



ADMINISTRATION FOR
CHILDREN & FAMILIES

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New Mandatory Grant Disclosure Requirement in Administration for Children and Families (ACF) Funding Opportunity Announcements (FOAs)

In response to the Federal Awardee Performance and Integrity Information System (FAPIIS) requirements, all ACF FOAs have standardized language in *Section IV.2. Content and Form of Application Submission, Required Forms, Assurances and Certifications* regarding a Mandatory Grant Disclosure.

<p>Mandatory Grant Disclosure</p>	<p>Submission is required for all applicants and recipients, in writing, to the awarding agency and to the HHS Office of the Inspector General (OIG) all information related to violations of federal criminal law involving fraud, bribery, or gratuity violations potentially affecting the federal award.</p> <p>Disclosures must be sent in writing to:</p> <p>The Administration for Children and Families, U.S. Department of Health and Human Services, Office of Grants Management, ATTN: Grants Management Specialist, 330 C Street, SW., Switzer Building, Corridor 3200, Washington, DC 20201</p> <p><u>And</u></p> <p>U.S. Department of Health and Human Services, Office of Inspector General, ATTN: Mandatory Grant Disclosures, Intake Coordinator, 330 Independence Avenue, SW., Cohen Building, Room 5527, Washington, DC 20201</p> <p>Fax: (202) 205-0604 (Include “Mandatory Grant Disclosures” in subject line), or Email: MandatoryGranteeDisclosures@oig.hhs.gov</p>	<p>Mandatory Disclosures, 45 CFR § 75.113</p>
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The Duncan Hunter National Defense Authorization Act of 2009 (Public Law 110-417) was enacted on October 14, 2008. Section 872 of this Act required the development and maintenance of an information system that contains specific information on the integrity and performance of Federal agency contractors and grantees. FAPIIS was developed to address these requirements. FAPIIS provides users access to integrity and performance information from the FAPIIS

reporting module in the Contractor Performance Assessment Reporting System (CPARS), proceedings information from the Entity Management section of the System for Award Management (SAM) database, and suspension/debarment information from the Performance Information section of SAM.

On July 22, 2015, the Office of Management and Budget (OMB) issued final direction on the required use of an integrity and performance system for all federal awarding agencies and non-federal entities' awarded federal grants. This system, currently designated as FAPIIS, integrates various sources of information on the eligibility of organizations for federal awards. In February 2016, HHS implemented this policy requirement for mandatory disclosures at 45 CFR § 75.113. This provision requires a non-federal entity or an applicant for a federal award to disclose in writing to the HHS awarding agency all violations of federal criminal law involving fraud, bribery, or gratuity violations potentially impacting the federal award.

You can learn more about this regulation at: <http://www.ecfr.gov> to see 45 CFR § 75.113 that says:

45 CFR § 75.113 Mandatory disclosures.

The non-Federal entity or applicant for a Federal award must disclose, in a timely manner, in writing to the HHS awarding agency or pass-through entity all violations of Federal criminal law involving fraud, bribery, or gratuity violations potentially affecting the Federal award. Non-Federal entities that have received a Federal award including the term and condition outlined in Appendix XII are required to report certain civil, criminal, or administrative proceedings to SAM. Failure to make required disclosures can result in any of the remedies described in §75.371, including suspension or debarment. (See also 2 CFR parts 180 and 376, and 31 U.S.C. 3321).

There is no form for this reporting. If applicable, applicants are to send a letter to the two addresses that are listed in the table entry in *Section IV.2. Content and Form of Application Submission, Required Forms, Assurances and Certifications*.