

TEXAS FACILITIES COMMISSION  
FEDERAL SURPLUS PROPERTY PROGRAM (FSP)  
P.O. Box 13047, Austin, Texas 78711  
TEL: (512) 463-2688 - FAX: (512) 236-6173  
EMAIL: [federal.surplus@tfc.state.tx.us](mailto:federal.surplus@tfc.state.tx.us)  
[www.tfc.state.tx.us/fsp](http://www.tfc.state.tx.us/fsp)

## APPLICATION FOR ELIGIBILITY

### INSTRUCTIONS FOR COMPLETING THE APPLICATION FOR ELIGIBILITY FORM TO RECEIVE FEDERAL SURPLUS PROPERTY (41 CFR 101-44.207)

*See pages 7-11 for list of required supporting documentation that must be submitted with application.*

**All donees\* must reapply every three (3) years. To reapply, a donee must submit a completed Application for Eligibility along with all required supporting documentation. (\*donee = the applicant organization)**

#### **Instructions for completing page 2:**

**SECTION I:** Provide the full legal name of your organization and Federal Employer ID#. Provide the complete mailing address of your organization as recognized by the U.S. Postal Service, including the nine-digit Zip Code. If the street address is different from the mailing address, provide that address or directions if located on a rural or remote area. Provide a phone number, fax number (if available) and an email address (required). **E-mail addresses provided will receive notices about account status and available property.**

**SECTION II:** Check the appropriate box that describes your organization. Organizations that do not fall under at least one of these categories are not eligible for the Federal Surplus program.

**SECTION III:** Check the appropriate box or boxes (check as many as apply) that indicate the type or purpose of your organization. If you are unable to determine which box to check, please contact this office for assistance. Please see pages 7-11 for an explanation of the eligibility requirements for each type of organization.

**SECTION IV:** Indicate source(s) of funding for your organization. Depending on your organization type, you may need to include a comprehensive description of all programs or services, a description of the operational facilities and/or supporting documentation regarding funding source(s). Please see pages 7-11 to determine if this requirement applies to your organization. Public agencies (i.e. cities, counties, state agencies, public schools) are not required to submit additional documentation for this section.

**SECTION V:** Nonprofit organizations must provide a current, valid IRS Tax Exemption Letter indicating your organization is exempt under Section 501(C) of Internal Revenue Code. The name of the organization on the IRS letter must match the name provided in Section I of this application. If not, applicant must include sufficient evidence, such as amendments to Articles of Incorporation or Assumed Name filing certificates, to establish the connection. Please see pages 7-11 to determine if this requirement applies to your organization. Public agencies (i.e. cities, counties, state agencies, public schools) and VFDs are not required to submit documentation for this section.

**SECTION VI:** Most nonprofit organizations are required to submit evidence of current approval, accreditation or license from a nationally recognized accrediting or licensing organization. Recreational, social service, referral only, religious and counseling service programs are not eligible to participate in the program. Please see pages 7-11 to determine if this requirement applies to your organization. Public agencies (i.e. cities, counties, state agencies, and public schools) and VFDs are not required to submit additional documentation for this section.

**SECTION VII:** Provide an original, dated signature of applicant's Authorizing Official (i.e. County Judge, Mayor, City Manager, Superintendent, Fire Chief, Executive Director, CEO/President, Board Chairman, or other person with executive authority to execute legal documents for the applicant). Applications submitted by counties must be signed by the County Judge. Type or print the name and title of authorizing official on the lines provided.

**INCOMPLETE APPLICATIONS WILL NOT BE PROCESSED. IF YOU HAVE QUESTIONS OR NEED ASSISTANCE, PLEASE CALL (512) 463-2688.**

**SUBMIT APPLICATION TO:**  
*Applications may be emailed, faxed or mailed.*

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**SIGNATURE FROM AUTHORIZING OFFICIAL IS REQUIRED ON PAGES 2 - 6**

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## APPLICATION FOR ELIGIBILITY

PLEASE TYPE OR PRINT LEGIBLY IN BLUE OR BLACK INK WHERE APPROPRIATE

**I. ORGANIZATION NAME & INFORMATION:** *Payments must be in the name of donee or parent company.*

<u>Hidalgo County</u>	<u>74-6000717</u>
LEGAL NAME OF ORGANIZATION	FEDERAL EMPLOYER ID
<u>100 E. Cano St 2nd Floor</u>	<u>Edinburg TX 78540</u>
STREET ADDRESS (no P.O. Boxes)	CITY STATE ZIP CODE
<u>PO Box 1356</u>	<u>Edinburg TX 78540</u>
MAILING ADDRESS (if different from above)	CITY STATE ZIP CODE
<u>Hidalgo</u>	<u>956-318-2600</u>
COUNTY	TELEPHONE #
	<u>956-318-2699</u>
	FAX #

FISCAL YEAR END DATE: 12/31/16 EMAIL: sergio.cruz@co.hidalgo.tx.us

**II. APPLICANT STATUS:** *(check only one)*

- Public or Government agency (tax-supported, includes public schools)     SBA 8(a) Business  
 Nonprofit organization

**III. TYPE OR PURPOSE OF ORGANIZATION:** *(see pages 7-11 for requirements for specific types of organizations)*

- |  |   |  |
|--|---|--|
| <input type="checkbox"/> City  | <input type="checkbox"/> School District                    | <input type="checkbox"/> Volunteer Fire Dept., EMS or Rescue Squad               |
| <input checked="" type="checkbox"/> County   | <input type="checkbox"/> Elementary, Middle, or High School | <input type="checkbox"/> Emergency Services District                             |
| <input type="checkbox"/> State Agency  | <input type="checkbox"/> College or University              | <input type="checkbox"/> Provider of Assistance to the Impoverished              |
| <input type="checkbox"/> Conservation <i>(i.e. soil, water, or utility district)</i> | <input type="checkbox"/> Child Care Center or Preschool     | <input type="checkbox"/> Provider of Assistance to the Homeless                  |
| <input type="checkbox"/> Economic Development  | <input type="checkbox"/> Foster Care or Adoption Services   | <input type="checkbox"/> Program Funded for Older Americans                      |
| <input type="checkbox"/> Radio or TV Station   | <input type="checkbox"/> Residential Treatment Center       | <input type="checkbox"/> SBA 8(a) Business                                       |
| <input type="checkbox"/> Library   | <input type="checkbox"/> Clinic or Hospital                 | <input type="checkbox"/> Veterans' Service Organization                          |
| <input type="checkbox"/> Museum  | <input type="checkbox"/> Other health center _____          | <input type="checkbox"/> Service Educational Activity <i>(as defined by DOD)</i> |
| <input type="checkbox"/> Zoo or Aquarium   |   | <input type="checkbox"/> Other _____   |

**IV. SOURCE(S) OF FUNDING:**  Tax-supported     Grants     Contributions     Other \_\_\_\_\_

**V. (For non-profit organizations only) HAS THE ORGANIZATION BEEN DETERMINED TO BE TAX EXEMPT UNDER SECTION 501 OF THE INTERNAL REVENUE CODE OF 1986?**     Yes     No

**VI. IS THE ORGANIZATION APPROVED, ACCREDITED, OR LICENSED?**     Yes     No  
 IF YES, BY WHAT AUTHORITY? \_\_\_\_\_

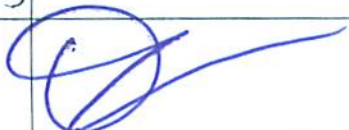



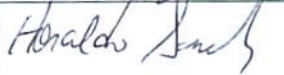
**VII. SIGNATURE & TITLE OF AUTHORIZING OFFICIAL FOR ORGANIZATION** (ex. Mayor, County Judge, Superintendent, President, CEO, Fire Chief)

<u>Ramon Garcia</u>	<u>County Judge</u>
PRINTED NAME OF AUTHORIZING OFFICIAL	TITLE

**X** \_\_\_\_\_  
 SIGNATURE OF AUTHORIZING OFFICIAL DATE

## AUTHORIZED REPRESENTATIVES

- I. An "Authorized Representative" is a person authorized to sign for the release of property on your organization's behalf.
- II. All representatives listed in any prior applications or account updates will be deleted from the account.
- III. **An authorized representative must sign in the "Signature" provided space below in order to sign for the release of property.** Only representatives with a valid signature will be allowed to acquire property. All others listed below may visit our warehouse locations and will be included in email broadcasts from our office, but will not be able to sign for the release of property. E-mail addresses provided will receive notices about available property.
- IV. Valid driver's license or state issued photo identification required prior to entering state or federal facilities.
- V. **If you wish to have the Authorizing Official included as an Authorized Representative on your account, please be sure to include him/her in the list below.**

NAME	TITLE	TELEPHONE and EMAIL ADDRESS	SIGNATURE
Raul Cantu	Captain-Sheriffs Office	(956) 393-6022 raul.cantu@hidalgaso.org	
Daniel Flores	Facilities Mgmt. Manager	(956) 289-7850 daniel.flores@co.hidalgo.tx.us	
Ricardo Sandana	Emergency Mgmt. Coordinator	(956) 318-2615 ricardo.saldana@co.hidalgo.tx.us	
Homero Garza	Fire Marshal	(956) 318-2656 homero.garza@co.hidalgo.tx.us	
Joe Espinoza	Chief-Constable Pct.1	(956) 447-3775 joe.espinoza@co.hidalgo.tx.us	
Armando Campos	Chief-Constable Pct.2	(956) 784-3510 armando.campos@co.hidalgo.tx.us	
Rene Gonzalez	Chief-Constable Pct.3	(956) 581-6800 rene.gonzalez@co.hidalgo.tx.us	
Horald Sanchez	Chief-Constable Pct.4	(956) 383-8560 horald.sanchez@co.hidalgo.tx.us	

The applicant hereby certifies the information provided is correct and complete and he/she understands and agrees to all terms and conditions.

**Hidalgo County**

NAME OF APPLICANT ORGANIZATION

**Ramon Garcia**

PRINTED NAME OF AUTHORIZING OFFICIAL

**X**

SIGNATURE OF AUTHORIZING OFFICIAL & TITLE (e.g., Mayor, Judge, Exec. Dir., Superintendent)

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**NONDISCRIMINATION ASSURANCE**

**Hidalgo County**

(Legal Name of Applicant Organization)

the donee, agrees that the program for or in connection with

which any property is donated to the donee will be conducted in compliance with, and the donee will comply with and will require any other person (any legal entity) who through contractual or other arrangements with the donee is authorized to provide services or benefits under said program to comply with all requirements imposed by or pursuant to the regulations of the General Services Administration (41 C.F.R., 101-6.2 and 101-8) issued under the provisions of Title VI of the Civil Rights Act of 1964, as amended, Section 606 of Title VI of the Federal Property and Administrative Services Act of 1949, as amended, Section 504 of the Rehabilitation Act of 1973, as amended, Title IX of the Education Amendments of 1972, as amended, Section 303 of the Age Discrimination Act of 1975, and the Civil Right Restoration Act of 1987, to the end that no person in the United States shall on the ground of race, color, national origin, sex, or age, or that no otherwise qualified handicapped person shall solely by reason of the handicap, be excluded from participation in, be denied benefits of, or be subjected to discrimination under any program or activity for which the donee received Federal assistance from the General Services Administration; and hereby gives assurance that it will immediately take any measures necessary to effectuate this agreement.

The donee further agrees (1) that this agreement shall be subject in all respects to the provisions of said Federal statutes and regulations (2) that this agreement obligates the donee for the period during which it retains ownership or possession of the property, (3) that the United States shall have the right to seek judicial enforcement of this agreement, and (4) that this agreement shall be binding upon any successor in interest of the donee and the word "donee" as used herein includes any such successor in interest.

Hidalgo

COUNTY/COUNTIES SERVED BY APPLICANT ORGANIZATION:

**X**

SIGNATURE OF AUTHORIZING OFFICIAL & TITLE (e.g., Mayor, Judge, Exec. Dir., Superintendent)

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## DONEE CERTIFICATIONS & AGREEMENTS

**NOTE:** "State agency" = Texas Facilities Commission; "Donee" = your organization

### (a) THE DONEE CERTIFIES THAT:

- (1) It is a public agency, a nonprofit institution or organization exempt from taxation under section 501 of the Internal Revenue code of 1954, or an SBA 8(a) business; within the meaning of section 203(j) of the Federal Property and Administrative Services Act of 1949, as amended, and/or the regulations of the General Services Administration (GSA).
- (2) If a public agency, the property is needed and will be used by the recipient for carrying out or promoting for the residents of a given political area one or more public purposes, or if a nonprofit tax-exempt institution or organization, the property is needed for and will be used by the recipient for educational or public health purposes, including research for any such purpose, or for programs for older individuals, or SBA or SEA organizations, or assistance to homeless/impooverished, or assistance to Veterans. The property is not being acquired for any other use or purpose, or for sale or other distribution; or for permanent use outside the State, except with prior approval of the State agency and GSA.
- (3) Funds are available to pay all costs and charges incident to donation.
- (4) This transaction shall be subject to the nondiscrimination regulations governing the donation of surplus personal property issued under Title VI of the Civil Rights Act of 1964, Title VI Section 606 of the Federal Property and Administrative Services Act of 1949, as amended, and Section 504 of the Rehabilitation Act of 1973, as amended, Title IX of the Education Amendments of 1972, as amended, and Section 303 of the Age Discrimination Act of 1975 and the Civil Right Restoration Act of 1987.
- (5) In accordance with 28 C.F.R. Section 42.401-42.415, the Federal Surplus Property Program collects information related to a donees race and national origin in order to provide GSA officials, upon request, with enough information for determining compliance with applicable civil rights laws. Data is collected for those donees who: (1) are eligible to participate in the FSP Program; (2) those actually participating in the recipient's programs and activities; (3) those denied participation in the recipient's program.
- (4) If property is donated to a SBA 8(a) business, the terms identified in (b), (c), and (d) may not apply. SBA 8(a) businesses must follow SBA guidelines.

### (b) THE DONEE AGREES TO THE FOLLOWING FEDERAL CONDITIONS:

- (1) All items of property shall be placed in use for the purpose(s) for which acquired within one year of receipt. For property with a unit original acquisition cost less than \$5,000, the property shall be continued in use for such purposes for at least one year from the date the property was placed in use. Some property must be used longer than one year (see Section (c)). In the event the property is not so placed in use, or continued in use, the donee shall immediately notify the State agency, and at the donee's expense, return such property to the State agency, or otherwise make the property available for transfer or other disposal by the State agency, provided the property is still usable as determined by the State agency.
- (2) Such special handling or use limitations as are imposed by General Services Administration (GSA) on any item(s) or property.
- (3) In the event the property is not used or handled as required by (b)(1) and (2), title and right to the possession of such property shall at the option of GSA revert to the United States of America and upon demand the donee shall release such property to such person as GSA or its designee shall direct.

### (c) THE DONEE AGREES TO THE FOLLOWING FEDERAL CONDITIONS, APPLICABLE TO ITEMS WITH A UNIT ORIGINAL ACQUISITION COST OF \$5,000 OR MORE AND PASSENGER MOTOR VEHICLES, REGARDLESS OF ACQUISITION COST. THE FOLLOWING CONDITIONS DO NOT APPLY TO VESSELS 50 FEET OR MORE IN LENGTH AND AIRCRAFT, FOREIGN GIFTS OR OTHER ITEMS OF PROPERTY REQUIRING SPECIAL HANDLING OR USE LIMITATIONS, REGARDLESS OF THE ACQUISITION COST OR PURPOSE FOR WHICH ACQUIRED:

- (1) The property shall be used only for the purpose(s) for which acquired and for no other purpose(s).
- (2) There shall be a period of restriction which will expire after such property has been used for the purpose(s) for which acquired for a period of 18 months from the date the property is placed in use.
- (3) In the event the property is not used or handled as required by (b)(1) and (2) and (c)(1) and (2), title and right to the possession of such property shall at the option of GSA revert to the United States of America and upon demand the donee shall release such property to such person as GSA or its designee shall direct.

### (d) THE DONEE AGREES TO THE FOLLOWING TERMS, RESERVATIONS, AND RESTRICTIONS:

- (1) From the date it receives the property and through period(s) of time the conditions imposed by (b), (c) and (f) remain in effect, the donee shall not sell, trade, lease, lend, bail, cannibalize, encumber, or otherwise dispose of such property, or remove it permanently, for use outside the State, without the prior approval of GSA under (b) and (f), or the State agency under (c) and (f). The proceeds from any sale, trade, lease, loan, bailment, encumbrance or other disposal of the property shall be remitted promptly by the donee to GSA or the State agency, as the case may be.
- (2) In the event any of the property is sold, traded leased, loaned, bailed, cannibalized, encumbered, or otherwise disposed of by the donee from the date it receives the property through the period(s) of time the conditions imposed by (b), (c) and (f) remain in effect, without prior approval of GSA or the State agency, the donee, at the option of GSA or the State agency, shall pay to GSA or the State agency, as the case may be, the proceeds of the disposal or the fair market value or the fair rental value of the property at the time of such disposal, as determined by GSA or the State agency.
- (3) If at any time, from the date it receives the property through the period(s) of time the conditions imposed by (b), (c) and (f) remain in effect, any of the property is no longer suitable, usable, or further needed by the donee for the purpose(s) for which acquired, the donee shall promptly notify the State agency, and shall, as directed by the State agency, return the property to the State agency, release the property to another donee or another State agency, a department or agency of the United States, sell or otherwise dispose of the property. The proceeds from any sale shall be remitted promptly by the donee to the State agency.
- (4) The donee shall make reports to the State agency on the use, condition, and location of the property and on other pertinent matters as may be required time to time by the State agency.
- (5) At the option of the State agency, the donee may abrogate the State conditions set forth in (c) and the State terms, reservations, and restrictions pertinent thereto in (d) by payment of any amount as determined by the State agency.

### (e) THE DONEE AGREES TO THE FOLLOWING CONDITIONS, APPLICABLE TO ALL ITEMS OF PROPERTY:

- (1) The property acquired by the donee is on an "as is, where is" basis, without warranty of any kind, and the Government of the United States of America, the State of Texas, its agencies or assigns, and employees thereof will be held harmless from any or all debts, liabilities, judgments, costs, demands, suits, actions, or claims of any nature arising from or incident to the donation of the property, its use, or final disposition.
- (2) Where a donee carries insurance against damages to or loss of property due to fire or other hazards and where loss of or damage to donated property with unexpired terms, conditions, reservations or restrictions occurs, GSA or the State agency, as the case may be, will be entitled to reimbursement from the donee out of the insurance proceeds, of any amount equal to the unamortized portion of the fair market value of the damaged or destroyed donated items.

### (f) THE DONEE AGREES TO THE FOLLOWING ADDITIONAL TERMS AND CONDITIONS APPLICABLE TO THE DONATION OF AIRCRAFT AND VESSELS (50 FEET OR MORE IN LENGTH) HAVING AN ACQUISITION COST OF \$5,000 OR MORE, AND FOREIGN GIFTS OR OTHER ITEMS OF PROPERTY REQUIRING SPECIAL HANDLING OR USE LIMITATIONS, REGARDLESS OF THE ACQUISITION COST OR THE PURPOSE FOR WHICH ACQUIRED:

- (1) The donation shall be subject to the additional special terms, conditions, reservations, and restrictions set forth in the Conditional Transfer Document or other agreements executed by the authorized donee representative.

**(g) THE DONEE CERTIFIES** by signing and submitting this lower tier proposal, the prospective lower tier participant, as defined in 41 CFR 105-68, certifies to the best of its knowledge and belief that it and its principals: (a) Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency. (b) Where the prospective lower tier participant is unable to certify to any of the above, such prospective participant shall attach an explanation to this proposal.

**(h) THE DONEE UNDERSTANDS** that by execution of this document, it is considered a sub recipient of federal financial assistance pursuant to the Single Audit Act of 1984 and further agrees to provide the State agency with results of the audit required by OMB Circular A-133.

**X**

SIGNATURE OF AUTHORIZING OFFICIAL & TITLE (e.g., Mayor, Judge, Exec. Dir., Superintendent)

DATE

## PROPERTY COMPLIANCE PERIOD

Participating organizations (referred to as "donees" by the federal government) are required to use the property obtained through the program for a specific amount of time before the property can be sold, transferred or otherwise disposed of. The compliance period is often determined by the "original acquisition cost" of the item. The "original acquisition cost" is defined as the amount the federal government paid when it was initially purchased.

- Property must be used for the program approved for participation in the Federal Surplus Property program.
- All property must be placed into use within the first year of possession.
- Property is considered "in use" as soon as it is ready and able to serve its intended purpose.
- For property valued at less than \$5,000 in original acquisition cost, the compliance period is 12 months from the date put into use.
- For property valued at \$5,000 or more in original acquisition cost and all passenger motor vehicles, the compliance period is 18 months from the date put into use.
- For non-combat aircraft and vessels longer than 50 feet, the compliance period is 60 months (5 years) from the date put into use.
- Some items, such as combat aircraft and firearms, are considered "perpetual use." Donee organizations do not obtain title or ownership to property designated "perpetual use" by the federal government. The compliance period is considered to be "perpetual" or ongoing on these items. If a donee has a perpetual use item that is no longer needed or used, then the donee must contact TFC for return instructions. The donee may not dispose of a perpetual use item without prior, written approval from TFC.
- TFC staff performs scheduled and unscheduled onsite property compliance visits to ensure the property is being used as represented. The donee agrees to make the property available for visual inspection by TFC staff in a timely manner.
- If the property is not paid for in full or is not being used or handled as required, the donee will be required, at its expense, to return the property to TFC or offer for transfer to another donee, as instructed by TFC.
- Property must be used and stored at the street address listed on page 2 of this Application, or at other appropriate donee-managed satellite locations (for example, county precinct barns, district fire stations, school campuses, maintenance/transportation warehouse). Property may not be removed indefinitely from an approved location without prior, written approval from TFC.
- Property may not be stored at a personal residence, unrelated business or storage facility, or any other location that is not managed by the donee organization. Property is not intended for personal use; it must be readily accessible to all donee staff.
- During the compliance period, the donee may not sell, trade, lease, lend, bail, cannibalize, encumber, or otherwise dispose of such property, or remove it permanently, for use outside the State, without the prior approval of GSA.
- If property is sold, transferred, or otherwise disposed of during the compliance period, the donee may be subject to penalties and fines, as well as possible state or federal prosecution.
- Donees are required to complete reports regarding property use as a condition of participating in the program.

I understand and agree to the above terms and conditions regarding property compliance and reporting and the Certifications & Agreements on page 5.

**IMPORTANT NOTE FOR SBA 8(a) APPLICANTS:** If applying as an SBA 8(a) business, I understand that the property compliance terms identified above do not apply to my business and that as an SBA 8(a) business I must follow SBA property compliance guidelines.

**X**

\_\_\_\_\_  
SIGNATURE OF AUTHORIZING OFFICIAL & TITLE (e.g., Mayor, Judge, Exec. Dir., Superintendent)

\_\_\_\_\_  
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## DETAILED REQUIREMENTS FOR SPECIFIC TYPES OF ORGANIZATIONS

Please review to determine which of the following eligibility category your organization falls under, and if you are required to submit additional documentation. Questions? Please contact us at (512)463-2688 or [federal.surplus@tfc.state.tx.us](mailto:federal.surplus@tfc.state.tx.us).

### **Government or Public Agency**

1. Public agency includes (a) State or department, agency, or instrumentality thereof; (b) Political subdivision of the state, including any unit of local government or economic development district or any department, agency or instrumentality thereof; or (c) Instrumentality created by contract or other agreement between states or political subdivisions. Public agency purposes include, but are not limited to, programs such as conservation, economic development, education, parks and recreation, public health and public safety, and to provide services to homeless or impoverished persons.
2. Cities, counties, state agencies and public schools are **NOT** required to submit any additional documentation.
3. Other types of public agencies must submit proof of public agency status (i.e. charter or statute creating the agency or evidence of tax-supported status) and/or a narrative describing the services provided by the agency. See the other categories listed below for more details.

### **Emergency Services District**

1. Must receive dedicated tax funds in order to be eligible.
2. Required additional documentation that must be submitted with application:
  - a. Letter from the chief or president that contains information on the department, including:
    - i. number of firefighters and/or emergency services personnel;
    - ii. training schedule; and
    - iii. area(s) covered.
  - b. Proof of Public Agency Status – i.e. Election Results, Charter, Organizing Document, or Other Evidence of Approval by Proper Government Authority (i.e. Commissioners Court/City Council Meeting Minutes)

### **Volunteer Fire Department, Search & Rescue, or Emergency Medical Services**

1. In order to be eligible under this category, must be funded annually in whole or part by state, county, city or emergency services district. Approved organizations in this category must submit funding information annually.
2. Required additional documentation that must be submitted with application:
  - a. Letter from the chief or president that contains information on the department, including:
    - i. number of firefighters and/or emergency services personnel;
    - ii. training schedule; and
    - iii. area(s) covered.
  - b. Evidence that department is endorsed by **AND** receives funding from a government entity, such as the state, county, city or emergency services district. Examples: letter of endorsement from the head of the government entity (i.e. county judge, city mayor/administrator, or ESD president) or a copy of a current, signed contract.
  - c. Payment Account Information - Payment for property **must** be in the form of a check drawn on the account of your organization or parent/charter organization. Acceptable forms of supporting documentation includes a voided check or deposit slip, copy of recent bank statement or letter from bank certifying account name and status. If a parent/charter organization will be submitting payment on your behalf, then you must also provide an explanation of the relationship between your organization and parent organization.
  - d. Articles of incorporations, bylaws, charter or other organizing document (*optional*)

### **Conservation (includes both public agencies and non-profits)**

1. Includes soil, water, irrigation, and utility districts, and non-profit water supply corporations. Must be a public agency (i.e. city-owned) or nonprofit organization. For-profit organizations do not qualify under this category.
2. Required additional documentation that must be submitted with application:
  - a. Certificate of approval or charter from proper authority demonstrating services are provided to the public (i.e. Certificate of Convenience and Necessity from Texas Commission on Environmental Quality or Public Utility Commission, or charter/enabling legislation)
  - b. **(non-profits only)** Payment Account Information - Payment for property **must** be in the form of a check drawn on the account of your organization or parent/charter organization. Acceptable forms of supporting documentation includes a voided check or deposit slip, copy of recent bank statement or letter from bank certifying account name and status. If a parent/charter organization will be submitting payment on your behalf, then you must also provide an explanation of the relationship between your organization and parent organization.
  - c. **(non-profits only)** IRS letter certifying tax-exempt status. Articles of incorporations, bylaws, or other organizing document. (*Optional*)

### **Health Organization (Public Agency)**

1. Required additional documentation that must be submitted with application:
  - a. Proof of public agency status (i.e. charter or statute creating the agency or evidence of tax-supported status).
  - b. Complete narrative about your agency, including:
    - i. Description of services provided;
    - ii. Number and type of patients served;
    - iii. Description of facilities, including number of beds; and
    - iv. Overview of key staff and their qualifications.

## DETAILED REQUIREMENTS FOR SPECIFIC TYPES OF ORGANIZATIONS

Please review to determine which of the following eligibility category your organization falls under, and if you are required to submit additional documentation. Questions? Please contact us at (512)463-2688 or [federal.surplus@tfc.state.tx.us](mailto:federal.surplus@tfc.state.tx.us).

### **Health Organization (Non-Profit)**

1. Includes, but not limited to, hospital, clinics, residential treatment centers, rehabilitation facilities, child care centers, and foster care and adoption agencies. In order to be eligible under this category, must be licensed, accredited or approved by nationally recognized accrediting or licensing agency (Ex. Dept. of State Health Services) or the current recipient of research grants by a recognized authority such as the National Institutes of Health, or by similar national advisory council or organization.
2. Required additional documentation that must be submitted with application:
  - a. Letter from IRS certifying status as a 501(C) non-profit. IRS ruling letter must include current name and address.
  - b. Payment Account Information - Payment for property must be in the form of a check drawn on the account of your organization or parent/charter organization. Acceptable forms of supporting documentation includes a voided check or deposit slip, copy of recent bank statement or letter from bank certifying account name and status. If a parent/charter organization will be submitting payment on your behalf, then you must also provide an explanation of the relationship between your organization and parent organization.
  - c. Complete narrative about your organization, including:
    - i. Description of services provided;
    - ii. Number and type of patients served;
    - iii. Description of facilities, including number of beds; and
    - iv. Overview of key staff and their qualifications.
  - d. Certificate of accreditation, license, or letter of approval from a nationally recognized accrediting or licensing agency **OR** research grant from National Institutes of Health or similar national advisory organization.
  - e. Articles of incorporations, bylaws, charter or other organizing document (*optional*)
  - f. List of additional research grants awarded (*optional*)

### **Provider of Assistance to Impoverished (Non-Profit)**

1. In order to be eligible under this category, services to impoverished persons (as defined in section 673 of the Community Services Block Grant Act) (42 U.S.C. 9902) must be the primary function of the organization. If any activity operates a broad spectrum of programs through which assistance to the impoverished is peripheral and incidental, the entity would not be eligible.
2. Required additional documentation that must be submitted with application:
  - a. Letter from IRS certifying as a 501(C) non-profit. IRS ruling letter must include current name and address.
  - b. Payment Account Information - Payment for property must be in the form of a check drawn on the account of your organization or parent/charter organization. Acceptable forms of supporting documentation includes a voided check or deposit slip, copy of recent bank statement or letter from bank certifying account name and status. If a parent/charter organization will be submitting payment on your behalf, then you must also provide an explanation of the relationship between your organization and parent organization.
  - c. Latest Annual Financial Statement
  - d. Public Recognition as an Impoverished Assistance Provider. Provide letter of endorsement from an official (i.e. Mayor, Head of Welfare Dept., Social Services Director, county supervisor, head of agency that oversees program, etc.) indicating services provided by applicant. The letter must indicate that assistance to the impoverished is the organization's primary focus, and the name must match the IRS document. You may also include documented receipt of Federal/State Block Grant Funds for poverty programs, or proof of membership or affiliation with national organization that provides support for impoverished (i.e. Second Harvest National Food Bank Network, Habitat for Humanity, Salvation Army).
  - e. Complete narrative about your organization, including:
    - i. Comprehensive description of services (assistance to impoverished must be primary mission);
    - ii. Number of individuals receiving assistance and frequency of assistance (daily, weekly or monthly);
    - iii. Requirements for clients to be eligible to receive services, including any required fees;
    - iv. Description of facilities;
    - v. Hours/days of operation;
    - vi. Description of funding source(s) with supporting documentation; and
    - vii. Overview of staff (paid/volunteer, full-time/part-time) including list of key staff and their qualifications.
  - f. Description of how your organization determines if a person is eligible to receive assistance, and how your organization determines if that person is impoverished. Your organization's primary function must to provide money, goods, or services to families or individuals whose annual incomes are below the poverty line (as defined in section 673 of the Community Services Block Grant Act) (42 U.S.C. 9902). If recipients are required to complete an application before receiving services, please attach a sample application.
  - g. Proof of current accreditation, approval or licensing if appropriate (i.e. child care or medical/health center).
  - h. Signed Articles of Incorporation, Bylaws, Charter or other organizing document
  - i. Brochures (or other printed materials) or link to website (*Optional*)

## DETAILED REQUIREMENTS FOR SPECIFIC TYPES OF ORGANIZATIONS

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### **Provider of Assistance to Homeless Persons (Non-Profit)**

1. In order to be eligible under this category, services to the homeless must be the primary function of the organization. If any activity operates a broad spectrum of programs through which assistance to the homeless is peripheral and incidental, the entity would not be eligible. Property donated must be used in a program primarily for homeless persons. Examples of eligible programs include:
  - a. Overnight, daytime and around-the-clock shelters.
  - b. Shelters for battered spouses, abused children, and orphans.
  - c. Halfway houses or transitional housing for temporary residence of homeless parolees, mental patients, and/or substance abusers.
  - d. Food banks that provide food directly to facilities where homeless people are fed may be eligible.
2. Required additional documentation that must be submitted with application:
  - a. Letter from IRS certifying status as a 501(C) non-profit. IRS ruling letter must include current name and address.
  - b. Payment Account Information - Payment for property must be in the form of a check drawn on the account of your organization or parent/charter organization. Acceptable forms of supporting documentation includes a voided check or deposit slip, copy of recent bank statement or letter from bank certifying account name and status. If a parent/charter organization will be submitting payment on your behalf, then you must also provide an explanation of the relationship between your organization and parent organization.
  - c. Public Recognition as a Homeless Assistance Provider. Please provide a letter from a local city official (i.e. Mayor, Head of Welfare Dept., Social Services Director, etc.) indicating services provided by applicant. The letter must indicate that assistance to the impoverished is the organization's primary focus, and the name must match the IRS document. You may also include:
    - i. Occupancy permit or fire and safety inspection certificate.
    - ii. Documented receipt of FEMA funds for Federal/State Block Grant Funds for homeless programs
  - d. Complete narrative about your organization, including:
    - i. Comprehensive description of services provided (assistance to homeless must be primary mission);
    - ii. Number of individuals receiving assistance and frequency of assistance (daily, weekly or monthly);
    - iii. Requirements for clients to be eligible to receive services, including any required fees;
    - iv. Description of facilities, including hours/days of operation;
    - v. Description of funding source(s) with supporting documentation; and
    - vi. Overview of staff (paid/volunteer, full-time/part-time) including list of key staff and their qualifications.
  - e. Proof of current accreditation, approval or licensing if appropriate (i.e. child care or medical/health center).
  - f. Signed Articles of Incorporation, Bylaws, Charter or other organizing document (*Optional*)
  - g. Brochures (or other printed materials) or link to website (*Optional*)

### **Provider of Assistance to Older Americans (Non-Profit)**

1. In order to be eligible under this category, an organization must receive state, federal or local government appropriate funds for operation of an older individual program under the Older American Act.
2. Required additional documentation that must be submitted with application:
  - a. Letter from IRS certifying status as a 501(C) non-profit. IRS ruling letter must include current name and address.
  - b. Payment Account Information - Payment for property must be in the form of a check drawn on the account of your organization or parent/charter organization. Acceptable forms of supporting documentation includes a voided check or deposit slip, copy of recent bank statement or letter from bank certifying account name and status. If a parent/charter organization will be submitting payment on your behalf, then you must also provide an explanation of the relationship between your organization and parent organization.
  - c. Certification establishing that applicant is receiving state, federal or local government-appropriated funds for operation of older individual program under the Older American Act.
  - d. Complete narrative about your organization, including:
    - i. Description of services provided;
    - ii. Description of facilities;
    - iii. Overview of key staff and their qualifications; and
    - iv. Number of individuals receiving assistance and frequency of assistance (daily, weekly or monthly).
  - e. Proof of current accreditation, approval or licensing if appropriate (i.e. medical center)
  - f. Articles of incorporations, bylaws, charter or other organizing document (*optional*)

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### **Education Organization (Non-Profit)** \*Public schools & colleges should see the Government or Public Agency category on page 7.

1. In order to be eligible under this category, must be accredited or approved by nationally recognized accrediting agency (ex. Texas Education Agency, Southern Association of Colleges & Schools' Commission on Colleges) or the current recipient of research grants by a recognized authority such as the National Institute of Education, or by similar national advisory organization.
2. Includes charter schools, private schools (K-12), private colleges or universities, and research organizations.
3. Required additional documentation that must be submitted with application:
  - a. Certificate of accreditation or letter of approval from a nationally recognized accrediting agency OR research grant from National Institute of Education or similar national advisory organization.
  - b. Letter from IRS certifying status as a 501(C) non-profit. IRS ruling letter must include current name and address.
  - c. Payment Account Information - Payment for property must be in the form of a check drawn on the account of your organization or parent/charter organization. Acceptable forms of supporting documentation includes a voided check or deposit slip, copy of recent bank statement or letter from bank certifying account name and status. If a parent/charter organization will be submitting payment on your behalf, then you must also provide an explanation of the relationship between your organization and parent organization.
  - d. Complete narrative about your organization, including:
    - i. course levels;
    - ii. enrollment;
    - iii. facilities; and
    - iv. staff information,
  - e. Articles of incorporations, bylaws, charter or other organizing document (*optional*)
  - f. List of additional research grants awarded (*optional*)

### **Museums, Libraries & Zoos**

1. In order to be eligible under this category, a museum must be open to the public a minimum of 1,000 hours per year (1,000 hours cannot be by appointment). Also, must have a minimum of one fulltime staff member or the equivalent (for example, one staff member who works 40 hours per week or two staff members who work 20 hours each per week).
2. Required additional documentation that must be submitted with application:
  - a. Letter from IRS certifying status as a 501(C) non-profit. IRS ruling letter must include current name and address.
  - b. Payment Account Information - Payment for property must be in the form of a check drawn on the account of your organization or parent/charter organization. Acceptable forms of supporting documentation includes a voided check or deposit slip, copy of recent bank statement or letter from bank certifying account name and status. If a parent/charter organization will be submitting payment on your behalf, then you must also provide an explanation of the relationship between your organization and parent organization.
  - c. Complete narrative about your organization, including
    - i. description of type(s) of exhibits;
    - ii. brochures, pamphlets or website;
    - iii. days and hours open to the public; and
    - iv. location(s).
  - d. Staff roster, including average number of hours each staff member works per week (may be volunteer or paid).
  - e. Pictures of exhibits, signage, facilities, and posted hours of operation.
  - f. Articles of incorporations, bylaws, charter or other organizing document (*optional*)
  - g. Organizational Memberships (*optional*)

### **Service Educational Activities**

1. The following Service Educational Activities (SEA) are eligible: American National Red Cross, Armed Services, YMCA of the USA, Big Brothers/Big Sisters of America, Boys and Girls Clubs of America, Boy Scouts of America, Camp Fire, Inc., Center for Excellence in Education, Girl Scouts of the USA, Little League Baseball, Inc., Marine Cadets of America, National Association for Equal Opportunity in Higher Education, National Civilian Community Corps, National Ski Patrol System, Inc., Naval Sea Cadet Corps, Operation Raleigh, United Service Organizations, Inc., U.S. Olympic Committee, Young Marines of the Marine Corps, League/Marine Corps League.
2. Required additional documentation that must be submitted with application
  - a. Proof of association with the national organization (ex. Boy Scouts of America charter).
  - b. Payment Account Information - Payment for property must be in the form of a check drawn on the account of your organization or parent/charter organization. Acceptable forms of supporting documentation includes a voided check or deposit slip, copy of recent bank statement or letter from bank certifying account name and status. If a parent/charter organization will be submitting payment on your behalf, then you must also provide an explanation of the relationship between your organization and parent organization.

## DETAILED REQUIREMENTS FOR SPECIFIC TYPES OF ORGANIZATIONS

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### SBA 8(a) Business

1. Businesses that are currently part of the U.S. Small Business Administration's 8(a) Business Development Program may participate in the FSP program. Businesses are only eligible to receive property during their nine (9) year membership in the 8(a) program.
2. Required additional documentation that must be submitted with application: Letter from the U.S. Small Business Administration certifying your company as a member of the 8(a) Business Development Program.
3. **IMPORTANT NOTE:** Some of the terms and conditions on pages 5-6 do not apply to SBA 8(a) businesses. As an SBA 8(a) business, you must follow SBA property compliance guidelines. Please contact your SBA District Office for their complete terms and conditions.

### Veterans' Organizations

1. Select veterans' service organizations are eligible for FSP following the passage of the FOR VETS Act of 2013.
2. For eligibility purposes, "Veterans Organizations" means organizations eligible to receive Federal surplus property for purposes of providing services to veterans under 40 U.S.C. 549(c)(3)(C). Eligible veterans organizations are those whose (1) membership comprises substantially veterans (at least 33%); and (2) representatives are recognized by the Secretary of Veterans Affairs under 38 U.S.C. 5902. The Department of Veterans Affairs maintains a searchable Web site of recognized organizations. The address is <http://www.va.gov/ogc/apps/accreditation/index.asp>.
3. Examples of organizations and its local chapters/districts that may be eligible: African American PTSD Association, American Ex-Prisoners of War, Inc., American GI Forum National Veterans Outreach Program, American Legion, AMVETS, Armed Forces Services Corporation, Army and Navy Union, U.S.A., Inc., Associates of Vietnam Veterans of America, Blinded Veterans Association, Catholic War Veterans of the U.S.A., Inc., Disabled American Veterans, Fleet Reserve Association, Gold Star Wives of America, Inc., Italian American War Veterans of the United States, Inc., Jewish War Veterans of the U.S.A., Legion of Valor of the United States of America, Inc., Marine Corps League, Military Order of the Purple Heart, National Amputation Foundation, Inc., National Association for Black Veterans, Inc., National Association of County Veterans Service Officers, Navy Mutual Aid Association, Non Commissioned Officers Association of the U.S.A, Paralyzed Veterans of America, Polish Legion of American Veterans, U.S.A, The Retired Enlisted Association, United Spanish War Veterans, United Spinal Association, Inc., Veterans of Foreign Wars of the United States, Veterans of the Vietnam War, Inc. & the Veterans Coalition, Vietnam Era Veterans Association, and Vietnam Veterans of America.
4. Required additional documentation that must be submitted with application:
  - a. Complete narrative about your organization, including:
    - i. Description of services provided ;
    - ii. Percentage of membership comprised of veterans; and
    - iii. Facility information & location.
  - b. Proof of affiliation with an eligible veterans organization recognized by the Secretary of Veterans Affairs under section 5902 of title 38 of the FORVETS Act of 2013 (see Dept. of Veterans website: <http://www.va.gov/ogc/apps/accreditation/index.asp>.)
  - c. Payment Account Information - Payment for property must be in the form of a check drawn on the account of your organization or parent/charter organization. Acceptable forms of supporting documentation includes a voided check or deposit slip, copy of recent bank statement or letter from bank certifying account name and status. If a parent/charter organization will be submitting payment on your behalf, then you must also provide an explanation of the relationship between your organization and parent organization.

#### SEND APPLICATIONS TO:

Applications may be emailed, faxed or mailed.

TEXAS FACILITIES COMMISSION  
FEDERAL SURPLUS PROPERTY PROGRAM  
P.O. BOX 13047  
AUSTIN, TX 78711-3047  
TEL: (512) 463-2688 FAX: (512) 236-6173  
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