

RESOLUTION

BE IT RESOLVED, by authority of the _____ of the _____, and it is hereby resolved by authority of the same, that _____, who is the _____ of the above named body is authorized and directed to sign any and all contracts, agreements, grants and/or licenses (hereinafter collectively referred to as contract(s)) with the Pennsylvania Department of Education (Department); and

BE IT FURTHER RESOLVED, that the body consents to the use of electronic signatures by the above named individual and that no handwritten signature from the above named individual shall be required in order for any contract with the Department to be legally enforceable and that by affixing his/her electronic signature to an electronic file of the contract via the Department's e-grants system, the above designated authorized individual shall have effectively executed and delivered the contract, binding the _____ to comply with the terms of said contract; and

BE IT FURTHER RESOLVED, that no writing shall be required in order to make the contract valid and legally binding, provided that the Department and all other necessary Commonwealth approvers affix their signatures electronically and an electronically-printed copy of the Contract is e-mailed or is otherwise made available to the body by electronic means; and

BE IT FURTHER RESOLVED, that the body will not contest the due authorization, execution, delivery, validity or enforceability of the electronic Contract under the provisions of a statute of frauds or any other applicable law. The Contract, if introduced as evidence on paper in any judicial, arbitration, mediation, or administrative proceedings, will be admissible as between the parties to the same extent and under the same conditions as other business records originated and maintained in documentary form and the admissibility thereof shall not be contested under either the business records exception to the hearsay rule or the best evidence rule; and

BE IT FURTHER RESOLVED, that the body will notify the Department's Bureau of Management Services promptly in the event that the above named individual is no longer authorized to execute agreements on behalf of the body electronically and that the Department shall be entitled to rely upon the above named officer's authority to execute agreements electronically on behalf of the body until such notice is received by the Department's Office of Chief Counsel.

ATTEST

(individual receiving signatory authority may not attest on behalf of himself/herself)

Signature (President/Chair or Vice-President/Chair)

Signature (Treasurer or Secretary)

Print/type Name

Title

Print/type Name

Title

TO BE EXECUTED BY SECRETARY OF THE GOVERNING BODY:

I, _____, Secretary, of _____, do certify that the foregoing
is a true and correct copy of the Resolution adopted at a regular meeting of the
_____, held the ____ day of
_____, 20__.

Dated: _____

Signature (Secretary)

Print/type Name

Title

TO BE EXECUTED BY AUTHORIZED SIGNATORY:

As the person authorized to sign on behalf of the above named body, I agree that I shall not
provide any other person with my e-grants password or otherwise authorize any other
individual to affix my electronic signature to any agreement with the Department.

Dated: _____

Signature (authorized signatory)

Print/type Name

Title