

**Addendum to 2020 Toward Zero Deaths (TZD) Enforcement  
Grant Agreement Number: A-ENFRC20-2020-MARSHAPD-011**

These are addenda to the agreement between the Minnesota Department of Public Safety, Office of Traffic Safety and the Marshall Police Department dated 9/30/2019.

The undersigned parties hereby agree to the following and make the following additions to Federal and State Provisions in the Program Guidelines of said agreement:

Common Rule: [49 CFR Part 18.37](#) specifically (2)

**NONDISCRIMINATION**

The State highway safety agency:

- Will take all measures necessary to ensure that no person in the United States shall, on the ground of race, color, national origin, disability, sex, age, limited English proficiency, or membership in any other class protected by Federal Nondiscrimination Authorities, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any of its programs or activities, so long as any portion of the program is Federally-assisted;
- Will administer the program in a manner that reasonably ensures that any of its sub recipients, contractors, subcontractors, and consultants receiving Federal financial assistance under this program will comply with all requirements of the Non-Discrimination Authorities identified in the assurance;
- Agrees to comply (and require its sub recipients, contractors, subcontracts, a consultant to comply) with all applicable provisions of law or regulation governing US DOT's or NHTSA's access to records, accounts, documents, information, facilities, and staff, and to cooperate and comply with any program or compliance reviews, and /or complaint investigation conducted by US DOT or NHTSA under any Federal Nondiscrimination Authority;
- Acknowledges that the United States has a right to seek judicial enforcement with regard to any matter arising under these Non-Discrimination Authorities and this Assurance;

“During the performance of this contract/ funding agreement, the contract / funding recipient agrees -

- a) To comply with all Federal nondiscrimination laws and regulations, as may be amended from time to time;
- a) Not to participate directly or indirectly in the discrimination prohibited by any Federal non-discrimination law or regulation, as set forth in appendix B of 49 CFR PART 21 herein;
- b) To permit access to its books, records, accounts, other sources of information, and its facilities as required by the State highway safety office, US DOT or NHTSA;

- c) That, in the event a contractor / funding recipient fails to comply with any nondiscrimination provisions in the contract/ funding agreement, the State highway safety agency will have the right to impose such contact/agreement sanctions as it or NHTSA demine are appropriate, including but not limited to withholding payments to the contractor/ funding recipient under the contract / agreement until the contractor/ funding recipient complies; and / or cancelling, terminating , or suspending a contract or funding agreement in whole or in part; and
- d) To insert this, including paragraphs (a) through (e), in every subcontract and sub agreement and in every solicitation for a subcontract or sub-agreement, which receives Federal funds under this program.

No other terms or conditions of the agreement are changed as a result of this addendum.

**1. GRANTEE**

*The Grantee certifies that the appropriate person(s) have executed the grant contract on behalf of the Grantee as required by applicable articles, bylaws, resolutions, or ordinances.*

**By:**

\_\_\_\_\_  
**Title:**

\_\_\_\_\_  
**Date:**

**2. STATE AGENCY**

**By:**

\_\_\_\_\_  
**Title:**

\_\_\_\_\_  
**Date:**