

Uniform Guidance

Full Title:

“Uniform Administrative
Requirements, Cost Principles
and Audit Requirements”

a.k.a.: The SuperCircular

Uniform Guidance

What it is

◆ Consolidation of Federal Regulations

◆ Cost Principles

- ◆ 2 CFR 220 (formerly A-21 for Higher Ed)
- ◆ 2 CFR 225 (formerly A-87 for States, locals, Tribal governments)
- ◆ 2 CFR 230 (formerly A-122 for non-profits)

◆ Administrative Requirements

- ◆ 2 CFR 215 (formerly A-110 for education, hospitals and non-profits)

◆ Audits

- ◆ OMB Circular A-133 (State, local, education and non-profits)
- ◆ OMB Circular A-50 (Federal)

◆ CFDA in OMB Circular A-89

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Why it is

“To deliver on the promise of a 21st Century government, that is more efficient, effective and transparent, the OMB is streamlining the Federal government’s guidance on Administrative Requirements, Cost Principles, and Audit Requirements”

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Why it is

◆ Objectives

- ◆ Streamlining regulations to ease administrative burden
- ◆ Strengthening oversight to reduce fraud, waste and abuse

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❖ When it will roll out

- ◆ Published Dec 26, 2013

- ◆ ETA must publish regs by December 26, 2014

 - ◆ ETA must submit draft regs by Jun 2014

- ◆ Applicable December 26, 2014

 - ◆ Administrative requirements

 - ◆ New awards and additional funding to existing awards

 - ◆ Cost principles

 - ◆ New awards and additional funding to existing awards

 - ◆ Audit requirements

 - ◆ Audits of fiscal years beginning on or after Dec 26, 2014

- ◆ NOT retroactive

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It matters because

- ◆ All ETA grants are impacted
- ◆ All subs of primes are impacted
- ◆ New stuff
 - ◆ A few new admin rules
 - ◆ A few new cost principles
 - ◆ A few new policies
- ◆ There are changes
 - ◆ A few admin rule changes
 - ◆ A few cost principle changes
 - ◆ A few policy changes

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Other stuff it will impact, existing . . .

- ◆ Regulations
- ◆ TEGs, UIPLs
- ◆ The Core Monitoring Guide
 - ◆ And supplements
- ◆ Training materials
- ◆ One Stop Comprehensive TAG
- ◆ Other

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Regional Plan

- ◆ Inform of what's coming (today)
- ◆ Build capacity in Regional staff
- ◆ Collaborate with grantees
- ◆ Assist grantees as needed
- ◆ Create materials
- ◆ Participate and attend National training

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National Plan

- ◆ Membership on COFAR
 - ◆ The Council On Financial Assistance Reform (since 2012)
- ◆ Scour and analyze new *Uniform Guidance*
- ◆ TEN Number 20-13, February 10, 2014
 - ◆ Notification of publication and Webinar for the *Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards; Final Rule*
- ◆ Develop webinar
- ◆ Draft regulations
 - ◆ For submission to OMB in June 2014
- ◆ Contract for national fiscal and administrative training
 - ◆ *Uniform Guidance* as a part of this training

Background

❖ Acronyms

◆ COFAR

- ◆ Council On Financial Assistance Reform

◆ FAIN

- ◆ Federal Award Identification Number

◆ FAPIIS

- ◆ Federal Award Performance and Integrity Information System

◆ FFATA

- ◆ Federal Funding Accountability and Transparency Act

◆ PTE

- ◆ Pass-Through Entity

◆ SAM

- ◆ System for Award Management

◆ USC

- ◆ United States Code

Background

Consolidation of Federal Regulations

- ◆ Cost Principles
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 - ◆ 2 CFR 230 (formerly A-122 for non-profits)
- ◆ Administrative Requirements
 - ◆ 2 CFR 215 (formerly A-110 for ed, hospitals and non-profits)
- ◆ Audits
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 - ◆ OMB Circular A-50 (Federal)
- ◆ CFDA in OMB Circular A-89

Background

Highlights

- ◆ Streamline regulations to ease administrative burden
- ◆ Strengthening oversight to reduce fraud, waste and abuse
- ◆ Eliminate duplicate guidance
- ◆ Increase accountability standards
- ◆ Promote efficient use of I.T.
- ◆ Provide consistent and transparent treatment of costs
- ◆ Limit allowable costs
- ◆ Standardize business process
- ◆ Target audit requirements to mitigate risk
- ◆ More than 60 regulatory changes to Federal grants management

Background

❖ Structure

- ◆ Subpart A: Acronyms and definitions
- ◆ Subpart B: General provisions
- ◆ Subpart C: Pre-Award requirements
- ◆ Subpart D: Post Award requirements
- ◆ Subpart E: Cost Principles
- ◆ Subpart F: Audit requirements

Background

❖ Appendices

- ◆ App I Full text of funding opportunity
- ◆ App II Contract provisions
- ◆ App III Re: Indirect Costs (F & A) for Higher Ed
- ◆ App IV Re: Indirect Cost for Nonprofits
- ◆ App V Re: State, Local and Indian Cost Alloc Plans
- ◆ App VI Public Assist Cost Alloc Plans
- ◆ App VII Re: State, Local and Indian Indirect Cost Proposals
- ◆ App VIII Non-profits exempted from Cost Principles at Part 200
- ◆ App IX Hospital cost principles
- ◆ App X Data collection form
- ◆ App XI Compliance supplement

Categories

Categories of change

- ◆ The grant award process
- ◆ Grant management
- ◆ Pass-through entity responsibilities
- ◆ Cost principles
- ◆ Indirect cost rate negotiations
- ◆ Audit procedures

Categories

The Grant Award Process

- ◆ Some of the regulatory changes pertain to the manner and communication of awarding Federal grants.
- ◆ Example: Requiring agencies to conduct a financial risk assessment of all applicants before making an award
- ◆ Region 6 July Session

Categories

Grant Management

- ◆ Some of the regulatory changes pertain to the administration of the grant (versus “selected items of cost” in the cost principles section).
- ◆ Example: An awarding agency or pass-through entity may not disallow and recover funds after the record retention period
- ◆ Region 6 August Session

Categories

Pass-through Entity

- ◆ Some of the regulatory changes pertain to the role and authority of pass-through entities
- ◆ Example: Pass-through entities are to honor the negotiated cost rate or negotiate an ICR or provide the minimum ICR flat rate
- ◆ Region 6 August Session

Categories

Cost Principles

- ◆ Most of the regulatory changes pertain to selected items of cost
 - ◆ new requirements or
 - ◆ modified requirements or
 - ◆ newly aligned
- ◆ Example: Eliminating costs associated with improving “employee morale”
- ◆ Region 6 September Session

Categories

Indirect Cost Rates

- ◆ Some of the regulatory changes pertain to the process and elements of ICRs
- ◆ Example: New recipients have the opportunity to indefinitely elect an ICR of 10 percent of modified total direct costs
- ◆ Region 6 October Session

Categories

Audit Procedures

- ◆ Some of the regulatory changes pertain to the single audit requirements and process
- ◆ Example: Eliminating the authority of awarding agencies to grant an extension of an audit deadline
- ◆ Region 6 October Session?

Resources

❖ Websites

- ◆ OMB whitehouse.gov/omb/grants
- ◆ ETA doleta.gov
- ◆ Grants grants.gov
- ◆ Grant dollars USAspending.gov
- ◆ Transparency fsrs.gov
- ◆ Federal Register gpo.gov/fdsys
- ◆ Award mgt SAM.gov
- ◆ Management blogs.managementconcepts.com
Concepts