



Regulatory Updates for Grants Administration

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A set of regs by many names

- OMB Guidance for Federal Financial Assistance
- “Uniform Guidance”
- Title 2 of the Code of Federal Regulations
- 2 C.F.R. part 200
 - Note that other 2 C.F.R. parts will have updates, too



Some areas it covers

- Allowable Costs
- Unique Entity Identifier (UEI) and SAM.gov
- Reporting Subawards / FFATA / FSRS.gov
- Audit requirements
- Etc.



What's changing and when?

- Largest set of updates since 2014
- Emphasis on plain language / clarification
- Effective Oct. 1, 2024
- Applies to NEW awards issued AFTER Oct. 1
- Main takeaway: **for G2S, 2 C.F.R. updates apply to upcoming FY 2025 awards**



Initial resources

- 2 C.F.R. online handout with updates for SLAAs/G2S:
<https://www.ims.gov/sites/default/files/2024-09/2cfr-updates-g2s.pdf>
- Future open forum with IMLS legal and grants administration colleagues
 - Thursday, Nov. 7, 2-3pm Eastern – in place of LSTA zoom
- eCFR: <https://www.ecfr.gov/current/title-2/subtitle-A/chapter-II/part-200?toc=1>
 - Includes a search tool and historical versions
- Federal Register notice formally announcing revisions (4/22/2024):
<https://www.federalregister.gov/documents/2024/04/22/2024-07496/guidance-for-federal-financial-assistance#sectno-reference-200.217>

Highlights – interactive style

- Raised hand polls (or online chat) with your best guess
- No expectation of prior knowledge
- No judgment – we're all learning together



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Question 1

- Which of the following amounts are changing?
 - A. Equipment (currently \$5,000)
 - B. Single audit threshold (currently \$750,000)
 - C. Modified Total Direct Costs subawards (currently \$25,000)
 - D. De minimis indirect cost rate (currently 10%)
 - E. None of the above
 - F. All of the above



Question 1: Answer

- F: All of the above
 - A. Equipment (from \$5,000 to **\$10,000**)
 - B. Single audit threshold (from \$750,000 to **\$1,000,000**)
 - C. MTDC subawards (from \$25,000 to **\$50,000**)
 - D. De minimis indirect cost rate (from 10% to **15%**)

Source: 2 C.F.R. § 200.1 (Definitions), § 200.414 (Indirect costs), and § 200.501 (Audit requirements)



Question 2

- True or false: IMLS prior approval for equipment will no longer be required





Question 2: Answer

- False: You still need to submit prior approval requests for equipment to IMLS (via eGMS Reach) for you and your subrecipients
 - Remember the threshold for equipment is increasing from \$5,000 to \$10,000

Source: 2 C.F.R. § 200.407 (Prior written approval), § 200.439 (Equipment and other capital expenditures), and § 200.1 (Definitions)



Question 3

- True or false: cybersecurity is a new requirement under “internal controls”



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Question 3: Answer

- True: You'll need to make sure that cybersecurity is incorporated into your internal control policies and procedures, if not already
 - Note that OMB also added cybersecurity as an allowable cost

Source: 2 C.F.R. § 200.303 (Internal controls), § 200.455 (Organization costs), and § 200.413(b) (Direct costs)

Question 4

- OMB clarified that individuals attending trainings or conferences (who are NOT responsible for implementing the award) could receive:
 - A. Per diem
 - B. Temporary dependent care costs
 - C. Alcohol paid for with federal funds
 - D. Only A and B
 - E. None of the above





Question 4: Answer

- D: Only A and B (Per diem and Temporary dependent care costs)
 - Examples include community members participating in a community outreach program, members of the public from whom input is sought, students, and conference attendees

Source: 2 C.F.R. § 200.1 (Definitions) and § 200.432 (Conferences)

Question 5

- There is a new priority to purchase products and services that:
 - A. Can be reused, refurbished, or recycled
 - B. Are biobased
 - C. Are energy and water efficient
 - D. All of the above
 - E. None of the above



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Question 5: Answer

- D: All of the above
 - The recipient or subrecipient should, to the greatest extent practicable and consistent with law, purchase, acquire, or use products and services that can be reused, refurbished, or recycled; contain recycled content, are biobased, or are energy and water efficient; and are sustainable.

Source: 2 C.F.R. § 200.323 (Procurement of recovered materials)

Question 6

- True or false: OMB added a requirement that employees of recipients and subrecipients be informed of whistleblower rights and protections in writing



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Question 6: Answer

- True: You'll need to be sure you and your subrecipients have or develop this kind of whistleblower information to provide employees, if you haven't already done so

Source: 2 C.F.R. § 200.217 (Whistleblower protections)

Question 7

- OMB clarified that Unique Entity Identifiers (UEIs) must be obtained for:
 - A. Subrecipients
 - B. Second-tier subrecipients
 - C. Contractors
 - D. All of the above
 - E. None of the above





Question 7: Answer

- A: Subrecipients
 - OMB clarified that the UEI requirement does NOT apply to second-tier subrecipients or contractors
 - A reminder that subrecipients are NOT required to complete full registration in SAM.gov to obtain a UEI

Source: 2 C.F.R. § 25.105 (Applicability)



Question 8

- True or false: OMB clarified that if a potential subrecipient is excluded or disqualified from receiving federal funds, the responsibility rests on them to disclose it to the pass-through entity [i.e., SLAA]



Question 8: Answer

- False: A new provision requires **pass-through entities [i.e., SLAAs]** to confirm that potential subrecipients aren't suspended, debarred, or excluded from receiving Federal funds
 - A possible verification method is confirming an excluded status in SAM.gov

Source: 2 C.F.R. § 200.332 (Requirements for pass-through entities) and § 180.300 (What must I do...)

Question 9

- OMB added a new certification statement for subrecipients that must be submitted when:
 - A. Applying for funds
 - B. Requesting payment
 - C. Submitting financial reports
 - D. All of the above
 - E. None of the above





Question 9: Answer

- D: All of the above
 - “I certify to the best of my knowledge and belief that the information provided herein is true, complete, and accurate. I am aware that the provision of false, fictitious, or fraudulent information, or the omission of any material fact, may subject me to criminal, civil, or administrative consequences including, but not limited to violations of U.S. Code Title 18, Sections 2, 1001, 1343 and Title 31, Sections 3729-3730 and 3801-3812.”

Source: 2 C.F.R. § 200.415 Required certifications

Remember your on-ramp

- For G2S, 2 C.F.R. updates apply to upcoming FY 2025 awards
- Awards are generally issued near the start of the calendar year, but are dependent on the budget



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Resources (worth repeating)

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