer)

certifies that the buses to be purchased,

Section 9, ADA Minivan
(Number and Description of Buses)

from

Eldorado Alliance BUS
(The Manufacturer/Vendor),

are the same product described in the recipient's solicitation specification and that the proposed **bidder/vendor** is a responsible **bidder/vendor** with the capability to produce a bus that meets the specifications.

8/7/2014
Date:

[Signature]
Pre-Award Reviewer Signature:

Transportation MANAGER
Title:

B. BUY AMERICA - 49 CFR 663, subpart B:

The total price of this purchase is less than the small purchase threshold of \$100,000 and is not subject to Buy America requirements. **OR**

The vehicles provided by the **bidder/vendor** (# of vehicles, make, and model) cannot comply with the Buy America requirements, but may qualify for an exception (see attached consolidated certification form signed by the **bidder/vendor**, part II-A). **OR**

The **bidder/vendor** has certified that the vehicles (# of vehicles, make, and model) will comply with the Buy America requirements. (See attached consolidated certification form signed by the **bidder/vendor**, part II-A). The **bidder/vendor** has also completed the attached domestic content worksheet. (Or the **bidder/vendor** has provided a certificate from the manufacturer that lists the domestic content of each component, states that the vehicle is composed of at least 60% domestic content, describes construction activities, and gives the location of construction activities.) The agency certifies that the vehicles provided will meet the Buy America requirements.

NOTE: Only one of the following Certifications should be signed, not both.

PRE-AWARD BUY AMERICA COMPLIANCE CERTIFICATION:

As required by Title 49 of the CFR, Part 663 – Subpart B,

Justin M. Neidel
(Pre Award Reviewer)

is satisfied that the buses to be purchased,

Section P, ADA minimum
(Number and Description of Buses)

from Eldorado / Alliance BUS
(The Manufacturer/Vendor)

Do in fact meet all of the requirements of Section 165(b) (3) of the Surface Transportation Assistance Act of 1982, as amended. The recipient or its appointed analyst

N/A
(The Analyst Not the Manufacturer or Its Agent)

has reviewed documentation provided by the **manufacturer**, which lists (1) the actual component and subcomponent parts of the buses identified by the **manufacturer**, country of origin, and cost; and (2) the actual location of the final assembly point for the buses, including a description of the activities that took place at the final assembly point and the cost of final assembly.

Justin M. Neidel
Pre-Award Reviewer Signature:

8/7/2014
Date:
Transportation Manager
Title:

OR
If not applicable, execute the following exemption certification
On next page

B. PRE-AWARD BUY AMERICA EXEMPTION CERTIFICATION

For the Procurement of vehicle(s) that require an FTA waiver:

As required by Title 49 of the CFR, Part 663 – Subpart B,

(Pre Award Reviewer)

certifies that there is a letter from FTA that grants a waiver to the buses to be purchased

(Number and Description of Buses)

from

(The Manufacturer/Vendor)

from the Buy America requirements under Section 165(b)(1), (b)(2), or (b)(4) of the Surface Transportation Assistance Act of 1982, as amended.

Date:

Pre-Award Reviewer Signature:

Title:

C. FEDERAL MOTOR VEHICLE SAFETY STANDARDS (FMVSS) - 49 CFR 663, subpart D:

The bidder/vendor has certified that the vehicle complies with relevant FMVSS issued by the National Highway Traffic Safety Administration in 49 CFR Part 571 (see attached FMVSS certification form signed by bidder/vendor). The PURCHASER certifies that the vehicles that the vehicles will meet FMVSS.

EXECUTE THE FOLLOWING:

EXECUTE THE FOLLOWING (Only one of the following FMVSS Certifications should be signed, not both.

PRE-AWARD FMVSS COMPLIANCE CERTIFICATION:

As required by Title 49 of the CFR, Part 663 – Subpart D,

Justin M. Neidel
(Pre Award Reviewer)

certifies that it received, at the post-delivery stage, a copy of

Eldorado Alliance BUS
(The Manufacturer/Vendor)

self-certification information stating that the buses,

Section P, ADA Minimum
(Number and Description of Buses)

do comply with the relevant Federal Motor Vehicle Safety Standards issued by the National Highway Traffic Safety Administration in Title 49 Code of Federal Regulations, Part 571.

8/7/2014
Date:

Justin M. Neidel
Pre-Award Reviewer Signature:

Transportation Manager
Title:

OR

NEXT PAGE

C. PRE-AWARD FMVSS EXEMPTION CERTIFICATION:

As required by Title 49 of the CFR, Part 663 – Subpart D,

(Pre Award Reviewer)

certifies that it received at the pre-award stage, a statement from

(The Manufacturer/Vendor)

indicated that the buses,

(Number and Description of Buses)

will not be subject to the Federal Motor Vehicle Safety Standards issued by the National Highway Traffic Safety Administration in Title 49 Code of Federal Regulations, Part 571.

Date:

Pre-Award Reviewer Signature:

Title:

PRE- AWARD CHECKLIST:

THE FOLLOWING CHECKLIST IS TO BE COMPLETED BY THE BUYER AND PRE AWARD REVIEWER BEFORE BID IS AWARDED.

This checklist will be used to ensure that all required clauses and certifications are included in the vendor's returned bid packet and that all required certifications have been signed by the vendor.

Section I. FOR ALL BIDS:

Buyer's initial all lines below:

FMVSS CERTIFICATION: Signed by Bidder/Vendor?

A. **Incorporation of Federal Transit Administration Terms:** Initialed by Bidder?

B. **Federal Changes:** Initialed by Bidder?

C. **DBE Certification:** Initialed by Bidder?

D. **Air Conditioning Performance:** Initialed by Bidder?

E. **Interest of Members of or Delegates to Congress:** Initialed by Bidder?

F. **Prohibited Interest:** Initialed by Bidder?

G. **Cargo Preference:** Initialed by Bidder?

H. **Energy Conservation:** Initialed by Bidder?

I. **Clean Water and Air:** Initialed by Bidder?

J. **No Obligation By the Federal Government:** Initialed by Bidder?

K. **Program Fraud and False or Fraudulent Statements:** Initialed by Bidder?

L. **Contract Work Hours:** Initialed by Bidder?

1. Overtime requirements:
2. Violation; liability for unpaid wages:
3. Withholding for unpaid wages:
4. Subcontracts:
5. Payrolls and basic records:

M. **Civil Rights:** Initialed by Bidder?

1. Nondiscrimination:
2. Equal Employment Opportunity:

N. **Altoona Test Certification completed:** Initialed by Bidder?

1. Report Summary enclosed? Attached to bid?
2. Altoona Test Report # listed by Bidder?

O. **Debarment and Suspensions:** Initialed by Bidder?

1. **EPLS Report** from www.epls.gov: Attached to bid by Procuring Agency?

[Handwritten initials for items A through L]

[Handwritten initials for item M]

[Handwritten initials for item N]

[Handwritten initials for item O]

CONTINUED PRE- AWARD CHECKLIST:

Section II.

- A. Buy America Certification signed: Signed by Bidder/Vendor?
- B. Domestic Content Worksheet signed: Signed by Bidder/Vendor?
- C. Lobbying Certification signed: Signed by Bidder/Vendor?

[Handwritten initials]
[Handwritten initials]
[Handwritten initials]

Section III. CERTIFICATION TO PURCHASER:

- A. Completed and signed?

[Handwritten initials]

The previous checklist was to determine if the Bidder/Vendor read and completed all required necessary documentation. The following checklist is to determine if all of the pre-award documents and required Certifications are signed and completed.

Section IV. PRE AWARD AUDIT (signed by Pre-Award Reviewer)

- A. Purchaser's Certification - 49 CFR 663, subpart B: Executed by Reviewer?
Pre-Award Purchaser's Requirements Certification:
- B. Buy America - 49 CFR 663, subpart B: Executed by Reviewer?
Pre-Award Buy America Compliance Certification, or
Pre-Award Buy America Exemption Certification:
- C. FMVSS - 49 CFR 663, subpart D: Executed by Reviewer?
Pre-Award FMVSS Compliance Certification, or
Pre-Award FMVSS Exemption Certification:

[Handwritten initials]

[Handwritten initials]

[Handwritten initials]

I hereby attest that each item was reviewed and that my initials above indicate that the item was properly executed on this date.

[Handwritten Signature]

(Pre Award Reviewer)

8/7/2014

Date

[Handwritten Signature]

Additional Oversight

07 Aug 2014

Date

**NOTE: PAGES 26 THRU 32
ARE TO BE COMPLETED BY THE PURCHASER
AT TIME OF VEHICLE DELIVERY**

SECTION V POST DELIVERY AUDIT:

A. Purchaser's Certification - 49 CFR 663, subpart C:

After visually inspecting and road testing the contract buses, the agency certifies that the (# of vehicles, make, and model) meet the contract specifications.

- o or, Grantees in areas with populations of 200,000 or less that purchase more than 20 buses.

The agency's resident inspector monitored manufacturing and completed a report providing accurate records of all construction activities. The report addresses how the construction and operation of the vehicles fulfill the contract specifications. After reviewing the report, visually inspecting and road testing the contract buses, the agency certifies that the (# of vehicles, make, and model) meet the contract specifications.

EXECUTE THE FOLLOWING:

NOTE: Only one of the following Certifications should be signed, not both.

POST-DELIVERY PURCHASER'S REQUIREMENTS CERTIFICATION

As required by Title 49 of the CFR, Part 663 – Subpart C, after visually inspecting and road testing the contract buses,

(The Purchaser)

certifies that the buses,

(Number and the Description of Buses)

from

(The Manufacturer/Vendor),

meet the contract specifications.

Date:

Signature:

Title:

OR

NEXT PAGE

A. POST-DELIVERY PURCHASER'S REQUIREMENTS CERTIFICATION:

As required by Title 49 of the CFR, Part 663 – Subpart C,

(The Purchaser)

certifies that a resident inspector,

(Not an Agent or Employee of the Manufacturer),

was at manufacturing site during the period of manufacture of

(Number and Description of Buses)

The inspector monitored manufacturing and completed a report on the manufacture of the buses providing accurate records of all bus construction activities. The report addresses how the construction and operation of the buses fulfill the contract specifications. After reviewing the report, visually inspecting the buses, and road testing the buses, the recipient certifies that the buses meet the contract specifications.

Date:

Signature:

Title:

B. BUY AMERICA - 49 CFR 663, subpart C:

The total price of this purchase is less than the small purchase threshold of \$100,000 and is not subject to Buy America requirements. **OR**

The agency certifies that there is a letter from FTA, which grants a waiver to the vehicles provided by the vendor (# of vehicles, make, and model) from the Buy America requirements, under Section 165 (b)(1), (b)(2), or (b)(4) of the Surface Transportation Assistance Act of 1982, as amended. **OR**

The agency certifies that it is satisfied that the (# of vehicles, make, and model) meet the requirements of Section 165 (b)(3) . The agency has reviewed documentation provided by the **manufacturer** that lists the domestic content of each component, states that the vehicle is composed of at least 60% domestic content, describes construction activities, and gives the location of final construction activities.

NOTE: Only one of the following Certifications should be signed, not both.

POST-DELIVERY BUY AMERICA COMPLIANCE CERTIFICATION:

As required by Title 49 of the CFR, Part 663 – Subpart C,

(The Purchaser)

certifies that the buses received are in fact what they ordered and are satisfied with the,

(Number and Description of Buses)

from

(The Manufacturer/Vendor)

meet the requirements of section 165(b)(3) of the Surface Transportation Assistance Act of 1982, as amended. The recipient or its appointed analyst

(The Analyst Not the Manufacturer or Its Agent)

has reviewed documentation provided by the **manufacturer**, which lists (1) the actual component and subcomponent parts of the buses identified by the **manufacturer**, country of origin, and cost; and (2) the actual location of the final assembly point for the buses, including a description of the activities that took place at the final assembly point and the cost of final assembly.

Date:

Signature:

Title:

OR

**If not applicable, execute the following exemption certification
On next page**

C. FEDERAL MOTOR VEHICLE SAFETY STANDARDS (FMVSS) - 49 CFR 663, subpart D:

The vendor has certified that the vehicle complies with relevant FMVSS issued by the National Highway Traffic Safety Administration in 49 CFR Part 571 (see attached FMVSS certification form provided by the **bidder** upon vehicle delivery). The agency certifies that the vehicles provided meet FMVSS.

EXECUTE THE FOLLOWING:

NOTE: Only one of the following Certifications should be signed, not both.

POST-DELIVERY FMVSS COMPLIANCE CERTIFICATION:

As required by Title 49 of the CFR, Part 663 – Subpart D,

(The Purchaser)

certifies that it received, at the post-delivery stage, a copy of

(The Manufacturer/Vendor)

self-certification information stating that the buses,

(Number and Description of Buses)

comply with the relevant Federal Motor Vehicle Safety Standards issued by the National Highway Traffic Safety Administration in Title 49 Code of Federal Regulations, Part 571.

Date:

Signature:

Title:

OR

NEXT PAGE

C. POST-DELIVERY FMVSS EXEMPTION CERTIFICATION:

As required by Title 49 of the CFR, Part 663 – Subpart D,

(The Purchaser)

certifies that it received, at the Post-delivery stage, a statement from

(The Manufacturer/Vendor)

indicating that the buses,

(Number and Description of Buses)

are not subject to the Federal Motor Vehicle Safety Standards issued by the National Highway Traffic Safety Administration in Title 49 Code of Federal Regulations, Part 571.

Date

Signature

Title

POST DELIVERY AUDIT

THE FOLLOWING CHECKLIST IS TO BE COMPLETED BY THE BUYER AND GOVERNMENT REVIEWER BEFORE THE VEHICLE(S) ARE ACCEPTED.

Section V VEHICLE DELIVERY CHECKLIST: (to be signed by buyer upon acceptance of vehicle)

Buyer initials all lines below:

- A. **Purchaser's Certification - 49 CFR 663, subpart C:**
Post-Delivery Purchaser's Requirements Certification or
Post-Delivery Purchaser's Requirements Certification (Inspector): _____
- B. **Buy America - 49 CFR 663, subpart C:**
Post-Delivery Buy America Compliance Certification or
Post-Delivery Buy America Exemption Certification: _____
- B. **FMVSS - 49 CFR 663, subpart D:**
Post-Delivery FMVSS Compliance Certification or
Post-Delivery FMVSS Exemption Certification: _____

Section VI CERTIFICATION OF DELIVERY:

By executing this document,

- A. You hereby request that a Lien Entry Form – Motor Vehicle be issued naming the Government Agency utilizing federal funds as Secured Party and that said form(s) will be delivered by the purchaser to a local tag agent for executing and
- B. Assure the vehicle be used in accordance with the federal regulations and current provisions, as applicable.

I hereby attest that each item was reviewed and that my initials above indicate that the item was properly executed.

Purchaser

Date

Government Reviewer

Date

ElDorado National - Kansas

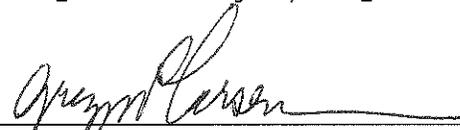


ElDorado National			
Amerivan - Chrysler / Dodge / Volkswagen - 2014			
Date: 28 Dec 2013		Rev: _____	By: Greg Larsen Engineering, Standard Compliance
F/CMVSS Number	Title	Level of compliance Discussion of results of review	Required documentation Method of demonstrating compliance
101	Location and Identification of Controls and Displays	The vehicle meets F/CMVSS 101 requirements.	No alterations are made to the OEM controls and displays as provided by the vehicle manufacturer. OEM pass through.
102	Transmission Control Functions	The vehicle meets F/CMVSS 102 requirements.	No alterations are made to the OEM transmission control system as provided by the vehicle manufacturer. OEM pass through.
103	Windshield Defrosting and Defogging	The vehicle meets F/CMVSS 103 requirements.	No alterations are made to the OEM defrosting and defogging system as provided by the vehicle manufacturer. OEM pass through.
104	Windshield Wiping and Washing System	The vehicle meets F/CMVSS 104 requirements.	No alterations are made to the OEM windshield wiping and washing system as provided by the vehicle manufacturer. OEM pass through.
106	Brake Hoses	The vehicle meets F/CMVSS 106 requirements.	No alterations are made to the OEM brake hoses as provided by the vehicle manufacturer. OEM pass through.
108	Lighting Systems and Retroreflective Devices	The vehicle meets CMVSS 108 requirements.	No alterations are made to the OEM required exterior lighting equipment as provided by the vehicle manufacturer. OEM pass through.
110	Tire Selection and Rims for Vehicles Under 4536 Kilograms GVWR	The vehicle meets F/CMVSS 120 requirements.	No changes are made to OEM wheels or tires. Tires are returned to the original location on the vehicle after vehicle alteration is complete.
111	Mirrors	The vehicle meets F/CMVSS 111 requirements.	No alterations are made to the OEM rear view mirrors as provided by the vehicle manufacturer. OEM pass through.
113	Hood Latch System	The vehicle meets F/CMVSS 113 requirements.	No alterations are made to the OEM hood latch system as provided by the vehicle manufacturer. OEM pass through.
114	Theft Protection	The vehicle meets F/CMVSS 114 requirements.	No alterations are made to the OEM theft protection system as provided by the vehicle manufacturer. OEM pass through.

F/CMVSS Number	Title	Level of compliance Discussion of results of review	Required documentation Method of demonstrating compliance
115	Vehicle Identification Number	The vehicle meets CMVSS 115 requirements.	The Vehicle Identification Number (VIN) provided by the OEM is not removed or altered in any way.
116	Motor Vehicle Brake Fluids	The vehicle meets F/CMVSS 116 requirements.	No alterations are made to the OEM brake fluid. Added fluid is DOT 3 and is dispensed from a clean container.
118	Power Operated Window, Partition and Roof Panel Systems	The vehicle meets F/CMVSS 118 requirements.	No alterations are made to the OEM power operated window, partition, or roof panel systems as provided by the OEM manufacturer. OEM pass through.
124	Accelerator control systems	The vehicle meets F/CMVSS 124 requirements.	No alterations are made to the OEM accelerator control system as provided by the vehicle manufacturer. OEM pass through.
126	Electronic Stability Control	The Vehicle meets F/CMVSS 126 requirements	No alterations are made to the electronic stability control system as provided by the vehicle manufacturer. OEM pass through.
135	Hydraulic and Electric Brake Systems	The vehicle meets F/CMVSS 135 requirements.	No alterations are made to the OEM hydraulic brake system as provided by the vehicle manufacturer. OEM pass through.
201	Occupant Protection	The vehicle meets F/CMVSS 201 requirements.	No alterations are made to the OEM occupant protection system as provided by the vehicle manufacturer in the target area. OEM pass through.
202	Head Restraints	The vehicle meets F/CMVSS 202 requirements.	No alterations are made to the OEM Head restraint system as provided by the vehicle manufacturer. OEM pass through.
203	Driver Impact Protection	The vehicle meets F/CMVSS 203 requirements.	No alterations are made to the OEM driver impact protection system as provided by the vehicle manufacturer. OEM pass through.
204	Steering Control Rearward Displacement	The vehicle meets F/CMVSS 204 requirements.	Only slight alterations are made to the OEM steering control system provided by the vehicle manufacturer. Tests conducted have demonstrated successful completion of Standard 204.
205	Glazing Materials	The vehicle meets F/CMVSS 205 requirements.	No alterations are made to the OEM glazing as provided by the vehicle manufacturer. OEM pass through.
206	Door locks and door retention Components	The vehicle meets F/CMVSS 206 requirements.	No alterations are made to the OEM door locks or door retention components supplied by the vehicle manufacturer. OEM pass through.
207	Seating Systems	The vehicle meets F/CMVSS 207 requirements.	No alterations are made to the OEM seats. Front seats are remounted in the original position on a pedestal. Rear seats are remounted using ENC mounts. Tests conducted have demonstrated successful completion of Standard 207.
208	Occupant Restraint Systems in Frontal Impact	The vehicle meets F/CMVSS 208 requirements.	No alterations are made to the OEM seat belt systems as provided by the vehicle manufacturer. OEM pass through.

F/CMVSS Number	Title	Level of compliance Discussion of results of review	Required documentation Method of demonstrating compliance
209	Seat Belt Assemblies	The vehicle meets F/CMVSS 209 requirements.	No alterations are made to the OEM seat belts as supplied by the vehicle manufacturer. OEM pass through.
210	Seat Belt Anchorages	The vehicle meets F/CMVSS 210 requirements.	Front seats are re-mounted to their original OEM positions, and mounted on pedestals. Tests conducted have demonstrated successful completion of Standard 210.
212	Windshield Mounting	The vehicle meets F/CMVSS 212 requirements	No alterations were made to the OEM windshield mounting system provided by the manufacturer. Tests conducted have demonstrated successful completion of Standard 212.
213	Built-In Child Restraint System and Built-In Booster Cushions	The vehicle meets F/CMVSS (213) 213.4 requirements	No built-in Child Restraint Systems are provided.
214	Side Impact Protection	The vehicle meets F/CMVSS 214 requirements	Tests conducted have demonstrated successful completion of Standard 214.
216	Roof Crush Resistance	The vehicle meets F/CMVSS 216 requirements	No alterations are made to the OEM roof or vehicle side as provided by the vehicle manufacturer. OEM pass through.
219	Windshield Zone Intrusion	The vehicle meets F/CMVSS 219 requirements	No alterations are made that would affect the windshield intrusion zone as supplied by the Manufacturer. Tests conducted have demonstrated successful completion of Standard 219.
301	Fuel System Integrity	The vehicle meets F/CMVSS 301 requirements	Tests conducted have demonstrated successful completion of Standard 301.
302	Flammability of Interior Materials.	The vehicle meets F/CMVSS 302 requirements.	No alterations are made to the OEM interior materials as provided by the vehicle manufacturer. OEM pass through. Tests conducted on added materials have demonstrated successful completion of Standard 302.
Owner manual		The vehicle is delivered with the original OEM owner's manual, and a supplement manual.	Supplemental owner's manual includes; name, contact numbers and a description of all alterations performed on the vehicle.

VAN_C-FMVSS Amvrn-Dodge-Chrysler-VW_2013-1228



Greg Larsen
Engineering, Standard Compliance
Eldorado National-Kansas

December 28, 2013

Date


Eldorado
National - Kansas

Mobility Vans
Wholly owned subsidiary of Thor Industries, Inc.

01 July, 2013

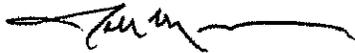
Eldorado National Mobility Dealers,

Eldorado National-Kansas is pleased to inform you that we have received the official notification from the Federal Transit Administration of our compliance with the Buy America Final Assembly requirements outlined in CFR49.

The attachment details the final conclusion of the FTA following their exhaustive review of the procedures followed by Eldorado National-Kansas in the manufacture of our Amerivan low floor conversions.

We are excited to continue to supply you and your FTA Customers with our exceptional value Amerivan conversions and look forward to future opportunities for the same. We also sincerely appreciate the loyalty and support we received during our efforts to clarify our Product's definition and qualifications for those federally funded agencies across the USA who have chosen to use our Products.

Sincerely,



Jeff Montgomery,
President



U.S. Department
of Transportation

**Federal Transit
Administration**

Administrator

1200 New Jersey Avenue, SE
Washington, DC 20590

JUL 01 2013

Mr. Andrew Imanse
Group President
Commercial Bus & Ambulance Division
Thor Industries, Inc.
9670 Galena Street
Riverside, CA 92509

Dear Mr. Imanse:

I write in response to your letter to Brian Farber with the Federal Transit Administration (FTA) requesting a determination by the FTA of whether the processes used by EIDorado National-Kansas (EIDorado) to convert an incomplete Chrysler or Dodge minivan into the EIDorado Amerivan are sufficient to meet the Buy America final assembly requirements. For the reasons outlined in the enclosed memorandum, I am pleased to inform you of FTA's conclusion that the activities that take place during EIDorado's conversion processes constitute final assembly for minivans converted for wheelchair access.

FTA appreciates your commitment to its Buy America rules. Paramount in FTA's role as a steward of U.S. taxpayer dollars is to ensure that the use of such funds preserves and creates U.S. jobs. The intent and purpose of the Buy America requirement is to further this goal by ensuring that FTA-administered funds are used to purchase goods that are produced in the United States. FTA's commitment to ensuring Buy America compliance has resulted in a dramatic reduction in the number of waivers it has granted, from 52 in fiscal year (FY) 2010, 14 in FY 2011, 3 in FY 2012, and zero in FY 2013. Upon reviewing your request for guidance, it is apparent that EIDorado shares FTA's commitment to preserving and creating jobs in the United States.

If I can provide further information or assistance, please do not hesitate to contact me directly at (202) 366-4040.

Sincerely yours,

Peter Rogoff

Enclosure



U.S. Department
of Transportation
**Federal Transit
Administration**

Memorandum

Subject: Determination as to whether the process by which EIDorado National-Kansas converts incomplete Chrysler and Dodge minivans into EIDorado Amerivans satisfies FTA's Buy America requirements for final assembly. Date: _____

From: Dorval R. Carter, Jr., Chief Counsel  Reply to Attn. of: Mary J. Lee, Attorney-Advisor

To: Peter Rogoff, Administrator

The purpose of this memorandum is to document FTA's determination that the processes by which EIDorado National-Kansas (EIDorado) converts incomplete Chrysler and Dodge minivans into EIDorado Amerivans satisfies FTA's Buy America requirements for final assembly.

I. Background

a. *Rescission of Buy America Waiver for Minivans and Minivan Chassis*

On June 21, 2010, FTA issued a non-availability waiver of the Buy America final assembly requirement for all minivans and minivan chassis. *Notice of Buy America Waiver for Minivans and Minivan Chassis*, 75 Fed. Reg. 35,123. At that time, FTA determined that there was no manufacturer that was willing and able to perform final assembly on these types of vehicles in the United States. *Id.*

On August 3, 2012, FTA published a notice of a request to rescind the non-availability waiver for minivans and minivan chassis. 77 Fed. Reg. 46556. After reviewing and carefully considering all of the comments submitted pursuant to the request, FTA found that a domestic vehicle—the Vehicle Production Group's MV-1—is available that meets the Buy America final assembly requirements. Therefore, FTA determined that the waiver was no longer necessary and rescinded the waiver. *Decision to Rescind Buy America Waiver for Minivans and Minivan Chassis*, 77 Fed. Reg. 71,673 (Dec. 3, 2012).

By letter dated February 13, 2013, EIDorado made a formal request to FTA to determine whether its conversion processes were sufficient to meet the final assembly requirement under 49 C.F.R. § 661.11. In an April 30, 2013 letter, EIDorado requested the status of FTA's decision. FTA requested additional information in order to make a determination, which EIDorado provided by letter dated May 2, 2013. The letter included the results of a Buy America review conducted by a contractor, which found compliance, and a letter indicating that FTA recipients were asking for an FTA determination of Buy America compliance before they would purchase an Amerivan from EIDorado. On June 12, 2013, EIDorado again asked for the status of FTA's decision by letter. Finally, on June 25, 2013, EIDorado provided additional information upon FTA's request.

b. *EIDorado's Manufacturing Process for the Amerivan*

EIDorado's manufacturing and conversion processes to the incomplete Chrysler and Dodge minivans take place in Salina, Kansas. EIDorado's manufacturing processes consists of the following:

- (1) Removal, modification, then installation and interconnection of the rear axle, including rear axle height extensions, thereby modifying the (Original Equipment Manufacturer or) OEM rear axle installation, allowing for the chassis body to be raised for ground clearance to the lowered floor.
- (2) The motor is removed from the OEM chassis and motor mount extensions are added, thereby modifying the OEM engine installation allowing for the chassis body to be raised for ground clearance to the lowered floor.
- (3) Removal, then installation and interconnection of cooling and braking systems, and interconnection of new heating and air conditioning components.
- (4) Removal, modification, then installation and interconnection of an enhanced electrical harness allowing for integration of the mini-van conversion options to fully function with the OEM electrical and door systems.
- (5) The mini-van conversion incorporates a ramp, rather than a lift. Each providing a person of physical challenge functional accessibility to the van. . . .
- (6) Removal of the OEM steel floor structure from the fire wall to the rear axle floor contour, then installation and interconnection of a new stainless steel lowered floor assembly allowing entry of the vehicle to meet ADA requirements.
- (7) Removal and reinstallation of the driver and passenger designated seats on a new pedestal mount.
- (8) Installation of second row passenger designated seating positions, when ordered.
- (9) Removal and reinstallation of the third row passenger designated seats on a new pedestal mount.
- (10) Installation of additional lighting assemblies to meet [the Americans with Disabilities Act] requirements.
- (11) Removal, modification, then installation and interconnection of the suspension system.
- (12) Removal and reinstallation of the steering shaft.
- (13) Removal, modification, then installation and interconnection of the slider doors.
- (14) Removal, modification, then installation and interconnection of the fuel tank and fuel system.
- (15) Removal, modification, then replacement and interconnection of the exhaust system.

- (16) Road test to verify the assembly of the component parts upon completion of the manufacturing process/final assembly.
- (17) Water test to verify no leaks are encountered after manufacturing process/final assembly.
- (18) Final inspection of the component/final assembly, and finishing processes. i.e.; paint, undercoat.
- (19) Repairs are made to components, i.e.[.] ABS/plastic interior cosmetic effects, glass, sheet metal, as required.

EIDorado states that the performance of these activities in the United States employs approximately 85 to 100 people.

In addition, EIDorado inspects and tests the completed vehicle, and provides a copy of the Certificate of Origin for a Vehicle listing EIDorado as the second (and final) stage manufacturer.

Based upon the above-stated activities, EIDorado believes that its conversion activities are sufficient to meet FTA's Buy America regulations at 49 C.F.R. § 661 and Appendix D, has certified to this effect, and is requesting confirmation by FTA.

II. Buy America

a. *Buy America Requirements for Buses and Rail Cars*

Under 49 U.S.C. § 5323(j)(1), FTA may not obligate funds for a project unless the steel, iron, and manufactured goods used in a project are produced in the United States. For rolling stock procurements, this requirement does not apply if the cost of the components produced in the United States is more than 60 percent of the cost of all components and final assembly takes place in the United States. 49 U.S.C. § 5323(j)(2)(C); 49 C.F.R. § 661.11(a). Final assembly is defined as "the creation of the end product from individual elements brought together for that purpose through application of manufacturing processes." 49 C.F.R. § 661.11(r).

The typical minimum final assembly requirements for rolling stock are further provided in Appendix D to § 661.11 and distinguished between minimum final assembly requirements for rail cars and buses. FTA provided guidance on the final assembly requirement for buses in a March 18, 1997 Dear Colleague Letter on Buy America: Pre-Award and Post-Delivery Audits, which has been added to FTA's existing regulation and is still applicable today:

In the case of a new bus, final assembly would typically include, at a minimum, the installation and interconnection of the engine, transmission, axles, including the cooling and braking systems; the installation and interconnection of the heating and air conditioning equipment; the installation of pneumatic and electrical systems, door systems, passenger seats, passenger grab rails, destination signs, wheelchair lifts; and road testing, final inspection, repairs and preparation of the vehicles for delivery.

See also 49 C.F.R. § 661.11 app. D, para. b.

If a manufacturer's assembly processes do not include all of the activities typically considered final assembly, the manufacturer may request an FTA determination of compliance. FTA Dear Colleague Letter, March 18, 1997; 49 C.F.R. § 661.11 app. D, para. c. FTA reviews these requests for compliance case by case, based upon the information provided by the manufacturer. 49 C.F.R. § 661.11 app. D, para. c.

b. *Final Assembly Requirements for Minivans*

While FTA addresses the typical final assembly requirements for rolling stock such as buses and rail cars in its regulations and guidance documents, FTA has not specifically addressed the final assembly requirements for minivans and minivan chassis. Moreover, because the minivans at issue here are converted for wheelchair accessibility, the typical final assembly requirements for buses, and even other minivans that are not wheelchair accessible, may not apply because of the significant amount of manufacturing that takes place to the vehicle during the conversion processes. Thus, in order to show that wheelchair accessible minivans meet the Buy America requirement for final assembly, ElDorado must show that the wheelchair accessible minivans it manufactures is a different vehicle from the incomplete minivan that it receives from Chrysler or Dodge and that those processes include assembling the various components in the United States in order to produce a wheelchair-accessible minivan.

III. Discussion

Upon careful review of ElDorado's manufacturing processes in consultation with FTA engineers, I find that ElDorado's processes meets the final assembly requirement for rolling stock under 49 C.F.R. § 661.11(a) and (r). As stated above, in order to show that wheelchair accessible minivans meet the Buy America requirement for final assembly, a converted minivan that allows for wheelchair accessibility must be a different vehicle from the original Chrysler or Dodge minivan and those processes must include assembling the various components in the United States in order to produce a wheelchair accessible minivan. ElDorado makes substantial changes to the interior and exterior of the minivan, including, among other things, the fuel system, exhaust system, suspension, body, doors, seats, floor, wheelchair ramp, and wiring, which results in a different vehicle from the original Chrysler or Dodge minivan.

Once all of ElDorado's conversion and manufacturing processes in the United States are complete, ElDorado's vehicle is no longer a "Chrysler" or "Dodge" minivan. Instead, it becomes an "ElDorado Amerivan" with a wheelchair accessible ramp. ElDorado certifies itself as the second (and final) stage manufacturer of the vehicle, which entails responsibility for inspecting, testing, and certifying the vehicle.

ElDorado's processes for creating the Amerivan include assembling the various components in Salinas, Kansas. By making such substantial changes to the interior and exterior of the minivan in the United States, Eldorado engages in significant manufacturing activities that rise to the level of final assembly for minivans that are converted for wheelchair accessibility.

IV. Conclusion

Based upon the foregoing, I find that ElDorado's activities on the Chrysler or Dodge minivan are sufficient to satisfy the final assembly requirements under 49 C.F.R. § 661.11. This decision is limited solely to minivans that have been converted for wheelchair accessibility by ElDorado, as the final assembly processes are described in this memorandum. Deviations from these described processes may result in a different conclusion.

BIDDER'S CERTIFICATION OF "BUY AMERICA" COMPLIANCE

The contractor agrees to comply with 49 U.S.C. 5323 (j) and 49 CFR Part 661, which provide that Federal funds may not be obligated unless steel, iron, and manufactured products used in FTA-funded projects are produced in the United States, unless a waiver has been granted by FTA or the product is subject to a general waiver. General waivers are listed in 49 CFR.7 and include final assembly in the United States for 15 passenger vans and 15 passenger wagons produced by Chrysler Corporation, microcomputer equipment, software, and small purchases (currently less than \$100,000) made with capital, operating or planning funds. Separate requirements for rolling stock are set out at 5323(j)(2)(c) and 49 CFR 661.11. Rolling stock not subject to a general waiver must be manufactured in the United States and have 60 percent domestic content.

The bidder must attach documentation that supports the information provided below.

COMPONENT	MANUFACTURER	COUNTRY OF ORIGIN	PERCENTAGE OF MATERIAL COST
Engine/Transmission	Chrysler Group LLC	USA	26%
Body in White	Chrysler Group LLC	USA	9%
Body in White	Purchased	USA	8%
Head/Tail Lamps	Purchased	USA	0%
Headliners	Purchased	USA	1%
Trim Panels / Liners	Purchased	USA	2%
Floor Covering	Purchased	USA	1%
Glass	Purchased	USA	1%
Instrument Panel	Purchased	USA	2%
Half Shaft	Purchased	USA	1%
Suspension	Purchased	USA	2%
Steer Gear	Purchased	USA	1%
Master Cylinder	Purchased	USA	1%
Exhaust System	Purchased	USA	3%
Fuel System	Purchased	USA	1%
Engine cooling Module	Purchased	USA	1%
Air Conditioning	Purchased	USA	1%
Misc. Value of Other	Purchased	USA	0%
Total US Content	Corp/Purchased	USA	61%
Assembly Location	Windsor Ontario		

"Bidder's Certification of "Buy America" Compliance"
as provided by Chrysler Corporation

BUY AMERICA COMPLIANCE

Certification of Compliance with 49 U.S.C. 5323 (j)(2)(C)

The bidder hereby certifies that it complies with the Buy America requirements of 49 U.S.C. 5323(j)(2)(c) and the regulations set forth in 49 CFR Part 661.

BY: PETER KASH

TITLE: Government Sales Manager

MANUFACTURER: Chrysler Group LLC

DATE: 12-1-2012

Certification of Non-Compliance with 49 U.S.C. 5323(j)(2)(c)

The bidder hereby certifies that it cannot comply with the Buy American requirements of 49 U.S.C. 5323(j)(2)(c) but may qualify for an exception pursuant to U.S.C. 5323(j)(2)(b) or (j)(2)(d) and the regulations set forth in 49 CFR Part 661.7.

BY: _____

TITLE: _____

MANUFACTURER: _____

DATE: _____

Rev 8/99

“Buy America Compliance”
as provided by Chrysler Corporation


**Eldorado
National - Kansas**
Thor Industries Mobility Division

Buy America

December 27, 2012

The following is a description of the final assembly location and labor activities in the Dodge/Chrysler Amerivan mini-van conversion manufacturing process completed by Eldorado National – Kansas.

Final Assembly Location:

Eldorado National – Kansas
1655 Wall Street
Salina, Kansas 67401
United States

Labor Activities:

Mechanical/Prep

Remove assemblies and components.

Weld

Remove OEM steel floor.

Install stainless steel floor and close-outs.

Paint/Body/Undercoat

Pre and paint new, modified and installed components and assemblies.

Fuel/Air/Electrical

Install new and modified components and assemblies.

Floor/Semi-final

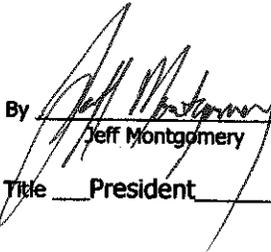
Install new and modified components and assemblies.

Seats/Clean/Service/Lock

Install new and modified components and assemblies.

Inspect completed vehicle.

Road Test completed vehicle.

By 
Jeff Montgomery

Title President

ENC_Buy America Certification_Rev4_2012-1227

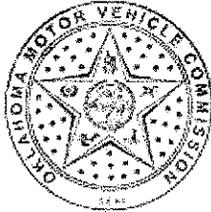
1655 Wall Street • P.O. Box 3260 • Salina, KS 67401 • Phone 785-827-1033 • Fax 785-493-2037
Web Page: www.amerivans.com • E-mail: sales@enconline.com

1 of 2

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6 of 51

OKLAHOMA MOTOR VEHICLE COMMISSION



Certificate of License

265

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ALLIANCE BUS GROUP
820 OFFICE PARK CIRCLE
LEWISVILLE, TEXAS 75057

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Distributor

And is responsible for the management of its operations and
personnel as provided by the laws of the State of Oklahoma.

IN TESTIMONY WHEREOF WE SET OUR HAND AND CAUSE TO BE AFFIXED

THE SEAL OF THE

OKLAHOMA MOTOR VEHICLE COMMISSION

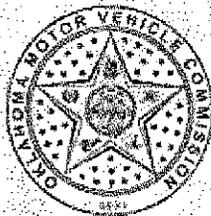
Richard Reynolds
Chairperson

Roy K Dockum
Executive Director

Issue Date: 06/13/2013

Expires: 06/30/2014

OKLAHOMA MOTOR VEHICLE COMMISSION



Certificate of License

52

THE OKLAHOMA MOTOR VEHICLE COMMISSION
has licensed

ELDORADO NATIONAL
1655 WALL STREET
SALINA, KANSAS 67401

AS AN AUTHORIZED

Manufacturer

And is responsible for the management of its operations and
personnel as provided by the laws of the State of Oklahoma.

IN TESTIMONY WHEREOF WE SET OUR HAND AND CAUSE TO BE AFFIXED

THE SEAL OF THE

OKLAHOMA MOTOR VEHICLE COMMISSION

Richard Reynolds

Chairperson

Roy K Dockum

Executive Director

Issue Date: 06/12/2013

Expires: 06/30/2014