



2026 Uniform Guidance Proposed Changes

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- *Setting the Stage*
 - Key Acronyms
 - Uniform Guidance Basics
 - Rulemaking Process
- *NPRM*
 - OMB's Objectives
 - Walkthrough of Relevant Proposed Changes
- *Questions*

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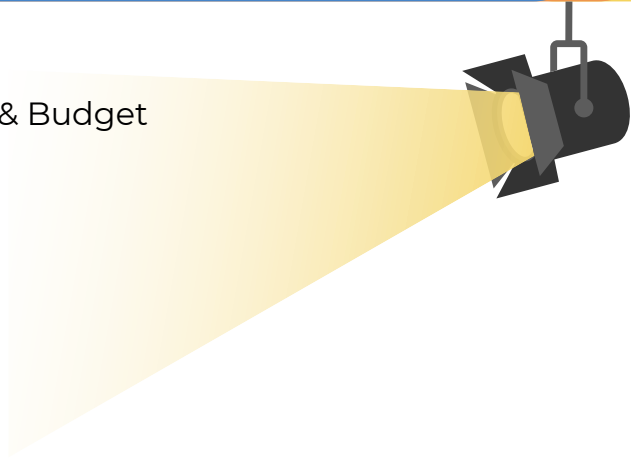
Setting the Stage

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Key Acronyms

Setting the Stage

- OMB = Office of Management & Budget
- FA = federal agency
- UG = Uniform Guidance
- PTE = pass-through entity
- EO= Executive Order
- T&Cs = terms and conditions



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Uniform Guidance Basics

Setting the Stage

- *Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards* ([2 CFR Part 200](#))
 - Replaced the OMB Circulars in 2014
 - OMB significantly revised in 2020 & 2024
- Intended to provide a standardized framework for FAs to administer federal funds
 - Individual FAs (i.e., HHS) are permitted to adopt, interpret, or amend the UG to accommodate program needs



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Uniform Guidance Basics

Setting the Stage

- Title 2: Federal Financial Assistance
 - Subtitle A
 - Part 1: About Title 2
 - Chapter 1: Government-Wide Guidance
 - Chapter 2: UG

▼ Title 2 Federal Financial Assistance	Part / Section
▼ Subtitle A Office of Management and Budget Guidance for Federal Financial Assistance	1 – 299
▼ Part 1 About Title 2 of the Code of Federal Regulations and Subtitle A	1.100 – 1.305
Subpart A Introduction to Title 2 of the CFR	1.100 – 1.110
Subpart B Introduction to Subtitle A	1.200 – 1.231
Subpart C Responsibilities of OMB and Federal Agencies	1.300 – 1.305
▼ Chapter I Office of Management and Budget Government-Wide Guidance for Federal Financial Assistance	2 – 199
<i>Parts 2-24 [Reserved]</i>	
Part 25 Unique Entity Identifier and System for Award Management	25.100 – 25.400
<i>Parts 26-169 [Reserved]</i>	
Part 170 Reporting Subaward and Executive Compensation Information	170.100 – 170.300
<i>Parts 171-174 [Reserved]</i>	
Part 175 Award Term for Trafficking in Persons	175.100 – 175.300
Part 176 Award Terms for Assistance Agreements That Include Funds Under the American Recovery and Reinvestment Act of 2009, Public Law 111-5	176.10 – 176.210
<i>Parts 177-179 [Reserved]</i>	
Part 180 OMB Guidelines to Agencies on Government-Wide Debarment and Suspension (Nonprocurement)	180.5 – 180.1020
<i>Part 181 [Reserved]</i>	
Part 182 Government-Wide Requirements for Drug-Free Workplace (Financial Assistance)	182.5 – 182.670
Part 183 Never Contract with the Enemy	183.5 – 183.35
Part 184 Buy America Preferences for Infrastructure Projects	184.1 – 184.8
<i>Parts 185-199 [Reserved]</i>	
▼ Chapter II Office of Management and Budget Guidance	200 – 299
Part 200 Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards	200.0 – 200.521
<i>Parts 201-299 [Reserved]</i>	



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Uniform Guidance Basics

Setting the Stage

Subpart A	Acronyms and Definitions	200.0 – 200.1
Subpart B	General Provisions	200.100 – 200.113
Subpart C	Pre-Federal Award Requirements and Contents of Federal Awards	200.200 – 200.217
Subpart D	Post Federal Award Requirements	200.300 – 200.346
Subpart E	Cost Principles	200.400 – 200.476
Subpart F	Audit Requirements	200.500 – 200.521
Appendices		I – XII



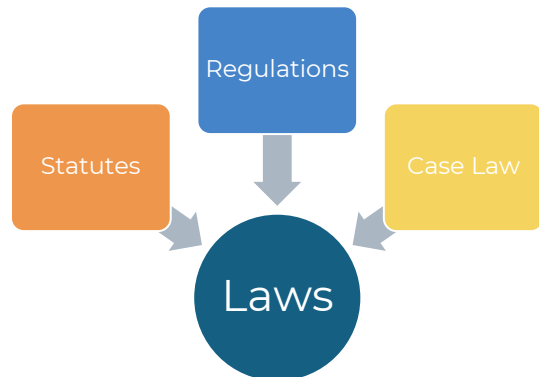
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Rulemaking Process

Setting the Stage

- Legislative Branch (Congress) creates statutes
- Executive Branch (FAs) creates regulations based on statutory authority
- Judicial Branch (courts) interprets language and implementation of statutes & regulations



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Rulemaking Process

Setting the Stage

- Notice of Proposed Rulemaking (NPRM)
 - Formal announcement & explanation of an agency's intent to address an issue (e.g., create, amend, or rescind a regulation)
 - Typical “notice & comment rulemaking” is governed by the Administrative Procedure Act ([5 U.S.C. § 553](#))
- Preamble
 - Descriptive section of NPRM (or final rule) that outlines agency's rationale for revisions, including legal justification
 - Required for publication in the Federal Register ([1 CFR 18.12](#))

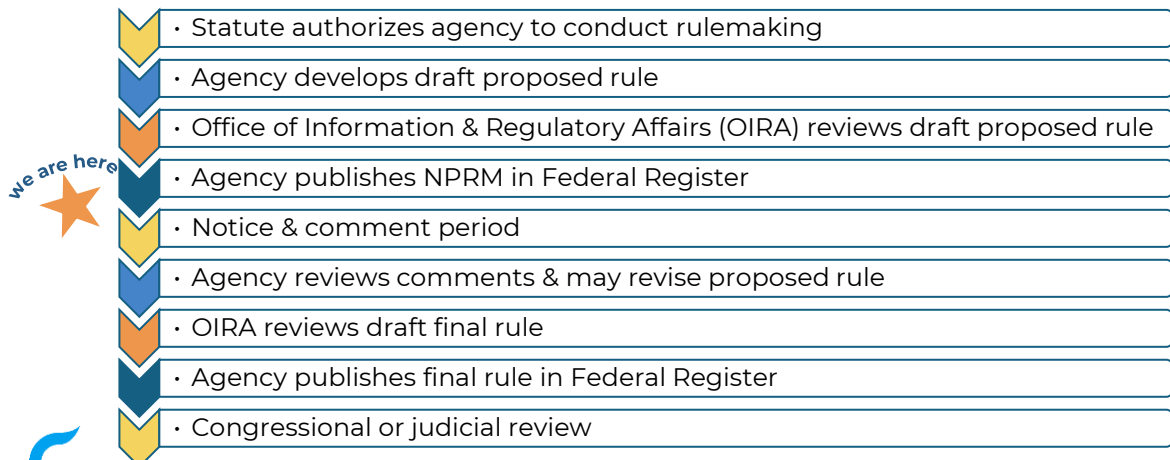


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Rulemaking Process

Setting the Stage

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- Statute authorizes agency to conduct rulemaking
 - Agency develops draft proposed rule
 - Office of Information & Regulatory Affairs (OIRA) reviews draft proposed rule
 - Agency publishes NPRM in Federal Register
 - Notice & comment period
 - Agency reviews comments & may revise proposed rule
 - OIRA reviews draft final rule
 - Agency publishes final rule in Federal Register
 - Congressional or judicial review



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Notice of Proposed Rulemaking (NPRM)

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OMB's Objectives

NPRM

- *Regulation for Federal Financial Assistance* ([91 FR 32198](#))
 - NPRM published May 29, 2026
 - Comment period ends **July 13, 2026**
 - Expected final rule date is before September 1, 2026
 - Proposed effective date is **October 1, 2026**
- OMB intends “a single set of government-wide requirements apply to [f]ederal awards made during fiscal year 2027”
 - Existing, unamended grants would continue to be governed by pre-October 1, 2026 rules



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OMB's Objectives

NPRM

Improving transparency, accountability, & oversight

Clarifying the status of 2 CFR as regulation

Reducing recipient burden



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Key Reminders

NPRM

- These are **proposed** changes; UG has not (yet) been revised
 - CAAs, state associations, state agencies, etc. may provide public comment until July 13
 - Final rule may revise proposed changes
 - No operational changes needed at this time
- UG applies to the use of federal funds, not recipient activities supported by state or unrestricted \$\$
 - Unless state incorporates UG in state grant requirements



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Subtitle A, Part 1,

Subpart A Intro to Title 2

Subpart B Intro to Subtitle A

Subpart C Responsibilities of
OMB + Federal Agencies

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From Guidance to Rule

NPRM

Part 1, Subparts A, B and C

[§ 1.100](#), [§ 1.105](#) [§ 1.200](#) [§ 1.205](#) [§ 1.220](#) [§ 1.230](#) [§ 1.300](#) [§ 1.305](#) NPRM establishes that OMB's government-wide guidance is binding and OMB and FA responsibilities

- **Revises** to replace “guidance” with “regulations”, refers to UG as “OMB regulations” and “requirements”
- **Removes** need for federal agencies to adopt UG as regulations



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Subtitle A, Ch. 1, Part 25 UEI + SAM

Part 170 Subawards + Exec. Comp

Part 180 Debarment + Suspension

Part 182 Drug Free Workplace Act

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From Guidance to Rule?

NPRM

Chapter 1, Parts 25, 170, 180 and 182

Chapter I title, § 25.100, § 25.200(a), § 170.100, § 170.200(a), § 180.5, § 180.15, § 180.20, § 180.25(a),(b), § 182.5, § 182.15, § 182.20, § 182.25, § 182.30

NPRM makes binding guidance relating to Sam.gov and UEI, subrecip. + exec. comp. reporting, debarment + suspension, and drug free wkplace

- **Revises** references to UG to replace “guidance” with “regulations”
- **Revises** references to Parts 25 and 170 to replace “guidance to “policies”
- **Revises** Parts 180 and 182 to make binding and remove need for FA to issue regulations
- **Revises** Parts 180 and 182 to clarify that FA discretion to deviate limited



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Subtitle A, Ch. 2, Subpart A Acronyms + Definitions

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General Provisions

NPRM

- [§ 200.1](#) – *Definitions*
 - **Revises** *Compliance supplement* to remove “annually updated”
 - **Revises** *Notice of Funding Opportunity (NOFO)* to remove “paper” as a form of issuance
 - **Revises** *Personally Identifiable Information (PII)* to **remove**:
 - examples of where PII may be found (e.g., websites)
 - recognition that a case by case analysis may be needed to assess the risk that an individual may be identified
 - explanation of when non-PII becomes PII (e.g., combined info)



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General Provisions

NPRM

- [§ 200.1](#) – *Definitions*
 - **Adds** to *Unobligated balances* a definition of “obligated”
 - New definition “for purposes” of unobligated balances
 - “. . . means funds that the recipient or subrecipient has legally committed through actions such as placing an order, awarding a contract or subaward, or otherwise incurring a liability for which payment will be due.”



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Subtitle A, Ch. 2, Subpart B General Provisions

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General Provisions

NPRM

- [§ 200.101](#) – *Applicability*
- Summary: establishes that greater weight is given to UG
 - **Revises** to address “statutory” and “regulatory” conflicts separately
 - **Adds** “regulatory conflicts” section which explains that once FA adopts UG:
 - “Default presumption” for FA is to apply UG if consistent with law and to greatest extent possible if UG conflicts with policy in federal funding source regulations
 - If FA aware of conflict potentially affecting award activities, should clarify in NOFOs and award docs which provisions govern



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General Provisions

NPRM

- [§ 200.102](#) – *Exceptions*
- Summary: clarifies FA authority to terminate/suspend discretionary funding
 - **Revises** to remove fixed amount awards
 - **Adds** the termination/suspension provision in 200.340 as an example of when a FA cannot seek an exception that is prohibited by law or other approval is expressly required by UG



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General Provisions

NPRM

Summary: Recognize UG codification by FAs occurs with issuance of a 2026 Final Rule, emphasize universal and uniform application of UG

- [§ 200.106](#) – *Agency implementation and responsibilities*
 - **Adds** new paragraph titled “Agency responsibilities” that directs FAs to **implement** all provisions in UG and Chapter I unless required otherwise by Federal statute or approved by OMB
- [§ 200.110](#) – *Effective date*
 - **Adds** that, once FAs adopt UG, agency specific adoption no longer required for future changes. FAs **may** amend agency specific adoptions if required by statute or approved by OMB as permitted by 200.106(a).



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General Provisions

NPRM

- [§ 200.111](#) – *English language*
- Summary: no other languages in any federal award materials
 - **Revises** “should” to “must” for announcements, applications and award info to be English
 - **Removes** option to for a FA to translate documents; submit apps, reports and official correspondence in another language; and provide documents in multiple languages



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General Provisions

NPRM

- [§ 200.112](#) – *Conflict of interest*
- Summary: increases transparency as to current or prior administration influence in application process
 - **Adds** recipient or subrecipient must disclose if employee worked on app or may support award who was employed by federal awarding agency within 2 years prior to app submission
 - **Adds** that disclosure is for “informational purposes”



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General Provisions

NPRM

- [§ 200.113](#) – *Mandatory disclosures*
 - **Adds** that any disclosures submitted to OIG must be transmitted to U.S. Attorney General within 10 days of receipt.
 - **Preamble:** Strengthen enforcement and accountability by ensuring credible allegations promptly transmitted to prosecutorial authorities
 - **Remember,** 2024 revision added prompt disclosure, whenever in connection with federal award “credible evidence” exists of the commission of violation of a federal criminal law involving fraud, conflict of interest, bribery or gratuity violations.



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Subtitle A, Ch. 2, Subpart C Pre-Federal Award Requirements + Contents

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Program Design & Administration

NPRM

- [§ 200.201](#) – *Use of grants, cooperative agreements, and contracts*
 - **Removes** fixed amount awards unless authorized by statute
 - **Revises** to move fixed amount award definition to this section
 - **Revises** so only FA decides type of federal award agreement (removes PTE)
 - **Preamble:** inconsistent use of fixed amount awards (FAAs), insufficient guardrails, not impact existing FAAs issued prior to effective date of final rule



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Program Design & Administration

NPRM

- [§ 200.202](#) – *Program planning and design*
- **Summary:** incorporate EOs, emphasize alignment with applicable law, lessen administrative burden
 - **Revises** to require federal agency program design to “align with administration policy and priorities”
 - **Adds** new provisions, including:
 - Ensure funds used in (i) compliance with applicable restrictions and (ii) for public purposes supported by law. Avoid “appearance” of prohibited activity.
 - If restrict eligibility, must specify in NOFO those eligible (ex., 501(c)(3)s) and that those not listed are ineligible
 - Encouraged to design multi-year awards



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Program Design & Administration

NPRM

- [§ 200.204](#) – *Notices of funding opportunities*
- **Summary:** increase transparency and availability, streamline process
 - **Revises** to require FAs announce “all” discretionary award NOFOs and allow for “open”, “limited” or “no” competition as consistent with law
 - **Revises** to require posting of all NOFOS on Grants.gov and allow exceptions if pose national security risk or not in national interest
 - **Revises** to require applicants apply via Grants.gov unless exception authorized by statute or approved by FA head
 - **Revises** to clarify that FA must not require applicant to use technical or legal consultants to complete app
 - **Revises** to reiterate focus on identifying eligible applicants in NOFO



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Program Design & Administration

NPRM

- [§ 200.204](#) – *Notices of funding opportunities*
 - **Adds** statement of interest (SOI):
 - Used when FA anticipates large vol. of apps or long/complex proposals
 - Short, 2 pager or less pre-app summarizing project concept
 - FA reviews SOI in accordance with 200.205 and invites apps to submit full proposal
 - FA must not compare SOI against a full proposal and may only review full proposal once invited to submit one
 - Purpose is to reduce burden on applicant and assist FA in identifying most competitive applicants early in process



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Program Design & Administration

NPRM

- [§ 200.204](#) – *Notices of funding opportunities*
 - **Revises** info an FA must include in NOFO to:
 - Include date by which SOIs invited to submit full proposal
 - Gives FA head authority to increase executive summary word count (500 limit now) and display NOFO on systems other than Grants.gov
 - **Revises** to require NOFO posting for 30 days and inclusion of justification for less than 30 days in NOFO. FA can repost.



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Program Design & Administration

NPRM

- [§ 200.205](#) – *Federal agency merit review of proposals*
 - **Adds** “Pre-issuance Review” process which requires FAs to:
 - Ensure proposal consistent with applicable law, FA priorities and national interest
 - Designate one or more senior appointees to conduct review applying following principles, “as relevant and to extent consistent with applicable law”:
 - “Where applicable” advance “President’s policy priorities”
 - Preference “given to institutions with lower indirect cost rates”, all else equal



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Program Design & Administration

NPRM

- [§ 200.205](#) – *Federal agency merit review of proposals*
 - **Adds** “Pre-issuance Review” process which requires FAs to:
 - (con’t) apply following principles “as relevant and to extent consistent with applicable law”:
 - Awards should be given to mix of recipients (focus on research grants)
 - Not fund, promote, encourage, subsidize or facilitate: (i) racial preferences including “intentional proxies” used as criterion for employment or program participation; (ii) denial of “sex binary in humans” or sex as a mutable characteristic (iii) illegal immigration or (iv) compromise public safety or promote anti-American values ³⁷



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Program Design & Administration

NPRM

- [§ 200.205](#) – *Federal agency merit review of proposals*
 - **Adds** to “Pre-issuance Review” process that FAs must:
 - Direct senior appointee reviewers to use “independent judgement” when evaluating proposals and not “routinely defer to recommendations of others”
 - Not discourage or prevent peer review if advisory and not treated as “de facto” binding on senior appointee. Clarify not allowing for creation of review rights that’s inconsistent with law
 - **Adds** that FA may repost NOFO, not required to issue award if “low-quality proposals or inconsistent with principles” in UG



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Program Design & Administration

NPRM

- [§ 200.206](#) – *Federal agency review of risk posed by applicants*
 - **Adds** following items for consideration when evaluating an applicant's risk:
 - Capacity to manage high \$ awards
 - "History of Questionable Practices" which includes:
 - Practices based on publicly available and verifiable information
 - Applicant's record of plagiarism in studies or papers; discredited non-replicable studies; activities inconsistent with Federal civil rights and religious liberty laws; membership in or affiliation with orgs engaged in activities that violate federal law, undermine safety or national security or advocate overthrow of the gov't.



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Program Design & Administration

NPRM

- [§ 200.207](#) – *Standard application requirements*
 - **Add** new subsection "Reducing administrative and regulatory burden" that:
 - Directs a FA to periodically review programmatic and administrative requirements to determine if necessary and required by applicable law
 - Recommend a FA update OMB annually on removal of any requirements.



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Program Design & Administration

NPRM

- [§ 200.208](#) – *Specific conditions*
 - **Adds** language to clarify how FA adjust/remove specific conditions “to the extent permitted by law” which include:
 - Adding condition when federal award made
 - Add/remove condition throughout period of performance
 - For existing awards, add/remove conditions:
 - based on factors for consideration in (c) w/in 15 calendar days after FA determination to adjust
 - not based on (c) only with recipient agreement



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Program Design & Administration

NPRM

- [§ 200.208](#) – *Specific conditions*
 - **Adds** examples of specific conditions that a FA may impose, such as requiring info on payments to subrecipients, vendors or contractors when seeking more detailed financial reports
 - **Adds** that FA may impose program-level specific conditions when determines existence of “elevated programmatic risks related to program administration, program oversight or effective monitoring of use or expenditure of Federal funds”. May remove condition when underlying risk resolved



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Program Design & Administration

NPRM

- [§ 200.211](#) – *Information contained in a Federal award*
 - **Revises** to require the reasons for termination from 200.340(a)(1)-(4) be listed in the T&Cs or expressly incorporated by reference
 - **Revises** to require FA to inform recipient of any additional termination provisions that apply to Federal award and clarify that such provisions must not limit the reasons in 200.340



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Program Design & Administration

NPRM

- [§ 200.218](#) – *Prohibition of using Federal awards to promote or support theories of disparate-impact liability*
 - **Adds** new section that “to the maximum extent permitted by law” directs FAs to eliminate the use of disparate impact liability (DIL) in all contexts
 - **Adds** DIL imperils effectiveness of civil rights laws by mandating, rather than proscribing, discrimination
 - **Adds** FAs’ and PTEs’ responsibilities to not administer funds and adopt policies/guidance/T&Cs that in any way promotes or supports DIL



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Program Design & Administration

NPRM

- [§ 200.218](#) – *Prohibition of using Federal awards to promote or support theories of disparate-impact liability*
 - **Adds** recipient and subrecipient responsibilities to review policies and not adopt, issue or enforce DIL standards in administering federally funded programs or activities
 - **Adds** that may still conduct statistical or demographic analysis for internal program evaluation, research or other programs so long as federal funds not used and results not applied to federally funded activities
 - **Adds** a definition of DIL



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Program Design & Administration

NPRM

- [§ 200.219](#) – *Prohibition of discriminatory event services*
 - **Adds** prohibition against viewpoint discrimination on basis of political, ideological or religious affiliation or perspective in providing services for events, meetings or other expressive activities. Applies to:
 - Public entity recipients and subrecipients
 - Non-public entities to extent relevant activities are within scope of activities funded by a federal award
 - **Adds** events are ones sponsored, hosted or permitted on owned, leased or otherwise controlled property of recipient or subrecipient



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Program Design & Administration

NPRM

- [§ 200.219](#) – *Prohibition of discriminatory event services*
 - **Adds** actions resulting in discrimination, include:
 - Denying, reducing or modifying event services in ways inconsistent with ordinary service levels
 - Imposing additional, inconsistent administrative burdens (unreasonable fees, security costs, etc.)
 - Applying event or facility-use policy in a manner that has purposes or effect of suppressing 1st amendment protected expression
 - **Adds** “services” includes logistical or safety support ordinarily provided



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Subtitle A, Ch. 2, Subpart D Post Federal Award Requirements

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National Policy Requirements

NPRM

- [§200.300](#) – *Statutory and national policy requirements*
- Summary: references, but doesn't change, existing law
 - **Revises** general subsection to focus on existing antidiscrimination principles, namely Title VI
 - **Removes** references to public welfare, the environment, & *Bostock v. Clayton County*
 - **Adds** section prohibiting discrimination against or towards faith-based organizations
- Preamble states OMB specifically **requests** comments on this section



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National Policy Requirements

NPRM

- [§200.300](#) – *Statutory and national policy requirements*
 - **Adds** “*Limitations on authorized use of federal awards funds*” as title of subsection and requires FAs & PTEs to ensure federal awards don't “fund, promote, encourage, subsidize, or facilitate:”
 - DEI or DEIA “policies, principles, or practices that violate any applicable [f]ederal anti-discrimination laws”
 - “Gender ideology” as defined in EO 14168
 - Transition of “a child” under 19 “from one sex to another” as in EO 14187
 - **Limits** “to the maximum extent permitted by law”



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Internal Controls

NPRM

- [§200.303](#) – *Internal controls*
 - **Removes** references to Comptroller and COSO frameworks, but preamble notes still permissible
 - **Adds** “confidential business” info to list of info that must be safeguarded using reasonable cybersecurity & other measures
 - **Adds** requirement to participate in E-Verify for all employees & contractors “under a [f]ederal award”
 - **Adds** requirement for states to conduct pre-payment verification checks through Do Not Pay (DNP) or “alternative payment screening process”



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Payment Justification

NPRM

- [§200.305](#) – *Federal payment*
 - **Revises** to require FAs verify recipient eligibility using DNP data prior to disbursement of funding
 - **Adds** requirement that recipients provide a “brief, written justification” for payment requests via FA system
 - Would apply to advances & reimbursements
 - Examples: "project milestones, project activities, administrative activities"



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Procurement

NPRM

- [§200.320](#) – *Procurement methods*
 - **Adds:** “Recipients are strongly discouraged from issuing cost-reimbursement contracts.”
 - **Revises** to acknowledge FA discretion to allow recipient use of cost-reimbursement contracts with prior approval
- [§200.321](#) – *Contracting with small businesses*
 - **Revises** to focus solely on small businesses
- [§200.322](#) – *Domestic preferences for procurements*
 - **Adds** direction to FAs to maximize the use of U.S.-produced goods, products, & materials via grant T&Cs



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Monitoring

NPRM

- [§200.329](#) – *Monitoring and reporting program performance*
- **Summary:** reflects continued consolidation under SAM.gov
 - **Adds** grantee requirement to Report subawards on SAM.gov per Appendix A to [2 CFR Part 170](#)
 - **Adds** FAs must:
 - Take “corrective action” if recipients fail to report subawards
 - Justify & maintain records for any performance report waivers



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Subrecipients & Subawards

NPRM

- [§200.331](#) – *Subrecipient and contractor determinations*
 - **Adds** new subsection requiring payments to related entities that are “separate legal persons” be treated as subawards or contracts instead of internal transfers
- [§200.333](#) – *Fixed amount subawards*
 - **Revises** to “Fixed amount subawards are not permitted.” (unless authorized by statute, as noted in § 200.201 changes)



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Pass-Through Entities

NPRM

- [§200.332](#) – *Requirements for pass-through entities*
- Summary: directs PTE to take actions that increase transparency of subawards
 - **Adds** reporting of subawards on SAM.gov
 - **Adds** classifying all “downstream” payments as subawards or contracts
 - **Adds** ensuring subrecipient complies with T&Cs of subaward & does not “significantly damage the reputation” of the PTE, FA, or federal government; PTE must consult with FA to determine if subaward should be terminated under 200.340



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Records

NPRM

- [§200.336](#) – *Methods for collection, transmission, and storage of information*
 - **Adds** statement encouraging (but not requiring) recipients use domestic storage for electronic records
- [§200.338](#) – *Restrictions on public access to records*
 - **Adds** confidential business information as type of record FA can limit public access to



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Noncompliance

NPRM

- [§200.339](#) – *Remedies for Noncompliance*
 - **Adds** language clarifying that a FA may at its discretion cooperate with individuals/orgs pursuing private causes of action or remedies
 - Only "if applicable and consistent with law and regulation" and "in the interest of the United States"



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Suspension & Termination

NPRM

- [§200.340](#) – *Termination and Suspension*
 - Summary: Modifies the right to terminate, and adds the right to suspend, awards at the discretion of FA or PTE
 - **Adds** that FA/PTE may terminate a discretionary award if it determines it is no longer in the interest of the FA/PTE
 - Includes if an award no longer effectuates program goals, federal agency priorities, or national interest "as they exist at the time of termination"
 - Requires 4 standard termination provisions in T&C, and 5th ground for termination which would allow FAs and PTEs to define additional grounds for termination in T&C
 - "to the extent permitted by law"



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Suspension & Termination

NPRM

- [§200.340](#) – *Termination and Suspension*
 - **Adds** authority for FAs and PTEs to temporarily suspend work under discretionary awards, not to exceed 90 days
 - Temporary suspension provisions must be included in T&Cs
 - **Revises** to clarify **exceptions** exist for awards under:
 - Programs where statutes establish entitlement to funds (i.e., **block grants, formula grants**, disaster recovery grants)
 - Division F of the Infrastructure Investment and Jobs Act (IIJA)
 - Preamble: Intended to ensure responsible management of taxpayer resources throughout grant cycle; aligns with FAR



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Suspension & Termination

NPRM

- **Summary:** Procedures following discretionary terminations under §200.340 including notification, administrative procedures, and decisions on cost allowability
- [§200.341](#) – *Notifications of Termination Requirement*
 - **Adds** clarity to termination notice requirements; must provide reasons for discretionary termination decisions; recipients and subrecipients have opportunity to submit written statement of termination costs
- [§200.342](#) – *Opportunities to Object, Hearings and Appeals*
 - **Revises** to clarify administrative procedures are not required for discretionary termination/suspension. Only notice and a determination of allowable costs
- [§200.343](#) – *Effects of Suspension and Termination*
 - **Revises** to empower Federal agencies to consider how to address costs resulting from discretionary terminations



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Subtitle A, Ch. 2, Subpart E Cost Principles

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Cost Principles

NPRM

- [§200.407](#) – *Prior Written Approval*
 - **Adds** references to reflect changes to other sections of cost principles
- [§200.421](#) – *Advertising and Public Relations*
 - **Revises** to specify:
 - All PR costs are unallowable unless specifically required by statute
 - Advertising costs are unallowable with limited exceptions; ads for recruiting personnel no longer allowable
- [§200.429](#) – *Commencement and Convocation Costs*
 - **Removes** references to IHEs, making costs for commencements and convocations unallowable for all entities



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Cost Principles

NPRM

- [§200.432](#) – *Conferences*
 - **Adds** that the costs of attending conferences are allowable only if expressly approved by the Federal agency and included in T&C
- [§200.442](#) – *Fundraising and Investment Management Costs*
 - **Revises** to require prior written approval for the costs of investment counsel and staff, and costs related to physical custody and control of money and securities



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Cost Principles

NPRM

- §200.450 – *Lobbying*
 - **Adds** that unallowable lobbying activities expressly include:
 - Voter registration campaigns, drives, and related activities
 - Issue advocacy, or promoting/opposing a particular policy unrelated to the objectives or performance of the award
 - Influencing state executive branch on matters unrelated to objectives or performance of the award



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Cost Principles

NPRM

- §200.454 – *Memberships, Subscriptions, and Professional Activity Costs*
 - **Adds** requirement for membership costs to obtain prior written approval
 - **Adds** that the following costs are unallowable:
 - Membership in organizations whose primary purpose is lobbying **or issue advocacy**
 - Subscriptions to business, professional, academic, and technical periodicals



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Cost Principles

NPRM

- [§200.461](#) – *Publication and Printing Costs*
 - **Revises** to make publication costs unallowable unless expressly required by statute or approved in advance by FA on a case-by-case basis
 - Printing costs are allowable
- [§200.477](#) – *Abortion*
 - **Adds** new section, costs associated with elective abortions are unallowable "except as expressly authorized by Federal law"
 - Aligns with Hyde Amendment



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Subtitle A, Ch. 2, Subpart F Audit Requirements + Appendices

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Audit Requirements

NPRM

- [§200.503](#) – *Relation to Other Audit Requirements*
 - **Revises** to clarify GAO may only impose additional audits when authorized by statute
- [§200.513](#) – *Responsibilities*
 - **Removes** "annual" before "compliance supplement" as OMB reevaluates appropriate frequency for issuing compliance supplement
- [§200.514](#) – *Standards and Scope of Audit*
 - **Removes** references to "Standards of Internal Control in Federal Government" issued by the Comptroller General and "internal Control Integrated Framework" issued by COSO to align with changes to 200.303



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Appendices

NPRM

- [Appendix I](#) – *Full Text of Notice of Funding Opportunity*
 - **Revises** to align with proposed policies in the NPRM on program application and design
 - **Revises** to require FAs to inform applicants to submit proposals via grants.gov and provide instructions unless there is a program-specific exception



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Indirect Costs

NPRM

- No changes to indirect cost rates
- Preamble leaves open the possibility for future changes to negotiated indirect cost rates (NICR) and reflects concerns over of the current model



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Agency Exceptions

NPRM

- Health and Human Services (HHS)
 - Notes all FAs must comply with RFRA and any applicable statutes prohibiting discrimination on the basis of religion or protecting the exercise of conscience
 - FAs, PTEs, recipients, and subrecipients required to consider and provide religious or conscience-based exceptions as required by law



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External Resources

Articles & Webinars

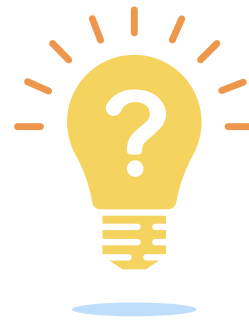
- Ropes & Gray – [OMB Proposed Revisions to the Uniform Guidance: Key Takeaways for Award Recipient Organizations](#)
 - [Redline Comparison](#)
 - [Summary Chart](#)
- Venable – [Big Changes to the Uniform Guidance Are Coming - What Federal Grant Recipients Need to Know](#)
- National Assn. of Counties – [Understanding the Proposed Rewrite of 2 CFR: What the OMB Uniform Guidance Proposed Rule Means for Local Governments](#)



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QUESTIONS?



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