Office of the Secretary of Labor

(2) Financial Status Report (SF 269) or Outlay Report and Request for Reimbursement for Construction Programs (SF–271) (as applicable.)
(3) Final request for payment (SF–270) (if applicable).
(4) Invention disclosure (if applicable).
(5) Federally-owned property report:
In accordance with § 97.32(f), a grantee must submit an inventory of all federally owned property (as distinct from property acquired with grant funds) for which it is accountable and request disposition instructions from the Federal agency for property no longer needed.
(c) Cost adjustment. The Federal agency will, within 90 days after receipt of reports in paragraph (b) of this section, make upward or downward adjustments to the allowable costs.
(d) Cash adjustments. (1) The Federal agency will make prompt payment to the grantee for allowable reimbursable costs.
(2) The grantee must immediately refund to the Federal agency any balance of unobligated (unencumbered) cash advanced that is not authorized to be retained for use on other grants.
§ 97.51 Later disallowances and adjustments.
The closeout of a grant does not affect:
(a) The Federal agency’s right to disallow costs and recover funds on the basis of a later audit or other review;
(b) The grantee’s obligation to return any funds due as a result of later re-refunds, corrections, or other transactions;
(c) Records retention as required in § 97.42;
(d) Property management requirements in §§ 97.31 and 97.32; and
(e) Audit requirements in § 97.26.
§ 97.52 Collection of amounts due.
(a) Any funds paid to a grantee in excess of the amount to which the grantee is finally determined to be entitled under the terms of the award constitute a debt to the Federal Government. If not paid within a reasonable period after demand, the Federal agency may reduce the debt by:
(1) Making an administrative offset against other requests for reimbursements,
(2) Withholding advance payments otherwise due to the grantee, or
(3) Other action permitted by law.
(b) Except where otherwise provided by statutes or regulations, the Federal agency will charge interest on an overdue debt in accordance with the Federal Claims Collection Standards (4 CFR Ch. II). The date from which interest is computed is not extended by litigation or the filing of any form of appeal.

Subpart E—Entitlement [Reserved]

PART 98—GOVERNMENTWIDE DEBARMENT AND SUSPENSION (NONPROCUREMENT)

Sec.
98.25 How is this part organized?
98.50 How is this part written?
98.75 Do terms in this part have special meanings?

Subpart A—General

98.100 What does this part do?
98.105 Does this part apply to me?
98.110 What is the purpose of the nonprocurement debarment and suspension system?
98.115 How does an exclusion restrict a person’s involvement in covered transactions?
98.120 May we grant an exception to let an excluded person participate in a covered transaction?
98.125 Does an exclusion under the nonprocurement system affect a person’s eligibility for Federal procurement contracts?
98.130 Does exclusion under the Federal procurement system affect a person’s eligibility to participate in nonprocurement transactions?
98.135 May the U.S. Department of Labor exclude a person who is not currently participating in a nonprocurement transaction?
98.140 How do I know if a person is excluded?
98.145 Does this part address persons who are disqualified, as well as those who are excluded from nonprocurement transactions?

Subpart B—Covered Transactions

98.200 What is a covered transaction?
98.205 Why is it important to know if a particular transaction is a covered transaction?
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98.210 Which nonprocurement transactions are covered transactions?
98.215 Which nonprocurement transactions are not covered transactions?
98.220 Are any procurement contracts included as covered transactions?
98.225 How do I know if a transaction in which I may participate is a covered transaction?

Subpart C—Responsibilities of Participants Regarding Transactions

DOING BUSINESS WITH OTHER PERSONS

98.300 What must I do before I enter into a covered transaction with another person at the next lower tier?
98.305 May I enter into a covered transaction with an excluded or disqualified person?
98.310 What must I do if a Federal agency excludes a person with whom I am already doing business in a covered transaction?
98.315 May I use the services of an excluded person as a principal under a covered transaction?
98.320 Must I verify that principals of my covered transactions are eligible to participate?
98.325 What happens if I do business with an excluded person in a covered transaction?
98.330 What requirements must I pass down to persons at lower tiers with whom I intend to do business?

DISCLOSING INFORMATION—PRIMARY TIER PARTICIPANTS

98.335 What information must I provide before entering into a covered transaction with the Department of Labor?
98.340 If I disclose unfavorable information required under §98.335, will I be prevented from participating in the transaction?
98.345 What happens if I fail to disclose the information required under §98.335?
98.350 What must I do if I learn of the information required under §98.335 after entering into a covered transaction with the U.S. Department of Labor?

DISCLOSING INFORMATION—LOWER TIER PARTICIPANTS

98.355 What information must I provide to a higher tier participant before entering into a covered transaction with that participant?
98.360 What happens if I fail to disclose the information required under §98.355?
98.365 What must I do if I learn of information required under §98.355 after entering into a covered transaction with a higher tier participant?

Subpart D—Responsibilities of the Department of Labor Officials Regarding Transactions

98.400 May I enter into a transaction with an excluded or disqualified person?
98.405 May I enter into a covered transaction with a participant if a principal of the transaction is excluded?
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98.415 What must I do if a Federal agency excludes the participant or a principal after I enter into a covered transaction?
98.420 May I approve a transaction with an excluded or disqualified person at a lower tier?
98.425 When do I check to see if a person is excluded or disqualified?
98.430 How do I check to see if a person is excluded or disqualified?
98.435 What must I require of a primary tier participant?
98.440 [Reserved]
98.445 What action may I take if a primary tier participant knowingly does business with an excluded or disqualified person?
98.450 What action may I take if a primary tier participant fails to disclose the information required under §98.335?
98.455 What may I do if a lower tier participant fails to disclose the information required under §98.355 to the next higher tier?

Subpart E—Excluded Parties List System

98.500 What is the purpose of the Excluded Parties List System (EPLS)?
98.505 Who uses the EPLS?
98.510 Who maintains the EPLS?
98.515 What specific information is in the EPLS?
98.520 Who places the information into the EPLS?
98.525 Whom do I ask if I have questions about a person in the EPLS?
98.530 Where can I find the EPLS?

Subpart F—General Principles Relating to Suspension and Debarment Actions

98.600 How do suspension and debarment actions start?
98.605 How does suspension differ from debarment?
98.610 What procedures does the U.S. Department of Labor use in suspension and debarment actions?
98.615 How does the U.S. Department of Labor notify a person of a suspension and debarment action?
98.620 Do Federal agencies coordinate suspension and debarment actions?
§ 98.25 How is this part organized?

(a) This part is subdivided into ten subparts. Each subpart contains information related to a broad topic or specific audience with special responsibilities, as shown in the following table:

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APPENDIX TO PART 98—COVERED TRANSACTIONS


SOURCE: 68 FR 66602, Nov. 26, 2003, unless otherwise noted.