

FORVIS

Orphaned Wells Program – Grant Compliance

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Grants Management Services

Presenters



Evan Masters
Senior Consultant,
National Grants Management Services

evan.masters@forvis.com



Darshana Shyamsunder
Managing Consultant,
National Grants Management Services

darshana.shyamsunder@forvis.com

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Legal Disclaimer

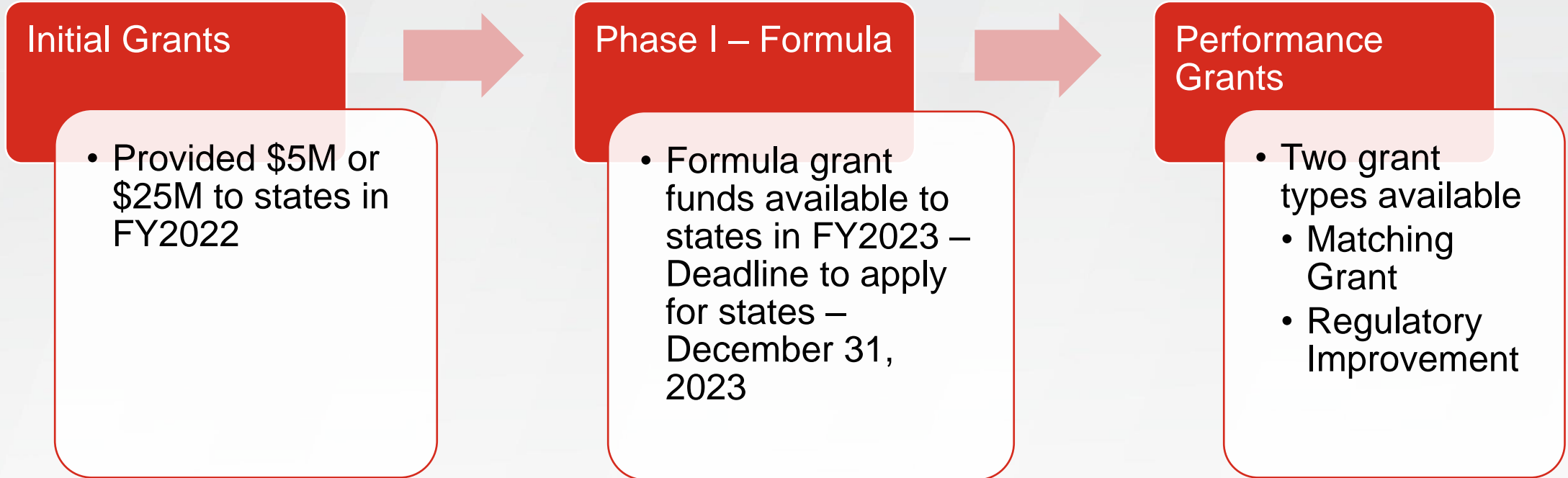
FORVIS presenters are not providing legal advice. This presentation is meant to be an overview of the Orphaned Wells Program & should not be taken as legal guidance from the U.S. Department of the Interior or FORVIS.

AGENDA

- **Orphaned Wells Program Overview**
- **Compliance Components**
- **Inventory & Property Management**
- **The Davis-Bacon Act**
- **Build America, Buy America (BABA)**
- **Reporting Requirements**



Program Timeline



Phase I Formula Funding

- States could receive up to \$25 million, or up to 25% of the state's total formula eligibility, whichever of the two is greater
- States with a total formula eligibility of less than \$25 million could receive the total formula grant amount

Total and Phase 1 State Formula Grant Eligibility

	State	State Reported Projected Cost (12/31/21)	# Orphaned Wells Reported (12/31/21)	Job Loss	Total Formula Grant Eligibility	Phase One Eligibility
1	Alabama	\$4,230,000	91	(117)	\$1,681,430	\$1,681,430
2	Alaska	\$42,616,250	12	(3,300)	\$28,336,497	\$25,000,000
3	Arizona	\$12,969,230	245	(344)	\$4,871,791	\$4,871,791
4	Arkansas	\$6,375,000	425	(388)	\$5,589,721	\$5,589,721
5	California	\$974,949,035	5,356	(4,750)	\$140,870,510	\$35,217,628
6	Colorado	\$47,343,791	625	(6,251)	\$54,064,506	\$25,000,000
7	Illinois	\$163,355,000	4,415	(189)	\$36,875,485	\$25,000,000
8	Indiana	\$77,688,521	1,459	(62)	\$14,076,668	\$14,076,668
9	Kansas	\$35,765,917	5,477	(401)	\$33,666,697	\$25,000,000
10	Kentucky	\$235,034,398	11,728	(93)	\$78,980,737	\$25,000,000
11	Louisiana	\$401,704,649	4,605	(4,112)	\$86,449,520	\$25,000,000
12	Michigan	\$31,861,500	439	(146)	\$5,873,295	\$5,873,295
13	Mississippi	\$1,120,000	14	(885)	\$6,830,345	\$6,830,345
14	Missouri	\$29,094,000	4,849	-	\$26,925,384	\$25,000,000
15	Montana	\$14,254,250	279	(343)	\$5,139,423	\$5,139,423
16	Nebraska	\$19,311,000	471	(29)	\$4,151,076	\$4,151,076
17	New Mexico	\$290,611,502	1,741	(5,335)	\$72,260,163	\$25,000,000
18	New York	\$248,062,500	4,897	(1)	\$44,672,162	\$25,000,000
19	North Dakota	\$38,758,000	186	(6,797)	\$55,266,234	\$25,000,000
20	Ohio	\$1,548,851,635	19,662	(998)	\$231,028,206	\$57,757,052
21	Oklahoma	\$501,876,011	17,865	(9,884)	\$205,226,972	\$51,306,743
22	Pennsylvania	\$1,831,573,744	26,908	(3,021)	\$305,625,896	\$76,406,474
23	Texas	\$481,800,000	7,396	(32,200)	\$318,695,029	\$79,673,757
24	Utah	\$1,534,852	41	(650)	\$5,229,389	\$5,229,389
25	West Virginia	\$991,000,000	6,309	(762)	\$116,932,226	\$29,233,057
26	Wyoming	\$19,927,595	1,311	(4,304)	\$40,680,639	\$25,000,000
	Total	\$8,051,668,380	126,806	(85,362)	\$1,930,000,000	\$658,037,849

Initial & Phase I – Permissible Uses

- Plug, remediate, & restore orphaned wells located on public or private land;
- Identify & describe undocumented orphaned wells on public & private land;
- Rank orphaned wells based on factors such as public health & safety, potential environmental damage, & other land-use priorities;
- Provide information regarding the use of funds received on the public website;

Initial & Phase I – Permissible Uses (continued)

- Measurement & monitoring
 - Emissions of methane & other gases associated with orphaned wells; &
 - Contamination of groundwater or surface water associated with orphaned wells;
- Land remediation & restoration of native species habitats that have been degraded due to the presence of orphaned wells & associated pipelines, facilities, & infrastructure;
- Rehabilitate land near orphaned wells & decommission or remove pipelines, facilities, & related infrastructure;
- Identify & address any disproportionate burden of adverse human health consequences or environmental impacts of orphanages on communities of color, low-income communities, tribal communities, & natives; & manage a program designed to perform the operations described in 1 to 7

Performance Grants

- **Matching Grant**
 - A State may receive a Matching Grant equal to “the amount that the State certifies to the Secretary the State will expend, during the fiscal year in which the State will receive the grant” less “the average annual amount expended by the State during the period of fiscal years 2010 through 2019.” A State may receive more than one Matching Grant
 - Funds expended above the baseline period are eligible for a federal match of up to \$30 million

Performance Grants

- **Regulatory Improvement Grant**
 - A State may receive up to two Regulatory Improvement Grants. A State may receive a Regulatory Improvement Grant if, during the 10-year period ending on the date on which the State submits its application, the State demonstrates that it did either of the following
 - Strengthened plugging standards
 - Made improvements to State programs designed to reduce future orphaned well burdens
 - Consider how previous rounds of Orphaned Wells funding impacted programming

Grant Compliance Components

- Inventory & Property Management
- Davis-Bacon Act
- Build America, Buy America (BABA)
- Reporting Requirements
 1. Quarterly Reports
 2. Real Property Report
 3. Any Significant Delays
 4. Final Report
 5. Data Collection & Reporting

Inventory & Property Management

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Types of Property Classifications

Equipment	Tangible personal property (including information technology systems) having a useful life of more than one year & a per-unit acquisition cost that equals or exceeds \$5,000.
Supplies	All tangible personal property other than equipment. A computing device is a supply if the acquisition cost is less than \$5,000, regardless of the length of lifespan.
Computing Devices	Machines used to acquire, store, analyze, process, & publish data & other information electronically, including accessories for printing, transmitting, receiving, or storing electronic information.
Capital Assets	Tangible or intangible assets used in operations having a lifespan of more than one year which are capitalized in accordance with GAAP. Assets include land, buildings (facilities), equipment, & intellectual property
Real Property	Land, including land improvements, structures, & appurtenances, but excludes movable machinery & equipment.
Intangible Property	Property having no physical existence, such as trademarks, copyrights, patents, patent applications, loans, notes, etc.

Goals of Inventory Management Activities

- Prevent:
 - Loss
 - Damage
 - Theft
- Maintain the property in good working order

Inventory Management

- An inventory management process should be used to track property, equipment, & supplies purchased
 - Follow 2 CFR sections 200.310-316 – Property Standards
- Best Practice Considerations
 - Leverage technology to track physical assets like vehicles & other equipment
 - Consider labeling equipment & identifying the funding source
 - Match the asset label with the asset number in your tracking system

Inventory & Property Records

Nonfederal entities must maintain specific property records that include:

- Description of the property
- Manufacturer's Serial number or identification number
- Model number, or other identification number
- Source of funding for the property (ex. FAIN)
- Title holder – Whether title vests in the recipient or the federal government;
- Acquisition date & cost of property
- Percentage of federal participation in the project costs for the award under which the property was acquired
- Location, use, & condition of the property
- Ultimate disposition data, including date of disposal & sale price, or, when a recipient compensates the DOI awarding agency for its share, the method used to determine current fair market value

Inventory Acknowledgement Form

- Create a form to include staff name, contact number, office name, equipment or supplies are being dropped, & facility address
- Include list of all the equipment, supplies dropped at the facility
- Require signature & date by personnel or facility in-charge

Best Practices – Inventory Management



- Have procedures in place to support an annual inventory check
- Periodically evaluate the useful lifespan of equipment & adjust as needed (decisions should be documented & approved within the organization's finance office)
- Maintain written procedures explaining how grantees value equipment
- Maintain adequate documentation

Best Practices – Inventory Management

- Perform a physical inventory of the property & records reconciled with property records at least once every two years
- Maintain strong internal controls over supplies especially CO2 monitoring equipment left behind once the well is plugged
- Intangible property should only be used for the originally authorized purpose – 2 CFR 200.316

Disposition of Property

- What happens to property when a grant is over?
 - Uniform Guidance outlines disposition procedures for different types of property
 - 2 CFR 200.311-313
- Best Practice
 - Check with funding agency prior to disposing of any property purchased with grant funds

Inventory Tracking Examples

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Ways to Track Physical Inventory

- Forms should answer the following
 - What is the property?
 - How many of the item did you purchase?
 - What funding source was used? What percentage was grant funded?
 - How will the property be used?
 - Who is responsible for the property?

The Davis- Bacon Act Requirements

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What Is the Davis-Bacon Act (DBA)?

- In 1931 the U.S. Congress passed the Davis-Bacon Act, which is still in effect in modified form
- The DBA is a federal law in the U.S. that requires contractors & subcontractors working on federally funded construction projects to pay their employees' prevailing wages. The DBA applies to workers on contracts greater than \$2,000 for the construction, alteration, or repair (including painting & decorating) of public buildings or public works. Compliance with the Davis-Bacon Act requires laborers employed on federally funded projects be paid at least the locally prevailing wage & fringe benefits (2 CFR Appendix II to Part 200)

What is defined as “public building” or “public works”?

A “public building” or “public works” includes “a building or work, the construction, prosecution, completion, or repair of which is carried on directly by authority of or with funds of a Federal agency to serve the interest of the general public regardless of whether title thereof is in a Federal agency.” 29 CFR 5.2(k). These can include projects such as schools, hospitals, libraries, courthouses, government office buildings, roads, bridges, & other infrastructure projects that serve the public. (Solar panel, green energy, electrical car infrastructure, & wind turbines)

The Davis-Bacon Act Requirements

- All laborers & mechanics employed by the applicant, subrecipients, contractors, or subcontractors in the performance of construction, alteration, or repair work on an award or project of more than \$2,000 funded directly by or assisted in whole or in part by funds made available under Formula grants shall be paid wages at rates not less than those prevailing on similar projects in the locality, as determined by the Secretary of Labor by Subchapter IV of Chapter 31 of Title 40, United States Code, commonly referred to as the *Davis-Bacon Act* (DBA)
- Applicants shall provide written assurance acknowledging the DBA requirements for the award or project & confirming that all laborers & mechanics performing construction, alteration, or repair work on projects of more than \$2,000 funded directly by or assisted in whole or in part by & through funding under the award are paid or will be paid wages at rates not less than those prevailing on projects of a similar character in the locality as determined by the Secretary of Labor by Subchapter IV of Chapter 31 of Title 40, United States Code
- Funding recipients also will be required to undergo DBA compliance training & maintain competency in DBA compliance

What Do You Need to Do to Be Compliant With the Davis-Bacon Act?

- To follow the DBA, contractors & subcontractors must typically keep certain documentation. This may include certified payroll records which detail the hours worked on the project. Additionally, contractors & subcontractors may need to keep records of fringe benefits provided to the workers. These records serve as proof of compliance with the prevailing wage requirements & may be subject to audit by the Department of Labor. Proper documentation is important for transparency & accountability in the payment of wages on federally funded construction projects. The following items must be compliant with DBA
 - Pay prevailing wage rate (PWR) on a weekly basis
 - Compensate for fringe rate or cash value of fringe rate listed in wage determination
 - Fill out, sign, & submit certified payroll forms on a weekly basis – form 347 or similar form
 - Keep payroll & related records for at least three years
- Additional guidance on the DBA documentation can be found on the Department of Labor's website

Payroll Form 347

U.S. Department of Labor
Wage and Hour Division

PAYROLL

For contractor's optional use; see instructions at dol.gov/agencies/whd/forms/wh347

Persons are not required to respond to the collection of information unless it displays a currently valid OMB control number.



NAME OF CONTRACTOR <input type="checkbox"/> OR SUBCONTRACTOR <input type="checkbox"/>		ADDRESS		OMB No. 1235-0008 Expires 09/30/2026	
PAYROLL NO.	FOR WEEK ENDING	PROJECT AND LOCATION	PROJECT OR CONTRACT NO.		

(1) NAME AND INDIVIDUAL IDENTIFYING NUMBER (e.g., LAST FOUR DIGITS OF SOCIAL SECURITY NUMBER) OF WORKER	(2) IND. OR MULTIPLE EMPLOYERS	(3) WORK CLASSIFICATION	(4) DAY AND DATE	(5) TOTAL HOURS	(6) RATE OF PAY	(7) GROSS AMOUNT EARNED	(8) DEDUCTIONS					(9) NET WAGES PAID FOR WEEK
							FICA	WITH- HOLDING TAX		OTHER	TOTAL DEDUCTIONS	
			0									
			\$									
			0									
			\$									
			0									
			\$									

Date _____
I, _____ (Name of Signatory Party) _____ (Title)
do hereby state:

(1) That I pay or supervise the payment of the persons employed by _____ (Contractor or Subcontractor) on the _____ (Building or Work); that during the payroll period commencing on the _____ day of _____ and ending the _____ day of _____ all persons employed on said project have been paid the full weekly wages earned, that no rebates have been or will be made either directly or indirectly to or on behalf of said _____ (Contractor or Subcontractor) from the full

weekly wages earned by any person and that no deductions have been made either directly or indirectly from the full wages earned by any person, other than permissible deductions as defined in Regulations, Part 3 (29 C.F.R. Subtitle A), issued by the Secretary of Labor under the Copeland Act, as amended (48 Stat. 948, 63 Stat. 108, 72 Stat. 967; 76 Stat. 357; 40 U.S.C. § 3145), and described below:

(b) WHERE FRINGE BENEFITS ARE PAID IN CASH
 - Each laborer or mechanic listed in the above referenced payroll has been paid, as indicated on the payroll, an amount not less than the sum of the applicable basic hourly wage rate plus the amount of the required fringe benefits as listed in the contract, except as noted in section 4(c) below.

(c) EXCEPTIONS

EXCEPTION (CRAFT)	EXPLANATION

(4) That:
(a) WHERE FRINGE BENEFITS ARE PAID TO APPROVED PLANS, FUNDS, OR PROGRAMS
 - in addition to the basic hourly wage rates paid to each laborer or mechanic listed in the above referenced payroll, payments of fringe benefits as listed in the contract

NAME AND TITLE		SIGNATURE	

THE WILLFUL FALSIFICATION OF ANY OF THE ABOVE STATEMENTS MAY SUBJECT THE CONTRACTOR OR



Build America, Buy America Requirements

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What Is Build America, Buy America Act (BABA)?

- On November 15, 2021, President Biden signed into law the Infrastructure Investment & Jobs Act ("IIJA"), Pub. L. No. 117-58, which includes the Build America, Buy America Act (BABA). Pub. L. No. 117-58, §§ 70901-52. BABA strengthens Made in America Laws & will bolster America's industrial base, protect national security, & support high-paying jobs
- BABA requires that on or after May 14, 2022, the head of each covered Federal agency shall ensure that "none of the funds made available for a federal financial assistance program for infrastructure ... may be obligated for a project unless all of the iron, steel, manufactured products, & construction materials used in the project are produced in the United States." (Build America, Buy America (BABA) Act, P.L. 117-58, Secs 70911–70917). EPA is a covered agency

Buy America Domestic Procurement Preference

Funds under this award may be used for a project for infrastructure only if

1. All iron & steel used in the project are produced in the U.S.; this means all manufacturing processes, from the initial melting stage through the application of coatings, occurred in the United States
2. All manufactured products used in the project are produced in the U.S.—this means the manufactured product was manufactured in the U.S.; & the cost of the components of the manufactured product that are mined, produced, or manufactured in the U.S. is greater than 55% of the total cost of all components of the manufactured product, unless another standard for determining the minimum amount of domestic content of the manufactured product has been established under applicable law or regulation; &
3. All construction materials are manufactured in the U.S., which means that all manufacturing processes for the construction materials occur in the United States

The Buy America preference only applies to articles, materials, & supplies that are consumed in, incorporated into, or affixed to an infrastructure project. As such, it does not apply to tools, equipment, & supplies, such as temporary scaffolding, brought to the construction site & removed at or before the completion of the infrastructure project. Nor does a Buy America preference apply to equipment & furnishings, such as movable chairs, desks, & portable computer equipment, that are used at or within the finished infrastructure project but are not an integral part of the structure or permanently affixed to the infrastructure project

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Waivers

- Recipients may apply for—and the DOI may grant—a waiver from these requirements, subject to review by the Made in America Office. The DOI may waive the application of the domestic content procurement preference in any case in which it is determined that one of the following circumstances applies
 1. Non-Availability Waiver: The types of iron, steel, manufactured products, or construction materials are not produced in the U.S. in sufficient & reasonably available quantities or of a satisfactory quality;
 2. Unreasonable Cost Waiver: The inclusion of iron, steel, manufactured products, or construction materials produced in the U.S. will increase the cost of the overall project by more than 25%; or
 3. Public Interest Waiver: Applying the domestic content procurement preference would be inconsistent with the public interest
- If a general applicability waiver does not already apply & a recipient believes that one of the above circumstances applies to an award, a request to waive the application of the domestic content procurement preference may be submitted in writing to the financial assistance awarding officer

Example Waiver – Non-Availability

REVIEWED

Drill Rig

Waiver type - Procurement: Nonavailability

Agency: BUREAU OF RECLAMATION (1425) • Product Service Code (PSC) : 3820 | Last Modified: 12/09/2022

Procurement Summary

The Department of the Interior, Bureau of Reclamation (DOI, BOR), has a requirement for a Dual Rotary (DR)-24HD Drill Rig. The dual rotary drill rig will be used for installation of well screens, pipe and assist with the Facilities Maintenance Mission for the Yuma Area Office.

Waiver Rationale Summary

This requirement is very specific due to the requirement that the dual rotary drill rig must be able to rotate clockwise and counterclockwise. In addition, the drill must be compatible with the current well screen and pipes already in place.

Did / Will the solicitation include one of the standard BAA provisions announcing the agency's intention to provide a price preference for domestic end products and construction material?

Yes

Was a sources sought or Request for Information issued?

Yes

OMB Determination

Consistent with Policy

Product

MINING, ROCK DRILLING, EARTH BORING, AND RELATED EQUIPMENT

NAICS

333132 - Oil and Gas Field Machinery and Equipment Manufacturing

Date Submitted

12/05/2022

Procurement Instrument Identifier (PIID)

Solicitation ID

N/A

Procurement Stage

Pre-solicitation

Example Waiver – General Applicability

REVIEWED

De Minimis Purchases

Waiver type - Financial Assistance: Public Interest

Agency: INTERIOR, DEPARTMENT OF THE • Waiver Level: agency • Product Service Code (PSC) : | Last Modified: 07/18/2023

Procurement Summary

This proposed waiver covers infrastructure project purchases under DOI financial assistance agreements that meet the de-minimis standard of 5 percent of the total applicable project costs, up to a maximum of \$1,000,000.00. Providing a waiver at this “de minimis” level will allow recipients of DOI funds to focus their compliance efforts on the major components for a project, rather than minor components. This approach will assist recipients in achieving long term Buy America preference compliance, without delaying project implementation.

Description of items, products and materials or categories of such anticipated to be covered by this waiver

This proposed waiver covers infrastructure project purchases under DOI financial assistance agreements that meet the de-minimis standard of 5 percent of the total applicable project costs, up to a maximum of \$1,000,000.00.

Public comment link

<https://doi.gov/grants/BuyAmerica/WaiversForComment> [↗](#)

Final waiver link

<https://www.doi.gov/sites/doi.gov/files/doi-de-minimis-waiver-final-feb-21-2023.pdf> [↗](#)

Is this a general applicability waiver?

yes

OMB Determination

consistentWithPolicy

Product

NAICS

-

Type of Item

Category of Products

mfgProds

ironAndSteel

constructionMaterial

Date Submitted

12/22/2022

Federal Agency Office Name

INTERIOR, DEPARTMENT OF THE

Award ID

Reporting Requirements

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A. Quarterly Reports

Consistent with 2 C.F.R. § 200.328, States must submit quarterly financial & performance reports to the DOI (Department of Interior) within 30 days of the close of each Federal fiscal quarter. In Quarterly Reports, States will report on activities that occurred within the past Federal fiscal quarter

1. Federal Financial Report (SF-425)
2. Federal Technical Performance Report

1) Federal Financial Report (SF-425)

- The Standard Form 425 (SF-425) is the Federal Financial Report form that Office of Management & Budget (OMB) approved for use by recipients of Federal awards government-wide with a standard format for reporting the financial status of their awards
- Financial reports must be completed using the SF-425 form

Federal Financial Report (SF-425)

A fillable SF 425 can be found on Grants.gov

[View Burden Statement](#)

Federal Financial Report

(Follow form Instructions)

OMB Number: 4040-0014
Expiration Date: 02/28/2022

1. Federal Agency and Organizational Element to Which Report is Submitted US Department of Treasury		2. Federal Grant or Other Identifying Number Assigned by Federal Agency (To report multiple grants, use FFR Attachment) ERA-123456789	
3. Recipient Organization (Name and complete address including Zip code)			
Recipient Organization Name: Grantee ABC			
Street1: 12345 Main Street			
Street2: 			
City: Main City		County: 	
State: VA		Province: 	
Country: 		ZIP / Postal Code: 21001	
4a. DUNS Number 123456789	4b. EIN 123456789	5. Recipient Account Number or Identifying Number (To report multiple grants, use FFR Attachment) 	
6. Report Type <input checked="" type="checkbox"/> Quarterly <input type="checkbox"/> Semi-Annual <input type="checkbox"/> Annual <input type="checkbox"/> Final	7. Basis of Accounting <input type="checkbox"/> Cash <input checked="" type="checkbox"/> Accrual	8. Project/Grant Period From: 01/17/2021 To: 09/30/2022	9. Reporting Period End Date 03/31/2021
10. Transactions			Cumulative

10. Transactions	Cumulative
<i>(Use lines a-c for single or multiple grant reporting)</i>	
Federal Cash (To report multiple grants, also use FFR attachment):	
a. Cash Receipts	\$750,000
b. Cash Disbursements	\$125,000
c. Cash on Hand (line a minus b)	\$625,000 0.00
<i>(Use lines d-o for single grant reporting)</i>	
Federal Expenditures and Unobligated Balance:	
d. Total Federal funds authorized	\$1,000,000
e. Federal share of expenditures	\$125,000
f. Federal share of unliquidated obligations	\$50,000
g. Total Federal share (sum of lines e and f)	\$175,000 0.00
h. Unobligated balance of Federal Funds (line d minus g)	\$825,000 0.00
Recipient Share:	
i. Total recipient share required	
j. Recipient share of expenditures	
k. Remaining recipient share to be provided (line i minus j)	0.00
Program Income:	

g. Totals: 0.00 0.00 0.00

12. Remarks: Attach any explanations deemed necessary or information required by Federal sponsoring agency in compliance with governing legislation:

[Add Attachment](#) [Delete Attachment](#) [View Attachment](#)

13. Certification: By signing this report, I certify to the best of my knowledge and belief that the report is true, complete, and accurate, and the expenditures, disbursements and cash receipts are for the purposes and objectives set forth in the terms and conditions of the Federal award. I am aware that any false, fictitious, or fraudulent information, or the omission of any material fact, may subject me to criminal, civil or administrative penalties for fraud, false statements, false claims or otherwise. (U.S. Code Title 18, Section 1001 and Title 31, Sections 3729-3730 and 3801-3812).

a. Name and Title of Authorized Certifying Official

Prefix: First Name: **John** Middle Name:
 Last Name: **Smith** Suffix:
 Title: **Chief Financial Officer**

b. Signature of Authorized Certifying Official c. Telephone (Area code, number and extension)



2) Federal Technical Performance Report

- Must include narrative containing the grant number, in accordance with 2 CFR 200.329, Monitoring & Reporting Program Performance
- Must cover the period of performance & the period the report covers
- Must list & describe progress made in achieving all performance objectives & milestones contained in the approved work plan & award announcement
- Must contain a comparison of actual accomplishments compared to the performance goals & milestones of the award as proposed in the work plan
- Must state reasons why goals & performance milestones were not achieved, if any
- Must include additional relevant information regarding the project, as appropriate, including instructions on where to submit the Technical Performance Reports located in the Notice of Award
- Must include with report the submission of the data as described under the Data Collection and Reporting section

B. Personal Property Report

States are required to submit an annual Tangible Personal Property Report (using form SF-428) if grant funds are used to purchase equipment.

TANGIBLE PERSONAL PROPERTY REPORT SF- 428		Page	of Pages
1. Federal Agency and Organization Element to Which Report is Submitted	2. Federal Grant or Other Identifying Number Assigned by Federal Agency	3a. DUNS	3b. EIN
4. Recipient Organization (Name and complete address including zip code)		5. Recipient Account or Identifying Number	
6. Attachment (Check applicable) <input type="checkbox"/> Annual Report (SF-428-A) <input type="checkbox"/> Final (Award Closeout) Report (SF-428-B) <input type="checkbox"/> Disposition Report/Request (SF-428-C)		7. Supplemental Sheet <input type="checkbox"/> Yes <input type="checkbox"/> No	
8. Comments			

Source: Tangible [Personal Property Report SF-428 \(energy.gov\)](https://energy.gov)

9a. Typed or Printed Name and Title of Authorized Certifying Official	9c. Telephone (<i>area code, number, extension</i>)
	9d. Email address
9b. Signature of authorized Certifying Official	9e. Date report submitted (<i>Month, Day, Year</i>)
10. Agency use only	
SF-428S Supplemental Sheet – Attachment to SF-428 OMB Approval Number:	

C. Significant Developments

(2 CFR 200.329): Events may occur between the scheduled performance reporting dates that have significant impact upon the supported activity. In such cases, the State must inform DOI as soon as the following types of conditions become known

- Problems, delays, or adverse conditions which will materially impair the ability to meet the objective of the Federal award. This disclosure must include a statement of the action taken, or contemplated, & any assistance needed to resolve the situation
- Favorable developments which enable meeting time schedules & objectives sooner or at less cost than anticipated or producing more or different beneficial results than originally planned
- Consistent with 2 CFR 200.308 “Revisions of Budget & Program Plans,” changes in scope of effort, project leader, project partner must receive the prior written approval of the appropriate DOI official

D. Final Financial & Performance Reports

- Consistent with 2 C.F.R. § 200.329, States must submit final financial & performance reports to the DOI within 120 days of the period of performance end date
- For Final Technical Performance Reports: The narrative Final Performance Report must provide a detailed summary of all project goals & accomplishments for the entire period of performance of the grant
- Reports must be submitted by the deadline listed on the notice of award
- Requests for extensions to submit reports must be received in writing at least five business days prior to the deadline. Must contain a comparison of actual accomplishments compared to the performance goals of the award
- Reports must include additional relevant information regarding the project, as appropriate. States are encouraged to include relevant best practices & lessons learned over the course of the period of performance of the grant in each report

E. Data Collection & Reporting

To standardize reporting requirements & ensure that the Federal resources are well spent & meet statutory objectives, States must track & report the data outlined below for all actions taken using orphaned well grant funding. As appropriate, data tracking may be accomplished through existing systems such as the Groundwater Protection Council's Risk Based Data Management System (RBDMS)

- well location information, *e.g.*, latitude/longitude;
- well type, *e.g.*, orphaned production or disposal well;
- pre-plugging methane emission measurement (unless initial screening was non-detect);
- post-plugging methane emission measurement (or non-detect screening), if applicable;
- surface water contamination identified, if applicable;
- surface water contamination remediated, if applicable;
- groundwater contamination identified, if applicable;
- groundwater contamination remediated, if applicable;
- revegetation performance standard monitoring start date, if applicable;
- revegetation performance standard attainment date (project complete), if applicable;
- actual total cost per well of plugging & surface reclamation, or an estimate of per-well costs if plugging services were procured at a multi-well project level; &
- identification of projects located in a community of color, low-income community, or Tribal & Indigenous community, if applicable

Questions?

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Contact Information

Evan Masters: evan.masters@forvis.com

Darshana Shyamsunder: darshana.shyamsunder@forvis.com

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Thank you!

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