**GFO-21-402**

**California Automated Permit Processing Program**

**Addendum 03**

**March 16, 2023**

The purpose of this addendum is to make the following revisions to Attachment 2 (Terms and Conditions).

The addendum includes the following corrections to statutory references in the Terms and Conditions. Added language appears in **bold underlined** font and deleted language appears in strikethrough and within square brackets.

Page 2-3 of the Terms and Conditions, Item 6 (Drug-Free Workplace Certification):

Drug-Free Workplace Certification

**By signing this Agreement, the Recipient certifies under penalty of perjury under the laws of the State of California that it will comply and will ensure its subcontractors will comply with the requirements of the Drug-Free Workplace Act of 1990 (Government Code Section 8350 et seq.).  In addition to any other rights and remedies available to the CEC, failure to comply with these requirements may result in suspension of payments under the Agreement or termination of the Agreement or both, and the Recipient may be ineligible for any future state awards if the CEC determines that any of the following has occurred: (1) the Recipient has made false certification, or (2) violates the certification by failing to carry out the requirements of the Act.**

[~~By signing this Agreement, the Recipient certifies under penalty of perjury under the laws of the State of California that it will comply with the requirements of the Drug-Free Workplace Act of 1990 (Government Code Section 8350 et seq.) and will provide a drug-free workplace by taking the following actions:~~

1. ~~Publish a statement notifying employees that unlawful manufacture, distribution, dispensation, possession, or use of a controlled substance is prohibited, and specifying actions to be taken against employees for violations as required by Government Code Section 8355(a).~~
2. ~~Establish a Drug-Free Awareness Program as required by Government Code Section 8355(b) to inform employees about all of the following:~~

~~• The dangers of drug abuse in the workplace;~~

~~• The person’s or organization’s policy of maintaining a drug-free workplace;~~

~~• Any available counseling, rehabilitation, and employee assistance programs; and~~

~~• Penalties that may be imposed upon employees for drug abuse violations.~~

1. ~~Provide, as required by Government Code Section 8355(c), that every employee who works on the proposed project:~~

~~• Will receive a copy of the company's drug-free policy statement; and~~

~~• Will agree to abide by the terms of the company's statement as a condition of employment on the project.~~

~~In addition to any other rights and remedies available to the CEC, failure to comply with these requirements may result in suspension of payments under the Agreement or termination of the Agreement or both, and the Recipient may be ineligible for any future state awards if the CEC determines that any of the following has occurred: (1) the Recipient has made false certification, or (2) violates the certification by failing to carry out the requirements as noted above.~~]

**Kevyn Piper**

**Commission Agreement Officer**

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