

## **Supplement to form HUD 5369a, Representation, Certifications, And Other Statements of Bidders**

This is a supplement to the form HUD-5369-a, Representations, Certifications, and Other Statements of Bidders. The supplement amends the HUD form as follows:

1. **ADD the statement:**

This form HUD 5369-a, Representations, Certifications, and Other Statements of Bidders **must** be with the bid with all information completed and certified by the bidder as being accurate, complete, and current. Failure to submit this certification properly completed and executed will render the bidder non-responsive.

2. **ADD the statement:**

Contractor must be organized under the laws of the Commonwealth of Pennsylvania, or licensed to do business in the Commonwealth. RHA may request a copy of documents evidencing such organization or license prior to the execution of a contract.

3. **DELETE** Section 1. Certificate of Independent Price Determination, paragraph (d), (d) Non-collusive affidavit. (applicable to contracts for construction and equipment exceeding \$50,000)

**And replace with:**

(d) Non-collusive affidavit. (applicable to all contracts for construction and equipment) Each person, firm or agency submitting a bid/proposal shall execute an affidavit, in the form provided in the package, to the effect that he/she has not colluded with any other person, firm, or corporation in regard to any proposal submitted. Additionally, at the HA determination, the bidder may be required to submit a non-collusive affidavit for each of his/her subcontractors.

4. **DELETE** Section 12. Previous Participation Certificate (applicable to construction and equipment contracts exceeding \$50,000) (a) The bidder shall complete and submit with his/her bid the Form HUD-2530, "previous Participation Certificate." If the successful bidder does not submit the certificate with his/her bid, he/she must submit it within three (3) working days of bid opening. Failure to submit the certificate by that date may render the bid non-responsive. No contract award will be made without a properly executed certificate. (b) A fully executed "Previous Participation Certificate" [ ] is, [ ] is not included with the bid.

**REPLACE with:**

**12. Previous Participation Certificate.** A Previous Participation Certificate is not required to be submitted for this contract.

As additional requirements for certification of form HUD 5369a, Representations, Certifications, and Other Statements of Bidders, the bidder shall complete and execute the following certifications.

5. Non-collusive Affidavit form.
6. Certification for Business Concerns Seeking Section 3 Preference in Contracting and Demonstration of Capability.