

Regulatory and Statutory Requirements

As a condition of a USDA award, the recipient and subrecipient(s) shall remain in compliance for the duration of the award with the terms and conditions of the award and all applicable laws, regulations, and Executive Orders, National Policy Requirements including, but not limited to the following, as applicable. They can be included as part of the award or incorporated in the award by reference. Agency specific regulatory and statutory requirements not identified below are the responsibility of the USDA awarding agency in accordance with applicable laws and statutes of the United States.

Regulation/Statute	Title
2 CFR Part 25	Universal Identifier and System for Award Management
2 CFR Part 170	Reporting Subaward and Executive Compensation Information
2 CFR Part 175	Award Term for Trafficking in Persons
2 CFR Part 180	OMB Guidelines to Agencies on Governmentwide Debarment and Suspension (Nonprocurement)
2 CFR Part 182	Governmentwide Requirements for Drug-Free Workplace (Financial Assistance)
2 CFR Part 200	Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards
2 CFR Part 400	Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards
2 CFR Part 400.2	Conflict of Interest
2 CFR Part 415	General Program Administrative Regulations
2 CFR Part 416	General Program Administrative Regulations for Grants and Cooperative Agreements to State and Local Governments
2 CFR Part 417	Nonprocurement Debarment and Suspension
2 CFR Part 418	New Restrictions on Lobbying

Regulation/Statute	Title
2 CFR Part 421	Requirements for Drug-Free Workplace (Financial Assistance)
2 CFR Part 422	Research Institutions Conducting USDA Funded Extramural Research; Research Misconduct
7 CFR Part 1, Subpart A	Official Records
7 CFR Part 1b	National Environmental Policy Act
7 CFR Part 3	Debt Management
7 CFR Part 15, Subpart A	Nondiscrimination in Federally-Assisted Programs of the Department of Agriculture – Effectuation of Title VI of the Civil Rights Act of 1964
8 U.S.C. 1324a.	Unlawful employment of aliens
29 U.S.C. 794	Nondiscrimination under Federal grants and programs
41 U.S.C. 6306	Interest of Member of Congress
41 U.S.C. 4712	Pilot program for enhancement of contractor protection from reprisal for disclosure of certain information
Executive Order (EO) 13513	“Federal Leadership on Reducing Text Messaging While Driving”
Executive Order (EO) 13788	“Buy American and Hire American”
Frequently Asked Questions (FAQs) for the OMB’s Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards at 2 CFR Part 200	Located at: https://cfo.gov/wp-content/uploads/2017/08/July2017-UniformGuidanceFrequentlyAskedQuestions.pdf

Regulation/Statute	Title
<p>Appropriations Act provisions</p>	<p>USDA awards must be in compliance with:</p> <p>Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act current provisions or any successor provisions of law.</p> <p>Government-wide provisions:</p> <p>Per the Consolidated Appropriations Act, 2018, Public Law 115-141, and prior appropriations acts, USDA agencies and staff offices must comply with provisions contained Division E, Title VII, General Provisions Government-wide, Sections 743, 744, 745, 746 respectively <i>or any successor provisions of law</i>.</p> <p><u>Sections 743 and 744</u> (making funds not available for entities that require employees to sign confidentiality agreements or statements prohibiting or restricting them from reporting waste, fraud or abuse) capturing the data can be achieved though solicitations and award terms and conditions.</p> <p><u>Sections 745 and 746</u> (restrictions on financial transactions with corporations with tax delinquencies or felony convictions) data can be captured through the use of USDA OMB approved forms: Representations Regarding Felony Conviction and Tax Delinquent Status for Corporate Applicants, AD-3030, and Assurance Regarding Felony Conviction or Tax Delinquent Status for Corporate Applicants, AD-3031. Note: Adherence to the appropriations restrictions outlined in Forms AD-3030/3031 remain effect <u>unless</u> Congress decides to change and/or remove them in subsequent appropriations years.</p>

National Policy Requirements: A listing of National Policy Requirements recipients must adhere to, where applicable, is located at: https://www.nsf.gov/bfa/dias/policy/fedrtc/appendix_c.pdf

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