

April 10, 2020

For Your Information (FYI) 20-08: OMB Memorandum M-20-20 Repurposing Existing Federal Financial Assistance Programs and Awards to Support the Emergency Response to the Novel Coronavirus (COVID-19)

This FYI notice is being transmitted to all DHS Financial Assistance Awarding Offices.

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Action:

DHS Components may request administrative exceptions that relate to the donation of medical equipment and supplies purchased with federal funds and repurposing of funds to COVID-19 related activities.

Components must submit a written request to the FAPO Director with justification for the exception. The request must include, at a minimum:

- Recipient information.
- Assistance Listing number.
- Fiscal funding year.
- Funding amount to be repurposed.
- Repurposing to whom.
- Component approving legal counsel's contact information.

The DHS Office of General Counsel (OGC) will review all requests and confer with the Component's legal counsel as appropriate. FAPO and OGC approval must be obtained before the Component can proceed. Federal awarding agencies and recipients must maintain appropriate records and documentation of these exceptions and must advise recipients that they should not assume additional funds will be available should the donations or repurposing of funds result in any type of shortage.

Background:

On April 9, 2020, the Office of Management and Budget (OMB) issued Memorandum M-20-20: Repurposing Existing Federal Financial Assistance Programs and Awards to Support the Emergency Response to the Novel Coronavirus (COVID-19). This is the third Memorandum OMB has issued in response to this national emergency. Please refer to FYI 20-05 and FYI 20-07 for information on the two previous OMB Memos. In accordance with the authority

in <u>2 CFR § 200.102(a)</u>, Exceptions, OMB is issuing a class exception that allows federal awarding agencies to repurpose their federal assistance awards (in whole or part) to support the COVID-19 response, as consistent with applicable laws.

An example of this flexibility is that agencies may allow recipients to donate medical equipment (including, but not limited to, personal protective equipment, medical devices, medicines, and other medical supplies) purchased with federal assistance funds to hospitals, medical centers, and other local entities serving the public for COVID-19 response. This class exception also extends to the donation of other resources (such as labor, supplies, and contract services) funded under Federal financial assistance to support COVID-19 emergency response activities.

Attachment: OMB Memorandum M-20-20: Repurposing Existing Federal Financial Assistance Programs and Awards to Support the Emergency Response to the Novel Coronavirus (COVID-19)