[date]

Office of Labor Management Standards

Division of Statutory Programs

United States Department of Labor

200 Constitution Avenue, N.W.

Washington, D.C. 20210

[OLMS-DSP@dol.gov](mailto:OLMS-DSP@dol.gov)

RE: FTA GRANT APPLICATION UNDER THE OTHER THAN URBANIZED PROGRAM

[Name of State Agency]

[FAIN project number assigned by FTA]

Dear OLMS Director:

The Grantee, [Name of State Agency] (“State Agency”), has made application to the Federal Transit Administration, pursuant to Section 5311 of the Federal Transit Act, as amended, for a mass transportation grant to assist in operating and/or capital expenses.

The State Agency ensures that the terms and conditions of the January 3, 2011 Special Warranty Arrangement (Special Warranty) shall apply for the protection of the employees of any employer providing transportation services assisted by the Project ("Recipient"), and the employees of any other surface public transportation providers in the transportation service area of the Project. Accordingly, the Special Warranty shall be made part of the contract of assistance between the State Agency and the U.S. Department of Transportation, by reference, and shall be binding and enforceable by and upon the parties thereto, by any covered employee or his representative.

The State Agency hereby certifies that the Recipients (any employer providing transportation services assisted by the Project) have indicated in writing, acceptance of the terms and conditions of the Special Warranty. Such acceptance will be sufficient to permit the release of Section 5311 funding in the absence of a finding of non-compliance by the Department of Labor. As a precondition to the release of assistance to any Recipient, these written acceptances and the terms and conditions of the Special Warranty shall be incorporated into the contract of assistance between State Agency and each respective Recipient, by reference. The State Agency maintains these records on file with the grant application.

Additionally, pursuant to 29 CFR 215.7(1) the grant application includes the attached listing of Recipients, and a labor section identifying labor organizations representing transit employees of each Recipient, the labor organizations representing employees of other transit providers in the service area, and a list of those transit providers.

[Signed by the State Agency/Grantee]