

Subapplicant information

Name of federal agency **FEMA**
 Type of submission **Application**

COUNTY OF CUMBERLAND

117 DICK ST
 FAYETTEVILLE, NC 28301 United States

State	DUNS #	EIN #
NC	088571690	566000291

Subapplicant type **Local Government**
 Is the subapplicant subject to review by Executive Order 12372 Process? **No - Not covered**
 Is the subapplicant delinquent on any federal debt? **No**

Contact information

Subrecipient Authorized Representative (SAR)

Woodson Booth wbooth@co.cumberland.nc.us	Primary phone 9106787641 Work	Mailing address
Garry Crumpler gcrumpler@co.cumberland.nc.us	Primary phone 9104384069 Work	Mailing address

Point(s) of contact

Garry J Crumpler Emergency Mgt Coordinator gcrumpler@cumberlandcountync.gov	Primary phone 9104384069 Work Fax	Additional phones 9104896107 Mobile	Mailing address 131 Dick St, Fayetteville NC 28301
MR Woodson Booth Emergency Services Director wbooth@cumberlandcountync.gov	Primary phone 9106787641 Work Fax	Additional phones 9108508166 Mobile	Mailing address 131 Dick St. Fayetteville NC 28301

Community

Please provide the following information. If the Congressional district number for your community does not display correctly, please contact your State NFIP coordinator.

Add Communities

Please find the community(ies) that will benefit from this mitigation activity by clicking on the Find communities button. If needed, modify the Congressional District number for each community by entering the updated number under the U.S. Congressional District column for that community. When finished, click the Continue button. NOTE: You should also notify your State NFIP coordinator so that the updated U.S. Congressional District number can be updated in the Community Information System (CIS) database.

Community name	County code	CID number	CRS community	CRS rating	U.S. Congressional District
CUMBERLAND COUNTY *	051	370076	Y	8	1,7
EASTOVER, TOWN OF	051	370425	N		
FALCON, TOWN OF	051,163	370412	N		2,7
FAYETTEVILLE, CITY OF	051	370077	N		2,7
GODWIN, TOWN OF	051	370533	N		
HOPE MILLS, TOWN OF	051	370312	N		1,2,7
LINDEN, TOWN OF	051	370538	N		
SPRING LAKE, TOWN OF	051	370484	N		7,8
STEDMAN, TOWN OF	051	370534	N		
WADE, TOWN OF	051	370532	N		

Please provide any additional comments below (optional).

The Cumberland County Solid Waste Management operates the Wilkes Road Treatment and Processing Facility. The facility processes yard waste, trees, and post storm debris for all nine municipalities and unincorporated Cumberland County.

Attachments

Filename	Date uploaded	Uploaded by	Label	Description	Action
CumberlandCounty.pdf	11/13/2022	gcrumpler@co.cumberland.nc.us	Community Attachments	File contains a map of Cumberland County.	

Mitigation plan

Please provide your plan information below.

Is the entity that will benefit from the proposed activity covered by the current FEMA approved multi-hazard mitigation plan in compliance with 44 CFR Part 201? **Yes**

Please provide plan detail

Plan name	Plan type	Plan approval date
Cumberland Hoke Regional Hazard Mitigation Plan	Local Multijurisdictional Multi-Hazard Mitigation Plan	06/23/2021

Proposed activity description

C3: Conduct a infrastructure vulnerability assessment regarding all hazards to identify priority needs for updating ill-designed or outdated critical infrastructure. With current and projected natural hazard occurrences, it is essential to have an accurate and comprehensive understanding of the current conditions of critical facilities to ensure the ability to continue to provide for basic needs such as water and electrical supplies, transportation routes, waste management, etc.

Please provide any additional comments below (optional).

Attachments

Filename	Date uploaded	Uploaded by	Label	Description	Action
Cumberland_Hoke_HazardMitigationPlan.pdf	11/13/2022	gcrumpler@co.cumberland.nc.us	Mitigation Plan Attachments	File contains the Cumberland-Hoke Regional Hazard Mitigation Plan.	

Scope of work

The project Scope of Work (SOW) identifies the eligible activity, describes what will be accomplished and explains how the mitigation activity will be implemented. The mitigation activity must be described in sufficient detail to verify the cost estimate. All activities for which funding is requested must be identified in the SOW prior to the close of the application period. FEMA has different requirements for project, planning and management cost SOWs.

Subapplication title (include type of activity and location)

Comprehensive Vegetative Waste and Emergency Debris Management Plan

Activities

Primary activity type

Planning related activities

Secondary activity type (Optional)

New plan

Secondary sub-activity type

Other plan

If Other please specify

Comprehensive Vegetative Waste and Emergency Debris Management Plan

Tertiary activity type (Optional)

Partnerships

Tertiary sub-activity type

Assess needs

Geographic areas description

Cumberland County, located in the upper coastal plains of North Carolina, is distinctively known as the "Sandhills." Within Fort Bragg, the northwestern section of Cumberland County has elevations of over 400 feet. However, elevations in the southeastern area of Cumberland County tend to be 100 feet or less. The Cape Fear River runs through Cumberland County from north to south. The elevation of the river is approximately 35 feet above sea level. Land on the western side of the river is dissected by several streams flowing into the Cape Fear River. There are nine municipalities within the County: The City of Fayetteville and the Towns of Hope Mills, Spring Lake, Eastover, Stedman, Wade, Falcon, Godwin, and Linden.

Hazard sources

Primary hazard source

Uncategorized

If Uncategorized please specify

Debris Management

Secondary hazard source (optional)

Tropical cyclone (Hurricane/Typhoon)

Tertiary hazard source (optional)

Implementation process description

Cumberland County, along with help from community partners, will collect data on composting needs and demands, and will estimate a market value of the proposed product. Using that data, along with historical records, the county will identify the desired capacity for the site and prepare a plan identifying proposed technologies and project costs based on this capacity. Next, the county will complete a cost benefit analysis for the project based on

these construction costs versus current operating costs. The county will also consider the current limitations of the site and its financial implications, such as the cost of excess debris, including storm debris, that cannot be processed on site. This debris will have to be hauled and processed at another site or potentially landfilled.

Primary sources description

The proposed project is a capacity and capability building project for a 20-year Comprehensive Vegetative Waste Management Plan to evaluate the current operation of the Wilkes Road facility. Currently, the facility's primary function is to create biomass for combustion (boiler fuel). The facility wants to evaluate transitioning from biomass production to composting because of site limitations, limited markets, and to improve the ability to respond to disasters. This concept would benefit the community by recycling their waste into a desirable product while improving the facility's resiliency to recover from disasters. Currently, the facility uses two horizontal grinders and one trommel screen to process approximately 35,000 tons of compostable material annually. This material is then sold as biomass used primarily as boiler fuel to various outlets in North and South Carolina. Compost is created as a byproduct from the fines separated in the screening process. This material is blended with soil for use at the Ann Street Landfill as alternate daily cover. While these are good uses of the material, the boiler fuel markets are subject to equipment upsets and periodic shutdowns for maintenance. Over the past few years, the demand for boiler fuel from the facility has decreased. Fresh land clearing debris is a better alternative to the leaves, pine straw, and clippings that the facility receives. The material is better suited for compost, but the facility has site limitations with current operations. This study will identify the infrastructure and costs needed for aerated static pile composting and in-vessel composting. Improvements would include new equipment, structures, and paving of processing areas. The advantages of aerated static pile composting are to reduce the time required to produce a marketable material. Currently, the compost method used is static pile composting without mechanical aeration which requires much longer processing times, as much as three times longer. In-vessel composting would increase the waste streams that could be accepted at the facility, particularly those associated with disasters. To make the transition from biomass production to compost production would require the construction of new composting equipment, including forced air systems and paving of the facility. This would reduce production times while generating a higher quality, more marketable compost. These improvements would also expand the types of compostable waste the facility can accept. Increased production capacity is critical for disaster events when waste volumes increase. For example, in the three months prior to Hurricane Matthew, the average monthly vegetative debris tonnage was 4,500, the vegetative tonnage for October 2016 when the hurricane hit was 9,356, and the average monthly vegetative debris tonnage for November 2016 to January 2017 was 6,430. These numbers do not include increases in tonnage for compostable items that went to the municipal solid waste landfill or construction and debris landfill. These items include food waste, agricultural, sheetrock, and other putrescible materials. The alternative to managing the materials on site is to grind and truck these materials to a permitted composting facility that will accept them which is greater than 50 miles away. The facility has space limitations. Static pile composting requires ample space because of the length of time required for processing. Compost facilities are difficult to site. The current location is ideal because of its central location in Cumberland County. The facility has received Notice of Violations for improperly stored material because of accumulated piles for the raw materials and the processed materials due to equipment failures and increased volumes associated with storms. Large piles of intake material or processed materials are not allowed in the current facility permit and can cause a fire hazard. The facility's

Staff and resources description

The activity will be managed and completed by Cumberland County. The County has extensive experience with static pile composting at the facility. The County is currently managing a pilot project for a small scale static aerated pile. The County will also rely on community partners including NC Department of Environmental Health Division of Environmental Assistance and Customer Service (DEACS), Sustainable Sandhills, Fort Bragg, NC Department of Agriculture (NCDA), and Cumberland County Citizens at-large. It is anticipated that these partners will provide technical and marketing assistance.

Additional comments (optional)

Attachments

Filename	Date uploaded	Uploaded by	Label	Description	Action
BRIC2022Criteria1_RiskReductionResilienceEffectiveness.pdf	11/18/2022	gcrumpler@co.cumberland.nc.us	Scope of Work Attachments	Risk Reduction/Resilience Effectiveness	
BRIC2022Criteria3_ImplementationMeasures.pdf	11/18/2022	gcrumpler@co.cumberland.nc.us	Scope of Work Attachments	Implementation Measures	
BRIC2022Criteria5_communitycoordinator.pdf	11/18/2022	gcrumpler@co.cumberland.nc.us	Scope of Work Attachments	Community Engagement and Outreach	
BRIC2022Criteria4_PopulationImpacted.pdf	11/18/2022	gcrumpler@co.cumberland.nc.us	Scope of Work Attachments	Population Impacted	

Schedule

Specify the work schedule for the mitigation activities.

Add tasks to the schedule

Please include all tasks necessary to implement this mitigation activity; include descriptions and estimated time frames.

Task Name Grant Award/Issue Request for Qualification	Start Month 1	Task Duration (in Months) 1 months	Task Description The Cumberland County Solid Waste and Emergency Services Department will present the grant award to the Cumberland County Board of Commissioners for acceptance. After bid acceptance, the County will issue a Request for Qualification.
Task Name Receive Responses	Start Month 2	Task Duration (in Months) 2 months	Task Description The County will evaluate responses received from the Request for Qualifications.
Task Name Contract Approval/Issue Notice to Proceed	Start Month 4	Task Duration (in Months) 5 months	Task Description The County will develop a contract for the contractor to provide services as outlined in the Request for Qualification. Once the contract passes financial and legal sufficiency, the contractor will be given the notice to proceed. The contractor will start a review of existing operations and establish capacity baseline. Additionally, a market analysis, partner engagement, and public participation will begin.
Task Name Technical Review of Alternatives	Start Month 9	Task Duration (in Months) 6 months	Task Description The contractor will complete a technical review of alternatives and develop a preliminary engineering report.
Task Name Financial Review	Start Month 15	Task Duration (in Months) 6 months	Task Description The contractor will complete a financial review of options and pro-forma preparations, as well as cost benefit analysis.

Task Name Development of Draft Report	Start Month 21	Task Duration (in Months) 2 months
Task Description The contractor will develop a draft report incorporating both a PowerPoint presentation and website development.		

Task Name Draft Presentation	Start Month 23	Task Duration (in Months) 1 months
Task Description A draft presentation will be presented to County Management. County Management will provide recommendations for adjusting the presentation before it presented to the Board of Commissioners.		

Task Name Presentation to BOC and Completion	Start Month 24	Task Duration (in Months) 1 months
Task Description The plan will be presented to the Cumberland County Board of Commissioners and the Public for additional comments and plan acceptance.		

Estimate the total duration of your proposed activities (in months). **24**

Proposed project start and end dates

Start Date **2023-08-01**
End Date **2025-08-01**

Budget

Budget cost estimate and management cost (optional) should directly link to your scope of work and work schedule. You must add at least one item(s) greater than \$0 for your cost estimate. Once you have added item(s) for your cost estimate, you may then add the item(s) for management cost (optional). As necessary, please adjust your federal/non-federal cost shares and add the non-federal funding source(s) you are planning to use this project. Once you have completed this section, please click the Continue button at the bottom of this page to navigate to the next section.

Add budget cost types and item(s)

Click the Add cost type button below to add cost type cost estimate and then click the Add item(s) button to add the item(s) for the cost estimate. After adding items to your cost estimate, you may then select Add cost type button again to add management costs (optional) and applicable items.

Grand total: \$157,500.00

Budget type: Non construction

▶ Cost type: Cost estimate	\$150,000.00
▶ Cost type: Management cost	\$7,500.00

Program income (optional)

Cost share

Cost share or matching means the portion of project costs not paid by federal funds.

Proposed federal vs. non-federal funding shares

Hazard mitigation assistance (HMA) funds may be used to pay up to 75% federal share of the eligible activity costs. Building Resilient Infrastructure and Communities (BRIC) and small impoverished communities may be eligible for up to 90% federal share. Flood Mitigation Assistance (FMA) and severe repetitive loss (SRL) properties may be eligible for up to 100% federal share. Repetitive loss (RL) properties may be eligible for up to 90% federal share.

[Is this an Economically Disadvantaged Rural Community?](#)

This determines your federal/non-federal share ratio.
Yes

	% Percentage	Funding amount
Proposed federal share	76.19	120000.00
Proposed non-federal share	23.81	37500.00
Total available funding		157,500.00

Non-federal funding sources here

That portion of the total costs of the program provided by the non-federal entity in the form of in-kind donations or cash match received from third parties or contributed by the agency. In-kind contributions must be provided and cash expended during the project period along with federal funds to satisfy the matching requirements.

Funding source	Funding amount	% Non-federal share by source
▶ Funding source: County Contribution	100.00%	\$37,500.00

Please provide any additional comments below (optional).

Attachments

Filename	Date uploaded	Uploaded by	Label	Description	Action
CumberlandCounty_Fundingmatch.pdf	01/06/2023	gcrumpler@co.cumberland.nc.us	Budget Attachments	Funding Commitment Letter	

Evaluation

Is the applicant participating in the Community Rating System (CRS) ?	Yes
Select rating.	8
Is the applicant a Cooperating Technical Partner (CTP) ?	Yes
Was this application generated from a previous FEMA HMA Advance Assistance or Project Scoping award or any other federal grant award, or the subapplicant is a past recipient of Building Resilient Infrastructure and Communities (BRIC) non-financial Direct Technical Assistance?	No
Has the applicant adopted building codes consistent with the international codes ?	Yes
Year of building code	2018
Please provide the building code.	North Carolina State Building Code
Have the applicant's building codes been assessed on the Building Code Effectiveness Grading Schedule (BCEGS) ?	Yes
Select rating.	4
Describe involvement of partners to enhance the mitigation activity outcome.	Cumberland County will leverage the extensive knowledge of staff as well as hold multiple partner and community engagement sessions.
Describe how this planning activity benefits your community and how the plan/data will be used to promote resiliency.	The project would benefit the community by developing concepts for recycling waste into a desirable renewable product while improving the community's ability to recover from disasters by developing methods best practices and methods for disaster debris disposal.
Additional comments (optional)	The project would benefit the community by developing concepts for recycling waste into a desirable renewable product while improving the community's ability to recover from disasters by developing methods, best practices, and strategies for disaster debris disposal.

Attachments

Filename	Date uploaded	Uploaded by	Label	Description	Action
BRIC2022Criteria2_Futureconditions.pdf	11/18/2022	gcrumpler@co.cumberland.nc.us	Evaluation Attachments	Climate Change and Future Conditions	
BRIC2022Criteria6_Leveraging_Partners.pdf	11/18/2022	gcrumpler@co.cumberland.nc.us	Evaluation Attachments	Leveraging Partners	

Comments & attachments

▶ Community	1 comment, 1 attachments
▶ Mitigation plan	0 comment, 1 attachments
▶ Scope of work	0 comment, 4 attachments
▶ Budget	0 comment, 1 attachments
▶ Evaluation	1 comment, 2 attachments

Assurances and certifications

OMB Number: 4040-0007, Expiration Date: 02/28/2025 [View burden statement](#)

SF-424B: Assurances - Non-Construction Programs

OMB Number: 4040-0007
 Expiration Date: 02/28/2025

Certain of these assurances may not be applicable to your project or program. If you have any questions, please contact the awarding agency. Further, certain Federal awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

- Has the legal authority to apply for Federal assistance and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project cost) to ensure proper planning, management and completion of the project described in this application.
- Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
- Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
- Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
- Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards for merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
- Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee- 3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and, (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.
- Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.

8. Will comply, as applicable, with provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
9. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333), regarding labor standards for federally-assisted construction subagreements.
10. Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
11. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (F.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
12. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
13. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).
14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. §§2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.
16. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.
19. Will comply with the requirements of Section 106(g) of the Trafficking Victims Protection Act (TVPA) of 2000, as amended (22 U.S.C. 7104) which prohibits grant award recipients or a sub-recipient from (1) Engaging in severe forms of trafficking in persons during the period of time that the award is in effect (2) Procuring a commercial sex act during the period of time that the award is in effect or (3) Using forced labor in the performance of the award or subawards under the award.

Certifications regarding lobbying

OMB Number: 4040-0013

Expiration Date: 02/28/2025

Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure of Lobbying Activities," in accordance with its instructions.
3. The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly. This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Statement for Loan Guarantees and Loan Insurance

The undersigned states, to the best of his or her knowledge and belief, that:

If any funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this commitment providing for the United States to insure or guarantee a loan, the undersigned shall complete and submit Standard Form-LLL, "Disclosure of Lobbying Activities," in accordance with its instructions. Submission of this statement is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required statement shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.