



MONTANA BEAD MAIN ROUND PROGRAMMATIC REQUIREMENTS AND REPORTING

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INTRODUCTIONS

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PURPOSE AND AGENDA

Purpose

- This session will provide an overview of the various programmatic, managerial, labor, and regulatory requirements that will be included in the Main Round application as well as future reporting requirements.

Agenda

- BEAD Overview
- Organizational Capacity and Risk
- Project Staffing and Labor Requirements
- Minimum Qualifications and Compliance with Applicable Laws
- Other Application Requirements
- Reporting Requirements



BEAD PROGRAM OVERVIEW

- The Broadband Equity, Access, and Deployment (BEAD) Program is designed to expand high-speed internet access by funding planning, infrastructure deployment, and adoption programs across the country.
- The State of Montana was awarded \$628 million in BEAD funding to connect all unserved locations in the state with reliable and affordable broadband.
- The ConnectMT Broadband Office will execute the subgrantee selection process across three phases
 - Map Challenge Process: Nonprofits, ISPs, and local governments can submit challenges to the broadband map
 - Prequalification: Applicants will submit materials for prequalification to meet the BEAD minimum eligibility requirements
 - Main Round Application: Once prequalification is completed, applicants will be invited to submit proposals for projects as part of the main round



2024 PROGRAM TIMELINE



All dates are estimated and subject to change



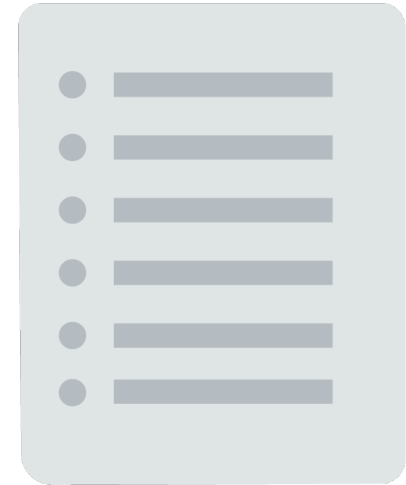
MAIN ROUND OVERVIEW

Purpose

- The purpose of the Main Round Application is to allow prequalified applicants to submit detailed project proposals for consideration under the Broadband Equity, Access, and Deployment Program (BEAD)

Subgrantee Eligibility Requirements

- To receive BEAD funding, subgrantees must
 - Meet mandated financial requirements
 - Demonstrate the capability to provide broadband service in MT
 - Propose a project that will provide 100/20 service to all locations within service area within timeline
 - Certify ability to comply with all requirements mandated by NTIA and the State of Montana



ORGANIZATIONAL CAPACITY

Organizational Capacity Summary

- Applicants will be asked if they wish to update the following documents that were submitted during the Prequalification Round
 - Resumes of management key personnel
 - Narrative detailing company's managerial approach
 - Organizational chart
 - Detail of prior experience for recent broadband projects
 - State and federal registrations
 - List of all broadband deployment projects
- For Main Round, applicants are asked to provide project-specific information such as resumes for key project staff.
- Each applicant must upload a legal opinion certifying that they possess the operational capability to carry out the funded activities within the timeline and terms set by the subgrant agreement.



ORGANIZATIONAL RISK

Organizational Risk Summary

- Applicants can update information with regards to Cybersecurity and Supply Chain Risk Management.
- Applicants will be presented with a series of compliance questions designed to address the risk level of the applicant. Topics will include
 - Internal controls and organizational policies
 - Financial status of organization
 - Oversight, bankruptcy, and debarment



LABOR AND STAFFING REQUIREMENTS

Labor and Staffing Summary

- All BEAD recipients and sub-recipients must provide a plan to comply with all applicable labor regulations.
- Scoring
 - Details of their past compliance with federal fair labor laws
- General application questions:
 - Approach to project staffing and if the workforce is directly employed, subcontracted, or both, including details on the size of its workforce, the job titles of its workers, and the entity that will employ each portion of the workforce (e.g., the applicant, contractors, subcontractors).



RECRUITMENT AND SUBCONTRACTING

Recruitment and Subcontracting Summary

- Applicants will be asked to provide information detailing their staffing and subcontracting policies and procedures.

Application Components

- Organization's plan to recruit employees that would be appropriate for this project with relevant expertise.
- Organization's subcontracting plan and how they will ensure subcontracting staff meets qualifications.



CREDENTIALING

Credentialing Summary

- Applicants will be asked to describe how they will ensure that all employees have the appropriate and required credentials.

Application Components

- Organization plans to ensure all members of workforce have necessary credentials
- Certification confirming that organization has employed the appropriate personnel for the proposed project
- Certifications required for staff deployment projects as mandated by state and federal law
- During the main round, potential subgrantees must provide a narrative that details the steps they will take to ensure that all members of its project workforce have the appropriate credentials
- The applicant should also note any on-the-job training programs it offers



EMPLOYEE HEALTH AND SAFETY

Employee Health and Safety Summary

- During the main round, applicants will also be required to upload any documentation demonstrating that they have communicated these rights to workers.



OTHER CONSIDERATIONS

Prevailing Wages Summary

- Although not mandatory, subgrantees are encouraged to provide prevailing wages and benefits to their workers through the scoring process.

Build America, Buy America Summary

- All organizations receiving funding from the BEAD program are required to comply with Build America, Buy America (BABA).
- In general, compliance with BABA will be required for all recipients of grant funding; however, the Department of Commerce has published several waivers for certain materials and situations.
- The currently approved BABA waivers for the BEAD program are
 - Optical line terminals and remote optical line terminals; OLT line cards; Optic pluggable; Standalone optical network terminals and optical network units, where DOC waives the 55% cost of components requirement and provides specific guidance regarding manufacturing processes that must occur in the United States; and passive optical equipment

Participation in ACP Summary

- Recipients of BEAD funding will be required to participate in the Affordable Connectivity Program (ACP) or any successor program.



TRIBAL CONSENT

Tribal Consent Summary

- Montana must include a Resolution of Consent from each Tribal Government, from the Tribal Council, or other governing body, upon whose Tribal Lands the infrastructure will be deployed as part of the Final Proposal.

Application Requirement

- Applicants must either submit a resolution of consent with their Main Round application or submit evidence of the initiation of those proceeding with a commitment of providing such consent by the time of provisional selection.
- If you are proposing a project on Tribal lands, please reach out to Director Misty Kuhl, Department of Indian Affairs, State of Montana at misty.kuhl@mt.gov and cc the ConnectMTTechAssistance@mt.gov website to help facilitate the process of coordinating with Tribal leadership.



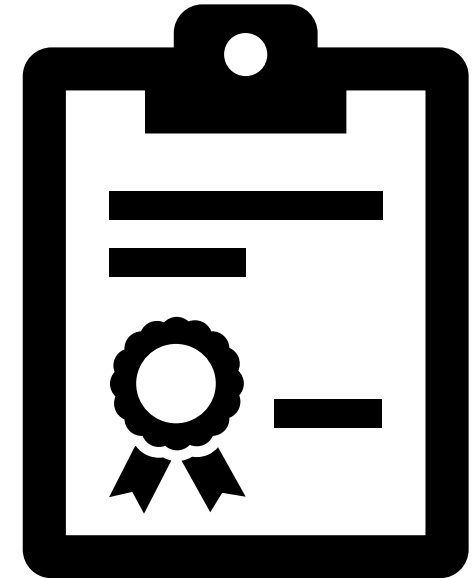


REPORTING REQUIREMENTS

SUBGRANTEE REPORTING

Subgrantee Reporting Summary

- Submit to Eligible Entity, at least semiannually, for the duration of the subgrant to track the effectiveness of the use of funds provided
- Eligible Entity may add additional reporting requirements or increase the frequency of reporting (with approval of the Assistant Secretary)
- Eligible Entity must make reports available to NTIA upon request



SUBGRANTEE REPORTING REQUIREMENTS

Subgrantee Reporting Requirements Summary

- Description of each type of project and/or other eligible activities carried out using the subgrant and the duration of the subgrant
- A list of addresses or location identifications (including the Broadband Serviceable Location Fabric established under 47 U.S.C. 642(b)(1)(B)) that constitute the service locations that will be served by the broadband infrastructure to be constructed and the status of each project
- Identification of new locations served within each project area at the relevant reporting intervals, and service taken (if applicable)



SUBGRANTEE REPORTING REQUIREMENTS

Subgrantee Reporting Requirements Summary

- Identification of whether each address or location is residential, commercial, or a community anchor institution
- Description of the types of facilities that have been constructed and installed
- Description of the peak and off-peak actual speeds of the broadband service being offered
- Description of the maximum advertised speed of the broadband service being offered



SUBGRANTEE REPORTING REQUIREMENTS

Subgrantee Reporting Requirements Summary

- Description of the non-promotional prices, including any associated fees, charged for different tiers of broadband service being offered
- List of all interconnection agreements that were requested, and their current state
- The number and value of contracts and subcontracts awarded by the Subgrantee disaggregated by recipients of those contracts or subcontracts that are Minority Business Enterprises (MBE) or Women's Business Enterprises (WBE)



SUBGRANTEE REPORTING REQUIREMENTS

Subgrantee Reporting Requirements Summary

- Any other data that would be required to comply with the data and mapping collection standards of the Commission under Section 1.7004 of title 47, Code of Federal Regulations, or any successor regulation, for broadband infrastructure projects
- Inclusion of an SF-425, Federal Financial Report and meeting the requirements described in the [Department of Commerce Financial Assistance Standard Terms and Conditions](#), Section A.01 for Financial Reports
- Compliance with any other reasonable reporting requirements determined by the Eligible Entity to meet the reporting requirements established by the Assistant Secretary, and certification that the information in the report is accurate



SUBGRANTEE REPORTING REQUIREMENTS

- Subgrantees must carry out public awareness campaigns using a variety of communication media
- Subgrantees shall provide public notice, online and through other means, that the network has been deployed and share that public notice with the Eligible Entity.



SUBGRANTEE REPORTING REQUIREMENTS

Subgrantee Reporting Requirements Summary

- *For projects over \$5,000,000 (based on expected total cost):*
 - Certification that laborers and mechanics employed by contractors or subcontractors working on the project are paid wages at rates not less than those prevailing, as determined by the U.S. Secretary of Labor in accordance with the Davis-Bacon Act or by the appropriate State entity pursuant to a corollary State prevailing-wage-in-construction law
 - If such certification is not provided, the Subgrantee must provide a **project employment and local impact report**
 - Certification that a project either will use a unionized project workforce or include a project labor agreement, meaning a pre-hire collective bargaining agreement consistent with section 8(f) of the National Labor Relations Act (29 U.S.C. 158(f))
 - If such certification is not provided, the Subgrantee must provide a **project workforce continuity plan**



PROJECT EMPLOYMENT AND LOCAL IMPACT REPORTING REQUIREMENTS

Project Employment Reporting Summary

- The number of contractors and sub-contractors working on the project
- The number of workers on the project hired directly and hired through a third party
- The wages and benefits of workers on the project by classification
- Whether those wages are less than prevailing wage rates



PROJECT WORKFORCE CONTINUITY PLAN REQUIREMENTS

Project Workforce Continuity Plan Summary

- Steps taken and to be taken to ensure the project has ready access to a sufficient supply of appropriately skilled and unskilled labor to ensure construction is completed in a competent manner throughout the life of the project. This includes a description of any required professional certifications and/or in-house training, Registered Apprenticeships or labor-management partnership training programs, and partnerships with entities like unions, community colleges, or community-based groups.
- Steps taken and to be taken to minimize risks of labor disputes and disruptions that would jeopardize timeliness and cost-effectiveness of the project.



PROJECT WORKFORCE CONTINUITY PLAN REQUIREMENTS

Project Workforce Continuity Plan Summary

- Steps taken and to be taken to ensure a safe and healthy workplace that avoids delays and costs associated with workplace illnesses, injuries, and fatalities, including descriptions of safety training, certification, and/or licensure requirements for all relevant workers (e.g., OSHA 10, OSHA 30, confined space, traffic control, or other training required of workers employed by contractors), including issues raised by workplace safety committees and their resolution
- The name of any subcontracted entity performing work on the project, and the total number of workers employed by each such entity, disaggregated by job title
- Steps taken and to be taken to ensure that workers on the project receive wages and benefits sufficient to secure an appropriately skilled workforce in the context of the local or regional labor market



PROGRAMMATIC REQUIREMENTS AND REPORTING Q&A



Q&A



PROGRAM CONTACTS

BEAD Program Information: <https://connectmt.mt.gov>

Initial Proposal Volumes 1 and 2: <https://connectmt.mt.gov/IIJA/Funding>

Frequently Asked Questions: <https://connectmt.mt.gov/IIJA/FAQ>

Technical Assistance Email: ConnectMTTechAssistance@mt.gov

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