Impact of NSF’s Position on UCAR in response to OMB Memorandum M-20-17

1) **SAMS Registration** - No impact – UCAR fully registered
2) **Application deadlines** – Will be extended on a case-by-case basis.
3) **Waiver for Notice of Funding Opportunities** – Not Applicable to NSF
4) **No-Cost Extensions on Expiring Awards** – standard procedures, i.e. an automatic extension to Cooperative Agreement AGS-0856145 not granted. UCAR will need to seek an extension as discussed with Kristin Spencer.
5) **Abbreviated continuation requests.** Project Reports due dates are extended by 30 days; however, if UCAR invokes an extension NSF’s ability to issue awards to UCAR will be impacted. NSF’s systems will not let an award be made.
6) **Allowability of costs** – Recipients are authorized to continue to charge salaries, stipends, and benefits to currently active NSF awards consistent with the recipients’ policy of paying salaries (under unexpected or extraordinary circumstances) from all funding sources, Federal and non-Federal. The recipient also is authorized to charge other costs to NSF awards that are necessary to resume activities supported by the award, consistent with applicable Federal cost principles and the benefit to the project. Recipients must not assume that supplemental funding will be available should the charging of such costs or other fees result in a shortage of funds to eventually carry out the project. If a shortfall is anticipated, recipients must contact the cognizant NSF Program Officer to discuss the situation. NSF will evaluate the grantee’s ability to resume the project activity in the future and the appropriateness of future funding, as done under normal circumstances—based on subsequent project reports and other communications with the recipient. Recipients are required to maintain appropriate records and cost documentation as required by 2 CFR § 200.302 – Financial management and 2 CFR § 200.333 - Retention requirement of records to substantiate the charging of any salaries and other project activities costs related to interruption of operations or services.
7) **Allowability of costs** – See 6 above.
8) **Prior Approval Requirement waivers** –
   A. NSF has waived the following requirement. §200.407 - Under any given Federal award, the reasonableness and allocability of certain items of costs may be difficult to determine. In order to avoid subsequent disallowance or dispute based on unreasonableness or nonallocability, the non-Federal entity may seek the prior written approval of the cognizant agency for indirect costs or the Federal awarding agency in advance of the incurrence of special or unusual costs. Prior written approval should include the timeframe or scope of the agreement. The absence of prior written approval on any element of cost will not, in itself, affect the reasonableness or allocability of that element, unless prior approval is specifically required for allowability as described under certain circumstances in the following sections of this part: (note a list of costs is provided)
   B. NSF has NOT waived the following requirement: “§200.308 Revision of budget and program plans. (a) The approved budget for the Federal award summarizes the financial aspects of the project or program as approved during the Federal award process. It may include either
the Federal and non-Federal share (see §200.43 Federal share) or only the Federal share, depending upon Federal awarding agency requirements. It must be related to performance for program evaluation purposes whenever appropriate.

(b) Recipients are required to report deviations from budget or project scope or objective, and request prior approvals from Federal awarding agencies for budget and program plan revisions, in accordance with this section.

(c)(1) For non-construction Federal awards, recipients must request prior approvals from Federal awarding agencies for one or more of the following program or budget-related reasons:

(i) Change in the scope or the objective of the project or program (even if there is no associated budget revision requiring prior written approval).

(ii) Change in a key person specified in the application or the Federal award.

(iii) The disengagement from the project for more than three months, or a 25 percent reduction in time devoted to the project, by the approved project director or principal investigator.

(iv) The inclusion, unless waived by the Federal awarding agency, of costs that require prior approval in accordance with Subpart E—Cost Principles of this part or 45 CFR part 75 Appendix IX, “Principles for Determining Costs Applicable to Research and Development under Awards and Contracts with Hospitals,” or 48 CFR part 31, “Contract Cost Principles and Procedures,” as applicable.

(v) The transfer of funds budgeted for participant support costs as defined in §200.75 Participant support costs to other categories of expense.

(vi) Unless described in the application and funded in the approved Federal awards, the subawarding, transferring or contracting out of any work under a Federal award, including fixed amount subawards as described in §200.332 Fixed amount subawards. This provision does not apply to the acquisition of supplies, material, equipment or general support services.

(vii) Changes in the approved cost-sharing or matching provided by the non-Federal entity.

(viii) The need arises for additional Federal funds to complete the project.

9. **Exemption of certain procurement requirements.** NSF has waived the following requirement – its waiver will have little impact on how UCAR conducts procurements; it has not impeded UCAR’s ability to conduct procurements.
“200.319  Competition. (b) The non-Federal entity must conduct procurements in a manner that prohibits the use of statutorily or administratively imposed state, local, or tribal geographical preferences in the evaluation of bids or proposals, except in those cases where applicable Federal statutes expressly mandate or encourage geographic preference. Nothing in this section preempts state licensing laws. When contracting for architectural and engineering (A/E) services, geographic location may be a selection criterion provided its application leaves an appropriate number of qualified firms, given the nature and size of the project, to compete for the contract.”

10. **Extension of Financial and Other Reporting.** Due date of all annual project reports due between March 1 and April 30, 2020 are extended by 30 days. The due dates for the following NSF awards are extended:

<table>
<thead>
<tr>
<th>Award Number</th>
<th>Award Title</th>
<th>Report Type</th>
</tr>
</thead>
<tbody>
<tr>
<td>1744946</td>
<td>Collaborative Research: Ice Supersaturation over the Southern Ocean and Antarctica, and its Role in Climate</td>
<td>Annual</td>
</tr>
<tr>
<td>1033112</td>
<td>The Continued Operation of COSMIC in Support of Operational and Research Applications for Years 2012-2015</td>
<td>Final</td>
</tr>
<tr>
<td>1033112</td>
<td>The Continued Operation of COSMIC in Support of Operational and Research Applications for Years 2012-2015</td>
<td>Outcomes</td>
</tr>
</tbody>
</table>

Under the Cooperative Agreement for NCAR we do not have any OMB standard reports due between March 1 and April 30th.

Note: If UCAR does not submit “financial and project reports” by the original due date it will impact NSF ability to issue new awards or award modifications.

11. **Extension of currently approved indirect cost rates.** NSF has acknowledged that recipients may request an extension, it was not automatically granted.

12. **Extension of closeout.** NSF did automatically extended the due date for submission of all final project reports and Project Outcomes Reports due between March 1 and April 30, 2020, by 30 days.

See the table in #10.

Note: If UCAR does not submit by the original due date it will impact NSF ability to issue new awards or award modifications.

13. **Extension of Single Audit submission.** Does not apply to UCAR since UCAR’s FY ends September 30th.