

Georgia Technology Authority (GTA)
Georgia Broadband, Equity, Access and Deployment (BEAD) Grant Program
Frequently Asked Questions
As of November 19, 2024

DISCLAIMER

These Frequently Asked Questions (“FAQs”) are intended to be a guide to the application process for prospective applicants applying for consideration of funding through the Georgia Broadband, Equity, Access and Deployment Grant Program (“BEAD Grant Program”). This guidance is not exhaustive, binding, or final.

ABBREVIATIONS & ACRONYMS

BEAD	Broadband, Equity, Access, and Deployment
BSL	Broadband Serviceable Location
CAI	Community Anchor Institution
EHCPLT	Extremely High Cost Per Location Threshold
FCC	Federal Communications Commission
GTA	Georgia Technology Authority
IPV2	Initial Proposal Volume II
Mbps	Megabits per second
NOFO	Notice of Funding Opportunity
NTIA	National Telecommunications and Information Administration

GENERAL

1. What is BEAD?

The Broadband Equity, Access, and Deployment (BEAD) program provides \$42.45 billion to expand high-speed internet access by funding planning, infrastructure deployment, and adoption programs. Georgia will receive a \$1.3 billion grant under the BEAD program to improve broadband coverage across the state. BEAD program requirements focus this funding on unserved, locations unable to obtain broadband service of at least 25 Megabits per second (Mbps) downstream and three (3) Mbps (25/3 Mbps), and underserved locations, those locations with broadband service between 25/3 Mbps and 100/20 Mbps, and 1 Gbps symmetric for community anchor institutions (CAIs). For the purposes of BEAD, locations with unlicensed fixed wireless or satellite service are considered unserved. Unserved or underserved locations that have received recent grant funding or have demonstrated commitments to be completed shortly are not eligible for BEAD funding.

1.1 When will Georgia’s BEAD application process open?

Georgia's BEAD Round 1 application for priority projects is tentatively scheduled to open on December 2, 2024. Updates to this timeline may occur and will be updated on GTA's website as necessary.

2. Who administers the BEAD program in Georgia?

The Governor's Office of Planning and Budget (OPB) is the Eligible Entity for the State of Georgia and is the fiduciary agency for the program. The Georgia Technology Authority (GTA) is the programmatic administering agency for the program.

3. Who should I reach out to if I have any questions?

Potential applicants may reach out to the Georgia Broadband Team at broadband@gta.ga.gov with any questions.

4. Is technical assistance available for potential applicants?

Yes, in addition to a kickoff online application workshop, GTA will provide office hours sessions to assist applicants with any questions in addition to providing FAQs to address ongoing questions arising from the program. GTA will also host an additional online application workshop within 2 business days of the grant window opening.

5. Where can I find BEAD-eligible locations?

This link provides CSV files that can be downloaded to show approved Unserved Locations, approved Underserved Locations, and approved Community Anchor Institutions (CAIs).

<https://broadband.georgia.gov/bead-grant-applications>

6. Can BEAD provide funding to areas considered underserved or are only areas deemed unserved eligible for funding? Is there a required prioritization of eligible locations?

As defined on page 7 of NTIA's BEAD NOFO, the program's principal focus will be on deploying broadband service to unserved locations (those without any broadband service at all or with broadband service offering speeds below 25 megabits per second (Mbps) downstream/3 Mbps upstream) and underserved locations (those lacking broadband service offering speeds of 100 Mbps downstream/20 Mbps upstream).

The State must prioritize awarding projects that provide coverage to all unserved locations first, followed by all underserved locations.

However, Georgia will offer applicants the opportunity to apply for project areas at the county level, such that all applications will be required to propose to build to unserved and underserved BSLs countywide (each county and its eligible locations will hereinafter be referred to as "County Grant Area"). This approach is intended to streamline the application process, minimizing overlap and the need for deconfliction.

7. Who is eligible to receive BEAD funding?

The following entity types are eligible to apply for BEAD funding:

- For Profit Organizations
- Cooperatives
- Non-Profit Organizations
- Public-Private Partnerships
- Local Governments
- Public Utilities
- Private Utilities
- Public Utility Districts
- Other Internet Service Providers (ISPs)

8. Can new entrants apply for BEAD funding?

Yes, in line with Georgia's Initial Proposal Volume II (IPV2), new entrants may apply for BEAD project areas. If the applicant is a provider without two years of experience offering communications services or is a new entrant to the communications market, the applicant will be required to provide additional documentation to demonstrate its operational capabilities to successfully complete and operate a BEAD funded project.

Such documentation may be considered if it clearly substantiates the applicant's expertise and resources to deploy and operate a broadband network in compliance with BEAD program requirements. Acceptable documentation may include operational or financial reports the provider or new entrant had originally submitted to financial institutions or relevant regulatory agencies. These reports must be accompanied by a certification from an officer or director of the organization confirming that they are true and accurate copies of the original documents provided to the financial institution or regulatory agency.

Providers and new entrants will also be required to submit documentation outlining their plans to acquire additional resources to strengthen their organizational capabilities. This may include engaging third-party contractors and partners with relevant operational expertise, particularly if the applicant cannot demonstrate that they have already secured these capabilities. For the purposes of this section, the two-year timeframe begins when the applicant initiated verifiable operational efforts to build networks providing "last mile" service.

For more information on application questions, please see the Georgia BEAD Application Questions (link: <https://gta.georgia.gov/document/document/georgia-bead-application-questions/download>).

9. Will the same subrecipients who received funding through ARPA programs receive BEAD funding?

The Georgia Technology Authority will perform a competitive subrecipient selection process consistent with Georgia's Initial Proposal Volume II (IPV2). Subrecipients that received ARPA funding may choose to apply for BEAD project areas for eligible BEAD locations identified by the State. Please note that the requirements and regulations vary across federal grant programs and applicants should review the requirements under the BEAD program and consider them independently from any previously award grant programs.

10. Is there a minimum or maximum funding limit per project?

There is not a defined minimum or maximum funding amount per project. However, as noted on page 40 of Georgia's Initial Proposal Volume II (IPV2), applications will receive up to 50 points for being the most cost-efficient proposal submitted for a particular County Grant Area. The most cost-efficient proposal, evaluated based on the total funding requested to provide broadband access to a County Grant Area divided by the number of locations proposed to be served in that County Grant Area (BEAD funding requested per location), will receive full points under this section. Less cost-efficient proposals will receive a percentage of points available relative to the most efficient application received for that County Grant Area.

11. Can BEAD funds be used for planning or only implementation?

In certain instances, BEAD funding may be used to support both implementation and planning activities.

Implementation activities (site preparation, demolition, construction, ground disturbance, fixed installation, or any other implementation activities) may not begin prior to the completion of all Environmental and Historic Preservation (EHP) requirements. The subgrantee must comply with all conditions placed on the grant funded activities as the result of The National Environmental Policy Act (NEPA) or The National Historic Preservation Act (NHPA) consultation or processes under other applicable laws—e.g., mitigation requirements, best management practices, or other measures necessary to reduce environmental impact. The subgrantee must also provide any information requested by GTA or NTIA to ensure both initial and ongoing compliance with all requirements described above.

11.1 When can applicants begin recording costs for pre-award expenses?

Implementation activities (site preparation, demolition, construction, ground disturbance, fixed installation, or any other implementation activities) may not begin prior to the completion of all EHP requirements.

Based on the guidelines outlined by the NTIA, GTA will allow limited permissible activities under NEPA to proceed using award funds prior to the completion of the EHP review process, including the following:

- Pre-construction planning, including collecting information necessary to complete environmental reviews;
- Applications for environmental permits;
- Studies including, but not limited to, Environmental Assessments (EA), wetland delineations, biological assessments, archaeological surveys, and other environmental reviews and analyses;
- Administrative costs;
- Pre-award application costs;
- Activities supporting consultations required under the NHPA, the Endangered Species Act, and the Clean Water Act; and/or
- Limited, preliminary procurement, including the purchase or lease of equipment, or entering into binding contracts to do so; the purchase of applicable or conditional insurance; and/or funds used to secure land or building leases (including right-of-way easements).

Subgrantees that undertake unauthorized project activities in contravention of this Section proceed at their own risk and may face de-obligation of funding. Furthermore, subgrantees that incur costs prior to execution of final award agreement proceed at their own risk and may face rejection if deemed unallowable.

12. Are permitting fees and right of way (ROW) fees considered part of eligible expenses?

NTIA has provided that eligible costs are those directly related to the project and consistent with 2 CFR 200. As stated on page 22 of the BEAD NOFO, these may include fees associated with permitting and ROW. In addition, waiver of fees associated with access to rights of way, pole attachments, conduits, easements, or other types of infrastructure related to the project may be used as an in-kind match.

13. Are assets purchased under this program subject to federal interest?

Yes, as noted on page 87 of the BEAD NOFO, in accordance with 2 C.F.R. § 200.316, any real property, equipment, or intangible property acquired or improved with a federal award must be held in trust by the Eligible Entity or subgrantee as trustee for the beneficiaries of the project, other eligible activity, or program under which the property was acquired or improved. This trust relationship exists throughout the duration of the property's estimated useful life, as determined by the Grants Officer in consultation with the Program Office, during which time the federal government retains an undivided, equitable reversionary interest in the property (Federal Interest). In this connection, NTIA may require the non-federal entity to record liens or other appropriate notices of record to indicate that personal or real property has been acquired or improved with a federal award and that use and disposition conditions apply to the property. Awards issued pursuant to this NOFO may contain specific award conditions pertaining to the use and disposition of grant-acquired property and to a requirement that the recipient or subgrantee file certain public notices (e.g., UCC-1, Covenant of Purpose, Use and Ownership, etc.) with respect to grant-acquired property. NTIA will provide information regarding the useful life schedules associated with assets acquired with grant funds.

14. What is the Federal interest period for the BEAD program?

The Federal interest in all real property or equipment acquired or improved as part of a subgrant for which the major purpose is a broadband infrastructure project will continue for ten years after the year in which that subgrant has been closed out in accordance with 2 CFR 200.344.

15. Are interest costs associated with the ten percent hold-back grant eligible?

Interest is not an eligible cost per the allowable deployment uses in NTIA's Eligible Expenses and Reimbursement Fact Sheet. Additionally, this Fact Sheet expressly indicates that payments related to loans are unallowable costs.

16. What is the matching requirement for BEAD?

All Georgia BEAD subrecipients will be required to comply with the requirements for match that are mandated by the language of the statute and NTIA's rules (Section III.B). These requirements are for a minimum 25% match for all locations other than those that exceed the Extreme High Cost Per Location Threshold set by the State.

17. What other funding sources are eligible for match?

The Infrastructure Act expressly provides that matching funds for the BEAD Program may come from a federal regional commission or authority and from funds that were provided to an Eligible Entity or a subgrantee for the purpose of deploying broadband service under the Families First Coronavirus Response Act (Public Law 116-127; 134 Stat. 178); the CARES Act (Public Law 116-136; 134 Stat. 281), the Consolidated Appropriations Act, 2021 (Public Law 116-260; 134 Stat. 1182); or the American Rescue Plan Act of 2021 (Public Law 117-2; 135 Stat. 4), to the extent permitted by those laws. Loan funding issued through a federal agency, such as through the USDA ReConnect Program, may also be used as match funding.

As noted on page 21 of the BEAD NOFO, except as expressly provided for in the Infrastructure Act, funds from other Federal programs (including funds from the Commission's Universal Service Fund programs) may not be used as matching funds. The Infrastructure Act expressly provides that matching funds for the BEAD Program may come from a federal regional commission or authority and from funds that were provided to an Eligible Entity or a subgrantee for the purpose of deploying broadband service under the Families First Coronavirus Response Act (Public Law 116-127; 134 Stat. 178); the CARES Act (Public Law 116-136; 134 Stat. 281), the Consolidated Appropriations Act, 2021 (Public Law 116-260; 134 Stat. 1182); or the American Rescue Plan Act of 2021 (Public Law 117-2; 135 Stat. 4), to the extent permitted by those laws.

18. What will be considered as in-kind match?

The following is a list of acceptable forms of in-kind match for BEAD:

- Employee or volunteer services
- Equipment
- Supplies
- Indirect Costs
- Computer hardware & software
- Use of facilities
- Waiver of fees associated with access to rights of way, pole attachments, conduits, easements, or access to other types of infrastructure

18.1 Can an applicant remove locations in an application but indicate that they would be willing to serve the whole project if the 25% match requirement is waived?

No. Program requirements are for a minimum 25% match for all locations other than those that exceed the Extreme High Cost Per Location Threshold (EHCPLT) set by the State. Per the State's IPV2, "Throughout the EHCPLT process, GTA may allow applicants to request a waiver for the 25% matching funds requirement to ultimately secure commitments to serve all required locations." Therefore, an application must meet the 25% match requirement upon submission.

19. What is the Extremely High Cost Per Location Threshold?

As noted on page 13 of the BEAD NOFO, an Extremely High Cost Per Location Threshold is a BEAD subsidy cost per location to be utilized during the subgrantee selection process where an Eligible Entity may decline

to select a proposal if use of an alternative technology meeting the BEAD Program's technical requirements would be less expensive.

The Extremely High Cost Per Location threshold (EHCPLT) will not be set until all Round 1 bids are received, as the threshold will be used to ensure the limited funds available to the State are used efficiently to meet the State's service goals. Page 50 of Georgia's Initial Proposal Volume II (IPV2) states that GTA will use the data received in the Round 1 application process and its own benchmark data to calculate the EHCPLT.

20. What are the milestones that will be used for payment distributions?

GTA will utilize fixed subawards since NTIA is permitting greater flexibility in the requirements that apply to fixed amount subawards. If GTA chooses to use fixed amount subawards, several requirements in 2 CFR 200 do not apply. In accordance with NTIA guidance, GTA will utilize a reimbursement method of repayment in which costs will be reimbursed to subrecipients in accordance with either objectives met, units built, or total project complete. An Eligible Entity may not provide advance payments, or reimburse any amount of a fixed amount subgrant, upfront or before the agreed upon milestone is met.

Reimbursement requests will be based on the completion of (fiber) miles and the service of locations. Funding will be tracked alongside the percentage completion following milestones:

- If cumulative spending is between 0% and 50% of the award amount, a range of 35% between the cumulative spend and the percentage of miles completed, or locations served is allowed. If either of these metrics falls outside of the threshold, the reimbursement request will be rejected unless a written justification is provided and approved by GTA. For example, a subrecipient can request up to 35% of their project budget without reporting miles/locations completed. If they request 50% of their budget, they must report a minimum of 15% complete for miles and locations.
- If cumulative spending is between 50% and 90% of the award, the acceptable range is 15%. If the request exceeds the acceptable range, the reimbursement request will be rejected unless a written justification is provided and approved by GTA. For example, if a subrecipient requests 90% of their budget, they must report a minimum of 80% complete for miles and locations.
- To obtain the final 10% of the project budget, both miles completed, and locations must 100% complete. Note: All served locations should be online on the current version of the FCC map to close out the subrecipients grant award.

21. If an applicant proposes all fiber, would they be able to then mix technologies?

No. As stated in NTIA's definition of a priority broadband project, a priority broadband project is one that utilizes end to end fiber. If an applicant proposes a project with mixed technology types, it would not be considered a priority project regardless of the inclusion of fiber.

22. How will the program measure its impact on broadband access?

GTA will leverage subrecipient reporting and regular check-ins to identify and mitigate risks, ensuring compliance with statutory requirements, 2 C.F.R. Part 200, and BEAD program guidelines, while also measuring the program's impact. Additionally, the State will employ various monitoring activities to gather data on subgrantee performance and progress, enabling the assessment of individual and portfolio risks. This data will inform decisions regarding the need for technical assistance, corrective actions, or enforcement measures, as necessary.

23. How long will subgrantees have to complete construction?

As noted on page 18 of the BEAD NOFO, subrecipients that receive BEAD Program funds for network deployment must deploy the planned broadband network and begin providing services to each customer

that desires broadband service within the project area not later than four years after the date on which the subgrantee receives the subgrant from the Eligible Entity.

24. Does the State have any resources available to assist with the creation of cybersecurity risk management plans?

The State has published a checklist and will host a webinar to support grantees in verifying that their cybersecurity risk management plans satisfy the program's requirements. The checklist can be found at <https://broadband.georgia.gov/bead-grant-applications>

25. Do Professional Engineers on project teams need to be licensed in the state of Georgia?

Professional Engineers do not need to be specifically licensed in the state of Georgia and may be licensed in another state. However, as noted on page 63 of Georgia's Initial Proposal Volume 2, the professional engineer is required to hold all applicable professional licenses.

26. If an application is proposing more than one technology, is the application completely rigid in terms of committing to amounts of specific technology?

Application design plans include a description of technology type. Funding is awarded based on a review of these technical specifications and divergence from the application would constitute a scope change.

27. What happens if a project does not meet compliance standards?

As provided on page 51 of the BEAD NOFO, each Eligible Entity (State) must, at a minimum, include in any subgrant agreement reasonable provisions allowing for recovery of funds in the event of a subgrantee's noncompliance with the BEAD Program's requirements, including but not limited to failure to deploy network infrastructure in accordance with mandated deadlines. Each Eligible Entity must, at a minimum, employ the following practices: (1) distribution of funding to subgrantees for, at a minimum, all deployment projects on a reimbursable basis (which would allow the Eligible Entity to withhold funds if the subgrantee fails to take the actions the funds are meant to subsidize); (2) the inclusion of claw back provisions (i.e., provisions allowing recoupment of funds previously disbursed) in agreements between the Eligible Entity and any subgrantee; (3) timely subgrantee reporting mandates; and (4) robust subgrantee monitoring practices. As a result, the State of Georgia reserves the right to withhold undisbursed funds and/or recoup previously disbursed funds if subrecipients fail to comply with BEAD requirements and applicable laws.

28. The BEAD plan allows for 20% overbuild. How will that work in the application and will the State fund locations that are already deemed as served based on the State's Challenge Process data?

While NTIA's BEAD NOFO allows up to 20% overbuild, GA's IPV2 does not include allowance of overbuild and the State has subsequently published the list of allowable unserved and underserved locations here: <https://broadband.georgia.gov/>.

29. Can an applicant submit more than one application per project area?

To maintain the competitive nature of the BEAD program, applicants will only be allowed to submit one best and final (prior to the negotiation phase) per project area.

30. Can an applicant propose a \$0 bid on locations already served in a project area?

No, applicants should contact the State at broadband@ga.gov for guidance regarding whether or not those locations are eligible for removal from the BEAD dataset.

APPLICATION

1. Can two or more companies submit a bid as a joint application?

To allow for more flexibility regarding County Grant Areas, GTA will allow applicants the option to partner with other applicants to apply for a County Grant Area. If applicants choose to form a partnership, details of the partnership must be clearly outlined in the prospective subgrantees' applications at the time of submission. Each applicant partnering will submit an individual application detailing their prospective

specific project area(s) and proposed Broadband Serviceable Locations (BSLs) within the County Grant Area and reference the other project(s) and applicant(s) working to serve locations in such a way that a comprehensive plan is formulated to solve broadband for the county in which they applied. (GA IPV2)

A partnership application should be between two subrecipients who will carry out the BEAD program rather than a contractor/subrecipient relationships given that the State will enter into a subrecipient agreement with both entities. Contractors providing goods or services to the primary applicant do not need to apply in partnership with the applicant, but the applicant should include the contractor selected to provide the services for the subrecipient to meet the broadband deployment related to the BEAD program.

If an application requires ownership of network(s) across multiple entities, rather than providing a good or service, a partnership application would be applicable.

1.1 How should entities partner without violating rules and regulations such as antitrust?

Prospective applicants who are interested in partnering should obtain advice from the entity's general counsel regarding how the partnership is conducted to ensure the partnership abides by all laws, rules, and regulations.

2. If an applicant submits more than one application, can the same documents be uploaded for all applications?

The application is designed to allow applicants to submit organization level materials once per applicant; however, project specific documents must be provided at the project area level and therefore would not be applicable across multiple applications.

3. In the case that an applicant submits multiple applications, should the pro forma be done separately for each proposed project or should all proposals be included in a single pro forma?

The application is designed so that an organization submits organizational-level information only once, regardless of the number of project area applications. However, project area details must be provided for each area applied for. Therefore, the pro forma for each application must include all Georgia BEAD construction associated with the Broadband Serviceable Locations (BSLs) the applicant intends to serve. If an applicant submits multiple applications, each application must include a separate project pro forma detailing all proposed construction, independent of any other applications.

4. In the case that an applicant submits multiple applications, can a single Letter of Credit apply to multiple projects or does a separate Letter of Credit need to be completed on a case-by-case basis?

GTA will require applicants to certify that they are aware of and understand the letter of credit, performance bond obligation, and other alternatives based on NTIA's guidance. Applicants must further certify that they have the qualifications and resources to obtain the required letter of commitment and letter of credit from an eligible financial institution or, if they choose to obtain a performance bond, submit a letter from a company holding a certificate of authority as an acceptable surety on federal bonds as identified in the Department of Treasury Circular 570 which contains the dollar amount of the performance bond. Applicants choosing to obtain a letter of credit will be required to present a letter of commitment from a qualified financial institution prior to final award execution.

4.1 When are the letters of credit commitment letters and final letter of credit issuance required?

Prospective Subrecipients relying on LOCs to meet this requirement must provide the actual LOC as well as an opinion letter from their legal counsel confirming that the LOC or its proceeds will not be treated as the Subrecipient's property in any subsequent bankruptcy proceeding. This must be provided prior to the execution of final Terms & Conditions.

5. How much detail will the state request for the fixed wireless propagation analysis?

The State will provide a template that outlines all key attributes of network design to be collected.

6. Can I download the application as a PDF?

Yes, applicants will be able to download a pdf version of their submitted application.

7. Can multiple users work on an application?

Each organization must be set up by an authorized user utilizing the organization's FEIN number. Additional users must be added by the authorized user who set up the organizational profile. If a user attempts to set up an organization's account that has already been created, the user will receive a pop-up error.

8. Can I cancel an application before submission or withdraw an application after submission?

Yes, users will have the ability to cancel an application prior to submission as well as withdraw an application after it has been submitted.

9. When will the state accept applications for other reliable and alternative technologies?

The State will open Round 1 for priority applications and may open additional rounds allowing for other reliable and/or alternative technology projects based on the outcome of Round 1.

10. When do restrictions on communications between applicants and the State administering agencies begin?

The State will impose a quiet period beginning on the day after the application window ends for each round until preliminary awards are offered to the selected applicants. During the quiet period, GTA and/or OPB may continue some types of communications with prospective subrecipients such as requesting additional information or engaging in State-initiated negotiations. Additionally, GTA and OPB acknowledge that some prospective subrecipients may have business arrangements with the State outside of BEAD and may need to communicate as part of those arrangements.

11. Can multiple users register under an organization in the application portal?

Each organization must be set up by an authorized user utilizing the organization's FEIN number. Additional users must be added by the authorized user who set up the organizational profile. If a user attempts to set up an organization's account that has already been created, a pop up will appear indicating that this organization has already been created.

12. What is an Authorized Official for application purposes?

An Authorized Official is named by the applicant organization and is authorized to act for the applicant and assume the obligations imposed by federal and state laws, regulations, requirements, and conditions that apply to grant applications or grant awards. This is commonly a board member or an executive of the organization.

13. How can an applicant demonstrate the organization's current compliance with all relevant federal and state laws and policies regarding grant funding?

Applicants must demonstrate an understanding of the relevant BEAD federal and state laws and policies including 2 CFR Uniform Guidance. An attestation confirming that an applicant will comply with such requirements will not be considered sufficient. Applicants should provide a narrative including how they currently adhere to the applicable laws and policies; or in the absence of established compliance framework include a description of the policies and procedures the organization has in place to align with federal and state grant policies and regulations, including documented procurement practices.

APPLICATION SUBMISSION

1. How do I apply for Georgia's BEAD program?

The link to the State's BEAD application portal will be made available on December 2, 2024.

2. What is the definition of partnership and consortium as it relates to the application process?

To allow for more flexibility regarding County Grant Areas, GTA will allow applicants the option to partner with other applicants to apply for a County Grant Area. If applicants choose to form a partnership, details of the partnership must be clearly outlined in the prospective subgrantees' applications at the time of submission. Each applicant partnering will submit an individual application detailing their prospective specific project area(s) and proposed BSLs within the county and reference the other project(s) and applicant(s) working to serve locations in such a way that a comprehensive plan is formulated to solve broadband for the county in which they applied. A partnership would include two organizations working on one project. A consortium would be more than two organizations working on two projects.

3. How long will the application be open?

The application will remain open for submission for 45 days. The application portal opens on Monday, December 2, 2024, and will close on Friday January 15, 2025, at 5pm EST. The State strongly encourages applicants to submit well in advance of the deadline. No late applications will be accepted per the State's IPV2.

AWARDS

1. Will the state utilize fixed subaward awards?

NTIA held in the Uniform Guidance Policy Notice that the BEAD competitive subrecipient selection process will allow states to establish fixed amount subawards for broadband infrastructure projects that are based on a reasonable estimate of actual costs, subject to the requirement that each state monitor "the reasonableness of the subrecipient costs." that the BEAD competitive subrecipient selection process will allow states to establish fixed amount subawards for broadband infrastructure projects that are based on a reasonable estimate of actual costs, subject to the requirement that each state monitor "the reasonableness of the subrecipient costs."

As such, the State intends to utilize fixed amount subawards to reduce the program's administrative costs to both applicants and GTA. Fixed amount subawards should also encourage broader participation in the program.

A fixed amount subaward is a type of subgrant agreement where payments are based on meeting specific requirements of the federal award (e.g., performance and results), rather than actual costs incurred. This type of award reduces some of the administrative burden for the recipient and subrecipient. Utilizing fixed award subawards may render certain requirements of 2 CFR 200 inapplicable, as described below.

- **Cost Principles:** The cost principles do not apply as compliance requirements to fixed amount subawards. Instead, the cost principles or other pricing information are used as a guide when budgeting for the work that will be performed under the fixed amount subaward.
- **Procurement:** Subgrantees that receive a fixed amount subaward are not required to comply with the procurement practices of the Uniform Guidance.
- **Property Standards:** Fixed Award Subgrantees that receive a fixed amount subaward have more flexible property standard options including exceptions, adjustments, and clarifications for fixed amount subawards, including title, management and use requirements, liens, encumbrance and disposition.

COMPLIANCE

1. Please define the term "useful life of an asset."

As provided in Term 48(a) of the BEAD IPFR General Terms & Conditions, for the purposes of this award, the useful life of the real property or equipment acquired or improved using BEAD funds shall coincide with the Federal Interest Period as defined in Term 49 below. During the useful life of the BEAD-funded property, the Grantee must adhere to the requirements contained in the terms and conditions of the award, including adherence to the use, management, and disposition requirements set forth in 2 CFR 200.311 or 200.313, as applicable. NTIA will provide additional information concerning the review and approval process for transactions involving BEAD-funded real property and equipment in subsequent guidance.

REPORTING

1. Has NTIA provided guidance on what will be required for internal reporting (items such as payroll, wage licenses, etc.)?

Subgrantees will be required to submit reports to the State, at least semiannually, for the duration of the subgrant to track the effectiveness of the use of funds provided.

Subgrantee reports must include the following items:

- 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)
- 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
- 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 status
- The number and value of contracts and subcontracts awarded by the Subgrantee disaggregated by recipients of those such contracts or subcontracts that are Minority Business Enterprises (MBE) or Women's Business Enterprises (WBE).
- 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 certify that the information in the report is accurate

Subgrantee reports for projects over \$5 million (based on expected total cost) have a few additional requirements for subgrantee reports:

- 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. Please see further details on page 91 of the BEAD NOFO.
- Certification that a project either will use a unionized project workforce or includes 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.

2. What will the project employment and local impact report require?

Projects over \$5 million are required to provide 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, which must include the following: 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, and whether those wages are less than prevailing wage rates.

3. What will the workforce continuity plan report require?

Workforce continuity plan report will require applicants to include 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 (as required in Section IV.C.1.e), including 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;

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; and

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.

SCORING

1. What criteria are used to evaluate applications submitted for Georgia's BEAD program?

GTA will begin its evaluation of proposals by ensuring that the applicant has provided all required materials. Incomplete proposals will not be considered. Following a determination of completeness, GTA will review and evaluate the proposals based on the following criteria, which can add up to a total score of 100:

Primary Scoring Criteria:

Minimal BEAD Program Outlay - Up to 50 points

Affordability - up to 15 points

Fair Labor Practices - up to 10 points

Secondary Scoring Criteria:

Speed to Deployment - up to 5 points

Community/local government support - up to 9 points

Connecting CAIs at a gigabit symmetrical - up to 3 points

Universality of applications - up to 8 points (for priority projects only)

Speed of Network and Other Technical Capabilities - up to 8 points (for other last-mile projects only)

Project areas consisting of CAI only locations will utilize a variation of this scoring. Please see question 3 in this section for CAI only scoring.

2. If there are no BEAD eligible CAIs in a County Grant Area, how will an applicant get points for that scoring section?

The State's approved Initial Proposal Volume II provides applicants the opportunity to earn up to 3 points in each County Grant Area for attesting to provide gig symmetrical service to CAIs at no additional cost to the State. Following NTIA's validation of the State's Challenge Process Data, it was determined that a total

of 7 County Project Areas do not contain BEAD eligible CAIs (Irwin, Jenkins, Jones, Miller, Putnam, Towns, and Union Counties) which would only allow for a maximum score of 97 points based on Georgia’s approved Initial Proposal Volume II. In order to allow applicants to reach 100 points, the State is hereby clarifying that, for these 7 specific County Grant Areas only, the State will award 3 points in the Connecting CAI secondary to any and all applicants for these specific counties.

3. How will County Grant Areas with only eligible CAIs and no BSLs be scored?

The State’s approved Initial Proposal Volume II provides applicants the opportunity to earn up to 3 points in each County Grant Area for attesting to provide gig symmetrical service to CAIs at no additional cost to the State. Following NTIA’s validation of the State’s Challenge Process Data, it was determined that a total of 4 County Grant Areas contain only BEAD eligible CAIs (Bacon, McIntosh, Taliaferro, and Treutlen Counties). Limited to these 4 specific County Grant Areas, the scoring as written must be clarified because there are no BEAD eligible non-CAI BSLs within those counties. In order to ensure a fair, transparent, and open process for these 4 County Grant Areas, the State is hereby clarifying that any and all applications for these 4 specific County Grant Areas will be scored as follows:

Scoring Criteria for CAI Only Project Areas

Scoring Criteria	Points available
Primary Criteria subtotal (all are mandatory under NTIA rules)	
Total outlay of funds	50
Affordability	15
Compliance with Federal Fair Labor laws	10
Primary Criteria subtotal	75
Secondary Criteria	
Speed to deployment (mandatory under NTIA rules)	8
Community/local government support	9
Community Anchor Institutions	8
Secondary Criteria subtotal	25
Total	100

Affordability: up to 15 points

Applicants will be awarded full points under the Affordability criterion for their commitment to provide broadband service in BEAD Program-funded project areas at rates in BEAD Program-funded service areas that is consistent with the broadband pricing the applicant makes available in unsubsidized areas within Georgia for the same or substantially the same level of service, for providers already serving Georgians.

Speed to deployment for CAI only project areas: up to 8 points

For applications where the project area only contains eligible CAIs and no other BEAD eligible locations, speed to deployment will be worth up to 8 points based on the same speed to deployment scoring criteria as other project areas.

Connecting CAIs at a gigabit symmetrical: up to 8 points (for CAI Only Project Areas)

The State of Georgia places a high value on best-in-class, future-proof connectivity to CAIs statewide. In particular, the state recognizes the necessity of end-to-end connectivity to community anchors such as government buildings, libraries, schools, higher education, and institutions that provide internet services to the public.

For these reasons, GTA will award up to 8 points to applicants demonstrating that they will deploy infrastructure to make 1 Gbps symmetrical service with latency less than or equal to 100 milliseconds (ms) available to CAIs that currently lack such service as determined through the Challenge Process in early 2024. (The State notes that the BEAD program considers a CAI served if it has access to 1 Gbps symmetrical service or better. If a CAI requires more than a 1 Gbps symmetrical connection, the CAI must independently work with the applicant/awardee to determine available options.)

All 8 points will be awarded to an applicant that demonstrates it will provide access to connectivity to all currently unserved CAIs, identified through the Challenge Process, in the County Grant Area it proposes to serve.

Percentage of CAIs included:

Connectivity available to all CAIs in County Grant Area that do not have 1 Gbps symmetrical capable connection and latency less than or equal to 100 ms: 8pts

Connectivity available to 66.7-99.9% CAIs in County Grant Area that do not have 1 Gbps symmetrical capable connection and latency less than or equal to 100 ms 6pts

Connectivity available to 33.4-66.6% CAIs in County Grant Area that do not have 1 Gbps symmetrical capable connection and latency less than or equal to 100 ms: 4pts

Connectivity available to 0-33.3% CAIs in County Grant Area that do not have 1 Gbps symmetrical capable connection and latency less than or equal to 100 ms: 2pts

TECHNICAL CAPABILITIES

1. Are full low-level designs required for the planning and design portions of the application?

Applicants are required to provide design documentation substantially similar to what is demonstrated in the templates and samples.

2. Can you please clarify the level of engineering required prior to applying for BEAD? Do we need to have our network fully engineered prior to the application being submitted or do we just need an engineering firm's certification that our network concept has been reviewed?

Applicants do not need to provide a fully engineered network to apply for BEAD funding. Instead, applicants will need to provide a detailed project description that includes the type(s) of technology expected to be deployed, a logical network design, and a timeline. These details will need to be certified by a licensed Professional Engineer. The BEAD NOFO (page 74) and Georgia IPv2 (pages 60-61) provide details about what documentation is expected from applications. NTIA has waived the requirement that the Professional Engineer be licensed by the state, so the license can be from another state or other approved entity (see, "BEAD Program—Conditional Limited Programmatic Waiver and Clarification of Professional Engineer Certification," NTIA, March 7, 2024, [https://broadbandusa.ntia.doc.gov/funding-programs/policies-waivers/BEAD -
_Conditional_Limited_Programmatic_Waiver_and_Clarification_of_Professional_Engineer_Certification](https://broadbandusa.ntia.doc.gov/funding-programs/policies-waivers/BEAD_-_Conditional_Limited_Programmatic_Waiver_and_Clarification_of_Professional_Engineer_Certification)).

3. Who can certify the technical documents and plans that the applicant uploads?

Applicants must have a licensed professional engineer review and certify required project technical documents, including network design, diagram, project costs, build-out timeline, and milestones.

4. Can you clarify the requirements for the professional engineer providing the project certification?

The professional engineer must be licensed, though it is not required they be licensed in Georgia. Per the NTIA Conditional Limited Programmatic Waiver and Clarification of Professional Engineer Certification, issued in March 2024, the professional engineer's license may be in any of the 56 BEAD Program Eligible Entities.