

February 2009

***CALIFORNIA ENVIRONMENTAL PROTECTION
AGENCY***

INTEGRATED WASTE MANAGEMENT BOARD

TIRE-DERIVED PRODUCT BUSINESS ASSISTANCE PROGRAM APPLICATION

FISCAL YEAR 2008/09

Tire-Derived Product Business Assistance Program (Program)

The Program seeks to improve the operational and cost efficiencies of tire-derived product (TDP) businesses by providing technical and consultative assistance. Eligible businesses may receive assistance grants of up to \$175,000 (See Application Appendices for categories and funding levels) in the form of assistance that may include, but is not limited to:

- General Business Assistance (business plan development or modification, human resource issues, inventory management/control [including just-in-time inventory systems], asset management, appropriate business structure, appropriate or optimal financial structure, accounting systems and controls, quality systems, etc.).
- Technical Assistance (efficient plant design, manufacturing process improvement or optimization, optimizing specific equipment performance, increasing the amount/percentage of recycled material, converting to recycled material from virgin material, IT systems planning or review, preparation of environmental impact reports, assistance with negotiating with governmental entities regarding siting and permitting issues, etc.).
- Marketing Assistance (marketing plan development or modification, product pricing, product promotion, product packaging, distribution systems, cooperative marketing, ad placement, trade shows, website development or modification, internet marketing, etc.).
- Product Testing and Certification (testing products to satisfy the marketplace requirements of the public and private sectors).

Eligible Applicants

Eligible applicants are for-profit California-based TDP businesses, Qualifying Indian Tribes and those for-profit TDP businesses domiciled in other states but with an existing or demonstrated long-term commitment to an operational presence in California. Eligible applicants must produce in California, or demonstrate a long-term commitment to produce, products made from recycled 100 percent California-generated waste tires. Feedstock conversion using 80 to 300 mesh or even smaller fine crumb rubber sourced out of California may be used for "testing and demonstration" purposes, subject to a CIWMB staff determination

that the needed materials are not currently available in California, and only for a limited timeframe of up to 18 months (approximately February 2011).

Eligible applicants must be involved in one or more of the following activities:

1. Processing California scrap tires to produce raw materials for tire-derived product;
2. Manufacturing products made from California-generated scrap tire rubber;
3. Marketing or installing products made from California-generated scrap tire rubber; and/or
4. Investigating the use of California-generated scrap tire rubber to manufacture established products that do not currently use recycled rubber (i.e., feedstock conversion).

Eligible subsidiary and/or affiliated businesses that apply for assistance grants will receive initial assessments (limited to two businesses per 12-month period), and are limited to a maximum combined assistance of \$175,000 each 12 month period for all related businesses. A business is considered an “affiliated business” if it has at least one owner with a 20 percent or greater interest in another applicant business.

Ineligible Applicants/Activities include, but are not limited to:

- Businesses that perform waste tire incineration, pyrolysis, gasification, and/or liquefaction.
- Waste tire collectors and/or haulers; also the tire collection and/or hauling portion of other businesses.
- Businesses, or that portion of a business’s operation, that shred or chip tires for use as Alternative Daily Cover (ADC) or Tire-Derived Fuel (TDF).
- Businesses that perform only research and testing and are not in business to produce and/or sell products.
- Wholesalers and/or distributors, (however, such businesses may benefit from assistance provided to eligible businesses).
- De novo businesses (from concept stage to less than six months of actual operation/sales) unless the de novo business is an affiliated spinoff of an established business that is expanding into the recycled tire arena.*
- Micro businesses (businesses that produced and/or sold less than 5,000 Passenger Tire Equivalents (PTE) in 2008).*

* These businesses will be directed to appropriate technical resources, such as US Small Business Development Centers, local Economic Development Corporations, Inventor Alliances, and other similar providers of valuable training and resources to entrepreneurs.

Available Funds

- Up to \$175,000 per eligible applicant (See Application Appendices for categories and funding levels).
- An estimated \$2,400,000 is available for grant awards. In addition, contract funds have already been committed for sector and industry-wide activities.
- Additional funds are available for low-interest loans through the Recycling Market Development (RMDZ) Loan Program.

The California Integrated Waste Management Board (CIWMB or Board) reserves the right to not fund any particular project or any part of a project, or not to award any grants.

Assistance grants will be in the form of technical and consultative assistance rather than cost reimbursement. Consult your attorney or tax advisor regarding any tax consequences associated with accepting the assistance grant.

Process

There will be one application period from February 27 —April 30, 2009, for 2008/09 fiscal year funding. The amount of the assistance grants awarded to eligible businesses will be based on available funding, historical tire diversion, business category, and other factors approved by the Board (See Application Appendices for categories and funding levels). Businesses may only be awarded an assistance grant once in each 12-month period.

Please refer to the Appendices for additional detail regarding the Application, evaluation and assessment process, PTE diversion, assistance and reporting requirements.

Application and Assistance Grant Agreement

To enable Grantee businesses to begin receiving assistance more quickly than in past TBAP grant cycles, the Application and Assistance Grant Agreement have been combined. Assistance grants are contingent upon determination of eligibility, subject to all conditions described herein and in the Application Appendices (Appendices) and upon award by the Board.

The Application includes the Assistance Grant Agreement Cover Sheet (Appendix I), which must be signed by the signature authority for the applicant business. If the applicant business is recommended for an assistance grant, a Work Plan and Budget that broadly describe the technical and consultative services to be provided to the applicant business, if awarded a grant, will be prepared. These documents will be incorporated as Amendments to Assistance Grant Agreement and must be signed by the signature authority. The Assistance Grant Agreement will be effective upon award by the Board and upon execution by the CIWMB's Executive Director or his designee.

Please refer to the Appendices for additional information on how to assemble the Assistance Grant Agreement.

Application Submittal Deadline

Applications must be postmarked by **Thursday, April 30, 2009**. Hand delivered applications will also be accepted at Cal/EPA Headquarters Building located at 1001 I Street, Sacramento, CA until 3:00 p.m. on **Thursday, April 30, 2009**. Faxed or e-mailed applications will not be accepted. Late applications will be returned and will not be considered for grant assistance.

Applications mailed or sent by U.S. Postal Service or a commercial delivery service should be sent by a means that allows for tracking by the sender and that provides an addressed and dated receipt. Failure to do so is at the risk of the applicant, and if delivery is delayed or the application is lost by the Post Office or delivery service, the burden is on the applicant to demonstrate timely mailing or delivery of the application.

Applications that are hand-delivered:

California Integrated Waste Management Board
Tire-Derived Product Business Assistance Program
Program
1001 "I" Street, MS#9A
Sacramento, CA 95814

Applications delivered by U.S. postal:

California Integrated Waste Management Board
Tire-Derived Product Business Assistance
Program
P.O. Box 4025, MS#9A
Sacramento, CA 95812-4025

Applications delivered by commercial carrier:

California Integrated Waste Management Board
Tire-Derived Product Business Assistance Program
Program
1001 "I" Street, MS#9A
Sacramento, CA 95814

Application Checklist

(Submit all attachments in the following order to the back of the signed Assistance Grant Agreement Cover Sheet and completed Application Cover Page)

Public Information:

- Signed Assistance Grant Agreement Cover Sheet (Appendix I)
- Application Cover Page
- Applicant Declarations & Certifications
- Articles of Incorporation, By Laws, Partnership Agreements, etc.
- Business Licenses and Fictitious Business Name Statement (if applicable)
- General Checklist of Business Permits, Licenses and Filings Form
- Letter of Designation (See Appendix E)
- Terms and Conditions (Appendix G)
- Procedures and Requirements (Appendix H)
- Sample sales brochures and other marketing materials

Confidential/Proprietary Information (Submit together in a separate sealed envelope):

Clearly mark the sealed envelope “BUSINESS ASSISTANCE PROGRAM APPLICATION – CONFIDENTIAL/PROPRIETARY INFORMATION SUBMITTAL – AUTHORIZED PERSONNEL ONLY” Clearly mark each page containing confidential or proprietary information as “Confidential and Proprietary Information.”

- Business Financial Information (annual financial statements and first two pages of tax returns and expense detail sheet or Schedule C for a Sole Proprietorship) for the past three years
- Business Plan (if available, even if it is out of date)
- Marketing Plan (if available, even if it is out of date)
- Business Description (see Appendix C)
- Documentation of PTE diversion in 2006 (see Appendix A – PTE Diversion)

___ Lease/Purchase Agreement for project site (if applicable)

Note: Documents submitted with this application that are clearly marked "trade secret" or "confidential/proprietary information" will be handled by the CIWMB pursuant to the procedures set forth in Title 14 California Code of Regulations (14 CCR) sections 17041-17046. The mere marking of documents (such as sales brochures, promotional literature and other general non-financial documents) as "confidential/proprietary information" will not result in their being treated as confidential if they do not fall within the categories of protected financial documents listed in 14 CCR section 17046. The CIWMB and all documents submitted to it are subject to the California Public Records Act (Govt. Code sections 6250, et seq.). Refer to the Appendix D for additional information.

Upon completion of the application package, submit a signed original to the California Integrated Waste Management Board (CIWMB) at the address set forth above. The original must be printed double-sided on recycled-content paper containing one hundred percent (100%) post-consumer (PC) fiber. Specific pages containing full color photographs or other ink-intensive graphics may be printed on photographic paper, and the pages should be fastened in the upper left-hand corner. Please do not bind. Missing information received after the deadline set forth below, unless otherwise specified, will not be accepted. Review your application and exhibits for completeness. Substantially incomplete packages will be disqualified.

Question and Answer Process

Questions must be submitted in writing by **Tuesday, March 24, 2009**, to the address below. Responses will be provided as soon as possible and posted continually on the Frequently Asked Question (FAQ) section of the Program's web site. Similar or related questions may be grouped together or reworded for clarity and responded to as one question.

Note: Periodically check Program's web site for updates at:

<http://www.ciwmb.ca.gov/Tires/Grants/TDPBusiness/>

To submit questions, request an application, or for more information:

Web site: <http://www.ciwmb.ca.gov/Tires/Grants/TDPBusiness/>

Email: tiregrants@ciwmb.ca.gov

Phone: (916) 341-6441

Mail: California Integrated Waste Management Board
Tire-Derived Product Business Assistance Program
P.O. Box 4025, MS#9A
Sacramento, CA 95812-4025

GRANT APPLICATION FORM
 CIWMB 243-TBAP (Rev. 3/09)

TIRE-DERIVED PRODUCT BUSINESS ASSISTANCE PROGRAM (TBAP)

APPLICATION COVER PAGE				
Name of Business		d.b.a. (if used)		
Mailing Address	City	County	State	Zip Code
Production Facility Address	City	County	State	Zip Code
Primary Contact Name	Title	E-mail	Phone	Fax
<input type="checkbox"/> Corporation <input type="checkbox"/> General Partnership <input type="checkbox"/> Limited Partnership <input type="checkbox"/> Sole Proprietorship <input type="checkbox"/> Other (specify)				
Web Site URL:				
Was a consulting or finder's fee paid? <input type="checkbox"/> Yes <input type="checkbox"/> No Amount Paid: \$				
To whom was the fee paid?				
Federal Tax I.D. No:		Date Business Established:	Date when operations began:	
Business Owner/Principal Name		Title	E-mail address	% of Ownership (must total 100%)
Social Security Number				

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CIWMB 243-TBAP (Rev. 3/09)

Business Owner/Principal Name		Title	E-mail address	% of Ownership (must total 100%)
Social Security Number				
Legislative District (Senate)	Legislative District (Assembly)		Congressional District	
Site Information: <input type="checkbox"/> Own <input type="checkbox"/> Lease (Submit the executed lease or purchase agreement)				
Passenger Tire Equivalents (PTE) diverted in <u>2008</u> . Include supporting documentation. See Appendices for PTE definition.	NAICS Classification: SIC Code:	Number of employees (total and full time equivalents - FTE):		
Provide a brief description of your business, what you would like to accomplish with the assistance grant and the impact you hope it will have on the business (non-confidential information only):				

GRANT APPLICATION FORM

CIWMB 243-TBAP (Rev. 3/09)

Applicant Declarations & Certifications

With respect to each of the following, I/we declare, under penalty of perjury, under the laws of the State of California, that all information provided in this application and all information provided in support of this application is true and complete to the best of my/our knowledge and belief. (initial as to each one certified to be true)

_____ **Financial Condition** - I/we authorize the California Integrated Waste Management Board (CIWMB) to obtain business credit reports and conduct any other inquiries deemed necessary to determine the financial condition and regulatory compliance of the applicant business. Each person signing below certifies that he/she is signing on behalf of the applicant business in the capacity indicated next to the signer's name and such signer is authorized to execute this application on behalf of the applicant business.

_____ **Waste Tire Diversion** - I/we also agree to allow the CIWMB to verify the diversion of California-generated waste tires by checking various sources such as suppliers, the California Used/Waste Tire Manifest Program, and waste disposal locations. My/our signature serves as permission to the various sources to release any and all appropriate information regarding my receipt of waste tires, tire shreds, crumb rubber, and/or other material as well as any disposed residual/waste material.

_____ **California Environmental Quality Act** - I/we certify that the business is in compliance with all local, State and Federal laws, regulations, requirements and rules, including the California Environmental Quality Act found in Public Resources Code Sections 2100, et. seq.

_____ **Environmental Justice** - Entities that receive assistance funding from CIWMB for this assistance program must comply with the following principles of Environmental Justice. Environmental Justice is defined in Government Code Section 65040.12(e). as: "...the fair treatment of people of all races, cultures, and incomes with respect to the development, adoption, implementation, and enforcement of environmental laws, regulations, and policies." Public Resources Code Section 71110(1) broadly requires all California Environmental Protection Agency programs, policies and standards to conduct their "programs, policies, and activities that substantially affect human health or the environment in a manner that ensures the fair treatment of people of all races, cultures, and income levels, including minority populations and low-income populations of the state."

I/we certify that, if awarded an assistance grant, I/we shall, in the performance of the Assistance Grant Agreement, conduct my/our programs, policies, and activities that substantially affect human health or the environment in a manner that ensures the fair treatment of people of all races, cultures, and income levels, including minority populations and low-income populations of the State.

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_____ **Five-Year Annual Reporting** - I/we agree that, if awarded, the business shall provide annual reporting to the CIWMB for at least five years after the end of the assistance grant term. The requirements will include, but may not be limited to: the number of California-generated waste tires diverted; the effect the assistance grant had on the business; key financial information; and other information necessary to evaluate the effectiveness of the Program.

_____ **Three Year Certification** - I/we certify that, to the best of my knowledge, none of the events listed below has occurred with respect to the applicant within the three years prior to the deadline for this assistance application.

- (a) Disallowance of any and/or all claim(s) to the board due to fraudulent claims or reporting; or
- (b) The filing of a civil action by the Attorney General for a violation of the False Claims Act, [Government Code section 12650](#) et. seq; or
- (c) Default on a board loan, as evidenced by written notice from board staff provided to the borrower of the default; or
- (d) Foreclosure upon real property loan collateral or repossession of personal property loan collateral by the board; or
- (e) Filing voluntary or involuntary bankruptcy, where there is a finding based on substantial evidence, that the bankruptcy interfered with the board contract, subcontract, grant or loan; or
- (f) Breach of the terms and conditions of a previous board contract, grant, loan, or any subcontract for a board agreement, resulting in termination of the board contract, grant, loan, or subcontract by the board or prime contractor; or
- (g) Placement on the board's chronic violator inventory established pursuant to Public Resources Code section 44104 for any owner or operator of a solid waste facility; or
- (h) The person, or any partner, member, officer, director, responsible managing officer, or responsible managing employee of an entity has been convicted by a court of competent jurisdiction of any charge of fraud, bribery, collusion, conspiracy, or any act in violation of any state or federal antitrust law in connection with the bidding upon, award of, or performance under any board contract, subcontract, grant or loan; or
- (i) The person or entity is on the list of unreliable persons or entities, or similar list, of any other federal or California state agency; or
- (j) The person or entity has violated an Order issued in accordance with section 14 California Code of Regulation 18304; or
- (k) The person or entity has directed or transported to, has or accepted waste tires at, a site where the operator is required to have but does not have a waste tire facility permit; or
- (l) The person or entity has transported waste tires without a waste tire hauler registration; or
- (m) The person or entity has had a solid waste facility or waste tire permit or a waste tire hauler registration denied, suspended or revoked; or
- (n) The person or entity has abandoned a site or taken a similar action which resulted in corrective action or the expenditure of funds by CIWMB to remediate, clean, or abate a nuisance at the site.

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CIWMB 243-TBAP (Rev. 3/09)

_____ **Confidential/Proprietary Information** - I/we understand that documents provided in this application and clearly marked as “confidential/proprietary information” (such as business financial information, business plan, marketing plan, business description containing confidential information, project proposal, and lease/purchase agreement) will be handled by the CIWMB pursuant to 14 CCR sections 17041 through 17406. I/we further understand that the CIWMB and all documents submitted to it are subject to the California Public Records Act (Govt. Code section 6250, et seq.).

Any person submitting documents to the CIWMB that he or she assert are “confidential” or “proprietary” shall provide the name, address, telephone number and e-mail address of the individual submitting the information to be contacted if the Board receives a request for disclosure of or seeks to disclose data claimed to be confidential.

_____ **Release and Indemnification** – I/we agree to indemnify and hold harmless The Corporation for Manufacturing Excellence (Manex) and the CIWMB, their agents, subcontractors, employees and assigns from any and all claims or causes of action arising from the Applicant’s use or other activities regarding the information, advice, technical help or other assistance provided to the Applicant. Additionally, as consideration for the assistance provided to the Applicant by Manex and the CIWMB, their agents, subcontractors, employees and assigns, the Applicant agrees that it will not assert any claims or causes of action of whatsoever nature against Manex and/or the CIWMB, their agents, subcontractors, employees and assigns resulting from, or in any way related to, assistance provided to the Applicant by Manex and/or the CIWMB, their agents, subcontractors, employees and assigns.

Note: Falsification under penalty of perjury may result in criminal and civil penalties. In addition, pursuant to the terms of the Grant Agreement, any misrepresentation to the above certification shall constitute a breach of contract that could result in non-payment of grant funds to the grantee; relinquishment by the grantee of funds previously paid; and/or placement of the grantee on the CIWMB’s Unreliable Contractors list.

X		
<i>Signature of Authorized Representative</i>		<i>Date</i>
<i>Print Name and Title</i>		<i>Title</i>
<i>Address (if different from Application)</i>	<i>Phone</i>	<i>E-mail</i>
X		
<i>Signature of Authorized Representative</i>		<i>Date</i>
<i>Print Name and Title</i>		<i>Title</i>
<i>Address (if different from Application)</i>	<i>Phone</i>	<i>E-mail</i>

Note: Signature is also required on last page, “Assistance Grant Agreement Cover Sheet”.

GENERAL CHECKLIST OF BUSINESS PERMITS, LICENSES AND FILINGS

CIWMB 669 (Revised 9/07)

GRANT APPLICANT/GRANTEE NAME		
GRANT NAME AND CYCLE	GRANT NUMBER, IF APPLICABLE	DATE SUBMITTED/UPDATED

Mark (✓ or X) appropriate box on each line below. All lines must be completed.

Note: This list is not all-inclusive. Grant Applicant/Grantee must list other critical permits/licenses/filings not identified below.

Grant Applicant/Grantee currently holds this valid permit/license/filing		
Grant Applicant/Grantee will modify and/or obtain this permit/license/filing		
This permit/license/filing is not applicable for this grant project or business		
		LOCAL PERMITS, LICENSES & FILINGS
		REGULATOR OR ISSUER
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Authority to Construct/Permit to Operate
		Air Quality Management District
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Building Construction Permit
		City or County
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Business License
		City or County
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Fictitious Business Name Filing
		County
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Land Use Permit/Zoning Clearance/Conditional Use Permit
		City or County
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Permit By Rule (PBR) for Permanent HHW Facilities or Temporary Collection Events
		City, County or Cal/EPA-DTSC
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Waste Hauler Permit
		City or County
		STATE PERMITS, LICENSES & FILINGS
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Antifreeze, Battery, Oil & Paint (ABOP) Notification
		CUPA or Cal/EPA-DTSC
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Corporate, Company or Partnership Filings
		Ca. Secretary of State
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Hazardous Waste Haulers Permit
		Cal/EPA – DTSC
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Industrial Activities Storm Water General Permit
		Cal/EPA – SWRCB
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Non-Profit Organization 501 (C) (3)
		Ca. Secretary of State
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Prop. 65 Safe Drinking Water & Toxic Enforcement Act
		Cal/EPA – OEHHA
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Solid Waste Facilities Permit
		Cal/EPA – CIWMB

GENERAL CHECKLIST OF BUSINESS PERMITS, LICENSES AND FILINGS

CIWMB 669 (Revised 9/07)

<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	State EPA Identification Number	Cal/EPA – DTSC
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Waste and Used Tire Hauler Registration	Cal/EPA – CIWMB
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Waste Discharge Requirements	Cal/EPA – SWRCB
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Waste Tire Facilities Permit	Cal/EPA – CIWMB
			FEDERAL PERMITS, LICENSES & FILINGS	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	US EPA – Identification Number	US EPA
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	US EPA – NPDES and/or NSR Permits	US EPA
			OTHER PERMITS, LICENSES & FILINGS	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>		

DO NOT submit copies of the permits/licenses/filings with this form. Please retain all permits/licenses/filings in grant file for audit purposes.

GENERAL CHECKLIST OF BUSINESS PERMITS, LICENSES AND FILINGS

CIWMB 669 (Revised 9/07)

<i>Comments/Notes:</i>

Mark (✓ or X) appropriate box below.

<input type="checkbox"/>	PRIVATE ENTITY CERTIFICATION: I declare under penalty of perjury under the laws of the State of California that the proposed grantee: 1) is in good standing and qualified to do business in the State; and 2) has or will comply with all applicable state, federal, and local laws, ordinances, regulations, license and permit requirements necessary for the proper performance of this grant; and 3) where compliance has not been met, I have attached a letter describing what has been done to achieve full compliance.
<input type="checkbox"/>	PUBLIC ENTITY CERTIFICATION: I declare under penalty of perjury under the laws of the State of California that the proposed grantee: 1) has or will comply with all applicable state, federal, and local laws, ordinances, regulations, license and permit requirements necessary for the proper performance of this grant; and 2) where compliance has not been met, have attached a letter describing what has been done to achieve full compliance.

Executed at: _____ on _____
City and State Date

X	
_____ <i>Signature Authority / Authorized Designee</i> <i>(as authorized in Resolution or Letter of Authority-LOA)</i>	_____ <i>Date</i>
_____ <i>Print Name</i>	_____ <i>Print Title</i>

Note: Falsification under penalty of perjury may result in criminal and civil penalties. In addition, pursuant to the terms of the grant agreement, any misrepresentations in the above certification shall constitute a breach of contract that could result in non-payment of grant funds to the grantee; relinquishment by the grantee of funds previously paid; termination of the grant; and/or placing the grantee on the Board's Unreliable Contractors List.