

FOREIGN ADVERSARY CERTIFICATION CONTRACT CLAUSE.

Please make sure the contract or contract renewal has the below clause inserted. For renewals, if the Contractor has already filled out a [Certification Form](#) and marked “No” on the box indicating they are not providing technical goods or services, a new Certification Form is not required, and you may simply attach the original Certification Form to the contract renewal.

Foreign Adversary Contracting Prohibition Act Certification. In accordance with the Foreign Adversary Contracting Prohibition Act, LB 1300, Nebraska Legislature (2024), codified under Neb. Rev. Stat. §73-901 to §73-907, a public entity shall require a company that submits a bid, or proposal, or enters into any contract or contract renewal with any public entity, to certify that the company is not a scrutinized company and will not subcontract with any scrutinized company for any aspect of performance of the contemplated contract; and that any products or services to be provided do not originate with a scrutinized company. As such the Contractor agrees to do one of the following:

- (A) If the Contractor is providing technology related goods or services under the Act, Contractor agrees to complete and sign a Certification Form as provided by the City certifying that the Contractor is not a scrutinized company and attach it to the Agreement; or
- (B) If the Contractor is not providing technology related goods or services under the Act, Contractor agrees to complete and sign a Certification Form as provided by the City certifying that the Contractor is not providing such services and is not subject to the Act; or
- (C) If the Contractor is providing technology related goods under the Act, and Contractor is a scrutinized company that qualifies under Neb. Rev. Stat. §73-906(2) as an exception for the provision of manufactured goods only, Contractor agrees to complete and sign a Certification Form as provided by the City certifying that the contractor is a scrutinized company that meets the exception provided under the Act.