**Section 120.130 Grant Agreement**

a) When a grant has been awarded, the grantee and the Department shall execute an Agreement. The Agreement shall be executed between the grantee and the Director or the Director's designee on behalf of the Department.

b) The Agreement shall contain substantive provisions, including, but not limited to, the following:

1) A recitation of legal authority pursuant to which the Agreement is made;

2) An identification of the project scope and schedule, and the work or services to be performed or conducted by the grantee;

3) An identification of the grant amount;

4) The conditions and manner in which the Department shall pay the grant amount subject at all times to annual appropriation by the General Assembly;

5) A promise by the grantee not to assign or transfer any of the rights, duties or obligations of the grantee without the written consent of the Department;

6) A promise by the grantee not to amend the Agreement without the written consent of the Department. Failure to do so will result in a cost disallowance. The project must be completed by the completion date in the Agreement unless a written request for an extension is submitted no later than 30 days prior to the award completion date;

7) A covenant that the grantee shall expend the grant amount and any accrued interest only for the purposes of the project as stated in the Agreement and approved by the Department;

8) A covenant that the grantee shall refrain from entering into any written or oral agreement or understanding with any party that might be construed as an obligation of the State of Illinois or the Department for the payment of any funds under the Act; and

9) A covenant that no grant funds will be disbursed until the eligible business has satisfactorily demonstrated to the Department that the revenue stream will be sufficient to service the debt on General Obligation Bonds issued in support of the project.

(Source: Amended at 29 Ill. Reg. 1195, effective January 5, 2005)