

Section of OMB guidance	Section in this part where supplemented	What the supplementation clarifies
(3) 2 CFR 182.500 .....	§ 902.500	Who in the DOE is authorized to determine that a recipient other than an individual is in violation of the requirements of 2 CFR part 182, as implemented by this part.
(4) 2 CFR 182.505 .....	§ 902.505	Who in the DOE is authorized to determine that a recipient who is an individual is in violation of the requirements of 2 CFR part 182, as implemented by this part.
(5) 2 CFR 182.605 .....	§ 902.605	Definition of “Award”.
(6) 2 CFR 182.645 .....	§ 902.645	Definition of “Federal agency or agency”.

(c) *Sections of the OMB guidance that this part does not supplement.* For any section of OMB guidance in subparts A through F of 2 CFR part 182 that is not listed in paragraph (b) of this section, DOE policies and procedures are the same as those in the OMB guidance.

**Subpart A—Purpose and Coverage [Reserved]**

**Subpart B—Requirements for Recipients Other Than Individuals**

**§ 902.225 Whom in the DOE does a recipient other than an individual notify about a criminal drug conviction?**

A recipient other than an individual that is required under 2 CFR 182.225(a) to notify Federal agencies about an employee’s conviction for a criminal drug offense must notify each DOE office from which it currently has an award.

**Subpart C—Requirements for Recipients Who Are Individuals**

**§ 902.300 Whom in the DOE does a recipient who is an individual notify about a criminal drug conviction?**

A recipient who is an individual and is required under 2 CFR 182.300(b) to notify Federal agencies about a conviction for a criminal drug offense must notify each DOE office from which it currently has an award.

**Subpart D—Responsibilities of Agency Awarding Officials**

**§ 902.400 What method do I use as an agency awarding official to obtain a recipient’s agreement to comply with the OMB guidance?**

To obtain a recipient’s agreement to comply with applicable requirements in the OMB guidance at 2 CFR part 182, you must include the following term or condition in the award:

Drug-free workplace. You as the recipient must comply with drug-free workplace requirements in Subpart B (or Subpart C, if the recipient is an individual) of Part 902, which adopts the Governmentwide implementation (2 CFR part 182) of sec. 5152–5158 of the Drug-Free Workplace Act of 1988 (Pub. L. 100–690, Title V, Subtitle D; 41 U.S.C. 701–707).

**Subpart E—Violations of this Part and Consequences**

**§ 902.500 Who in the DOE determines that a recipient other than an individual violated the requirements of this part?**

The Secretary of the Department of Energy and the Secretary’s designee or designees are authorized to make the determinations under 2 CFR 182.500 for DOE, including NNSA.

**§ 902.505 Who in the DOE determines that a recipient who is an individual violated the requirements of this part?**

The Secretary of the Department of Energy and the Secretary’s designee or designees are authorized to make the determinations under 2 CFR 182.500 for DOE, including NNSA.