

**State of New York Department of Agriculture & Markets  
Division of the New York State Fair & The Industrial Exhibit Authority**

**VENDOR/CONTRACTOR CERTIFICATION OF COMPLIANCE TO STATE FINANCE LAW §139-K, SUBD 5  
& AFFIRMATION OF UNDERSTANDING AND AGREEMENT TO STATE FINANCE LAW §139-j, SUBD 6.b.**

**VENDOR/CONTRACTOR CERTIFICATION OF COMPLIANCE PURSUANT TO STATE FINANCE LAW §139-k, subd. 5**

**INSTRUCTIONS:**

New York State Finance Law (SFL) §139-k, subd. 5 require that every contract award subject to the provisions of SFL §§139-k or 139-j shall contain a certification by the Vendor/Contractor that all information provided to the Fair and IEA with respect to SFL §139-k is complete, true and accurate.

At the time an Offer or Proposal is submitted to the Fair and the IEA, the Vendor/Contractor must provide the following certification that the information it has and will provide to the Fair and the IEA pursuant to SFL §139-k is complete, true and accurate including, but not limited to, disclosures of findings of non-responsibility made within the previous four years by any State governmental entity where such finding of non-responsibility was due to a violation of SFL §139-j or due to the intentional provision of false or incomplete information to a State governmental entity.

<p><b><u>Vendor/Contractor Certification</u></b> I certify that all information provided to the Fair and IEA with respect to State Finance Law §139-k is complete, true and accurate.</p> <p>Name of Vendor/Contractor:</p>
By:
Name:
Title:
Address:
Date:

**VENDOR/CONTRACTOR AFFIRMATION OF UNDERSTANDING AND AGREEMENT PURSUANT TO STATE FINANCE LAW §139-j, subd. 6. b.**

**INSTRUCTIONS:**

Pursuant to State Finance Law §§139-j and 139-k, this solicitation imposes certain procurement lobbying limitations. Vendor/Contractors are restricted from making contacts during the procurement's "Restricted Period" (from the issuance of the solicitation document until the date of the contract's final approval by the State Comptroller) to other than designated staff, unless the contact falls within certain statutory exceptions ("permissible contacts"). Fair and Authority employees are required to obtain certain information from Vendors/Contractors and others whenever there is a contact about the procurement during the Restricted Period, and are required to make a determination of the Vendor/Contractor's responsibility that addresses the Vendor/Contractor's compliance with the statutes' requirements. Findings of non-responsibility result in rejection of contract award, and if an Vendor/Contractor is subject to two non-responsibility findings within four years the Vendor/Contractor also will be determined ineligible to submit a proposal on or be awarded a contract for four years from the date of the second non-responsibility finding. Further information about these requirements can be found at: <http://www.ogs.state.ny.us/aboutOGS/regulations/defaultAdvisoryCouncil.html>.

As a prerequisite for participating in this procurement, a Vendor/Contractor must provide the following Affirmation of Understanding and Agreement to comply with these procurement lobbying restrictions in accordance with State Finance Law §§139-j and 139-k.

<p><b><u>Vendor/Contractor Affirmation and Agreement</u></b> The Vendor/Contractor affirms it understands the procurement lobbying requirements set forth in State Finance Law §§ 139-j and 139-k, and agrees to comply with the Agriculture and Markets Guidelines regarding permissible Contacts as required thereby.</p> <p>Name of Vendor/Contractor:</p>
By:
Name:
Title:
Address:
Date: