

PAYMENT REQUEST ASSURANCES

National Endowment for the Arts

Updated 8/4/2025

I. AUTHORIZING OFFICIAL CERTIFICATION

By signing this report, I certify to the best of my knowledge and belief that the report is true, complete, and accurate, and the expenditures, disbursements, and cash receipts are for the purposes and objectives set forth in the terms and conditions of the Federal award. I am aware that any false, fictitious, or fraudulent information, or the omission of any material fact, may subject me to criminal, civil or administrative penalties for fraud, false statements, false claims or otherwise. (U.S. Code Title 18, Section 1001 and Title 31, Sections 3729-3730 and 3801-3812). 2 CFR 200.415

Submission of a Payment Request constitutes your agreement to comply with the terms and conditions of your award, including the General Terms and Conditions, 2 CFR 200, and any specific terms and conditions that apply to the award (2 CFR 200.100.)

II. ASSURANCES AS TO LABOR STANDARDS

Under Sections 954(m) of The National Foundation on the Arts and the Humanities Act of 1965, as Amended.

In consideration of a grant made under Sections 954 of the National Foundation on the Arts and the Humanities Act of 1965, as amended, and in order to satisfy the conditions expressed in Sections 954(m) of that act so as to be eligible to receive the grant funds, I, on behalf of my organization, hereby make this contractually binding promise to the Secretary of Labor that:

(1) all professional performers and related or supporting professional personnel (other than laborers or mechanics with respect to whom labor standards are prescribed in Sections 954(n) of the Act) employed on projects or productions which are financed in whole or in part under such sections will be paid, without subsequent deduction or rebate on any account, not less than the prevailing minimum compensation for persons employed on similar activities; and

(2) no part of any project or production which is financed in whole or in part under Sections 954 and 956 of the National Foundation on the Arts and the Humanities Act of 1965, as amended, will be performed or engaged in under working conditions which are unsanitary or hazardous or dangerous to the health and safety of the employee engaged in such project or production, including particularly, no work which is prohibited for safety or sanitary reasons by any of the contracts with labor organizations listed in 29 CFR 505.3 (a). I, on behalf of my organization, hereby make further promises to keep the records and permit the inspections provided by 29 CFR 505.5(b). Receipt of a copy of 29 CFR Part 505 is hereby acknowledged. This promise may be enforced by the Secretary through any appropriate action at law or in equity in any court of competent jurisdiction. U.S. Department of Labor ESA-38 Rev. June 1988