**INDEPENDENT DEALER AGREEMENT (AGREEMENT)**

**For**

**STATEWIDE CONTRACT 202 (SWC202), Emergency Audible/Visual Equipment & Parts**

The State of Tennessee acting through the Department of General Services, Central Procurement Office (“STATE”) and SUPPLIER NAME (“CONTRACTOR”) have entered into SWC202 – Emergency Audible/Visual Equipment & Parts, **Edison Contract #####** (“CONTRACT”) to provide Emergency Audible/Visual Equipment and Parts to the STATE. The CONTRACT is a result of Invitation to Bid (ITB) 32110-13196-#####. In connection therewith, the **(Name the Independently Owned and Operated Dealer (“INDEPENDENT DEALER”) )**, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**(see below for legal status of business)** may provide SCOPE to the STATE under this AGREEMENT.

This AGREEMENT will identify the responsibilities of the INDEPENDENT DEALER to provide SCOPE to the STATE and serve to bind the INDEPENDENT DEALER to the terms and conditions in the CONTRACT held by CONTRACTOR. Now, therefore, by signing this AGREEMENT, the INDEPENDENT DEALER hereby agrees to abide by the terms and conditions of the CONTRACT.

**Independent Dealer Information:**

**Legal Status:** Corporation, Partnership, Sole Proprietorship, etc.?

**Dealer Name:**

**Address:**

**City, State, Zip:**

**Phone:**

**Fax:**

**Contact Name:**

**Email Address:**

**Edison Supplier ID:**

**Independent Store Owner Group Name:**

**Name of Store Primary Contact (if different from above):**

**Number of Stores in Group:**

**Listing of Distribution Center and Store Number Below:**

Attach an Excel Sheet if more convenient.

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1. GOVERNOR'S OFFICE OF DIVERSITY BUSINESS ENTERPRISE
	1. Efforts to Achieve Diversity Business Participation:
	2. The Governor's Office of Diversity Business Enterprise ("Go-DBE") is the State's central point of contact to attract and assist minority-owned, woman-owned, service-disabled veteran-owned, disabled-owned, and small business enterprises interested in competing in the State of Tennessee's procurement and contracting activities. These diversity business enterprises are defined as follows:
	3. Minority Business Enterprise (MBE) and Woman Business Enterprise (WBE)
	4. Businesses that are a continuing, independent, for-profit business which performs a commercially useful function, and is at least fifty-one percent (51%) owned and controlled by one (1) or more individuals in the minority or woman category who were impeded from normal entry into the economic mainstream because of past practices of discrimination based on race, ethnic background, or gender.
	5. Service-Disabled Veteran Business Enterprise (SDVBE)
	6. "Service-disabled veteran-owned business" means a service-disabled veteran-owned business located in the State of Tennessee that satisfies the criteria in Tenn. Code. Ann. § 12-3-1102(8). "Service-disabled veteran" means any person who served honorably in active duty in the armed forces of the United States with at least a twenty percent (20%) disability that is service-connected, i.e., the disability was incurred or aggravated in the line of duty in the active military, naval or air service.
	7. Small Business Enterprise (SBE)
	8. "Small business" means a business that is a continuing, independent, for-profit business which performs a commercially useful function with residence in Tennessee and has total gross receipts of no more than ten million dollars ($10,000,000) averaged over a three-year period or employs no more than ninety-nine (99) persons on a full-time basis.
	9. Disabled Business Enterprise (DSBE)
	10. "Disabled Business Enterprise" means a business owned by a person with a disability that is a continuing, independent, for-profit business that performs a commercially useful function, and is at least fifty-one (51%) owned and controlled by one (1) or more persons with a disability, or, in the case of any publicly-owned business, at least fifty one percent (51%) of the stock of which is owned and controlled by one(1) or more persons with a disability and whose management and daily business operations are under the control of one (1) or more persons with a disability.
	11. For additional program eligibility information, visit: https://www.tn.gov/generalservices/procurement/central-procurement-office--cpo-/governor-s-office-of-diversity-business-enterprise--godbe--/program-eligibility.html
	12.
	13. RESPONDENT'S DIVERSITY UTILIZATION PLAN

|  |
| --- |
| Respondent's Company Name: |
| Solicitation Event Name: | Event Number: |
| Respondent's Contact Name: | Phone:( ) | Email: |
| Does the Respondent qualify as the diversity business enterprise? \_\_\_ Yes \_\_\_ NoIf yes, which designation does the Respondent qualify? \_\_\_MBE \_\_\_WBE \_\_\_DSBE\_\_\_SDVBE \_\_SBECertifying Agency: |

**Estimated level of participation by DBEs if awarded a contract pursuant to this ITB:**

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **Diversity Business Information** (List all subcontractors, joint-ventures, and suppliers) | **% of Contract** | **Estimated Amount** | **MBE/ WBE/ SDVBE/ SBE / DSBE Designation** | **Currently Certified** **(Yes or No)** |
| Business Name:Contact Name:Contact Phone: |  |  |  |  |
| Business Name:Contact Name:Contact Phone: |  |  |  |  |

* 1. If awarded a contract pursuant to this ITB, we confirm our commitment to make reasonable business efforts to meet or exceed the commitment to diversity as represented in our Diversity Utilization Plan. We shall assist the State in monitoring our performance of this commitment by providing, as requested, a monthly report of participation in the performance of this Contract by small business enterprises and businesses owned by minorities, women, service-disabled veterans and persons with disabilities. Such reports shall be provided to the state of Tennessee Governor's Office of Diversity Business Enterprise in the TN Diversity Software available online at: <https://tn.diversitysoftware.com/FrontEnd/StartCertification.asp?TN=tn&XID=9810>
	2. We further agree to request in writing and receive prior approval from the Central Procurement Office for any changes to the use of the above listed diversity businesses.

	Authorized Signature: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
	3. Printed Name and Title of Signatory \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_