



# Federal Funding Accountability and Transparency Act (FFATA) – *Final Rule*

FAR Clause 52.204–10 *(JUL 2013)*

Final Rule: Effective: August 27, 2012



*The Trusted Integrator for Sustainable Solutions*

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# FFATA

- ▶ *Enacted* to empower American *public* with the ability to hold the Government *and its Contractors* accountable for each spending decision.
- ▶ *Objective* to reduce wasteful spending in the Government

# FFATA

- ▶ Part 1: Report Prime Contractor Executive Compensation
  - ▶ Part 2: Report First Tier Sub Award Information
  - ▶ Public Access: [www.USASpending.gov](http://www.USASpending.gov)
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# When does FFATA Reporting apply?

- ▶ When the Prime Contract contains:
  - Interim Rule – FAR clause 52.204-10 (*Jul 2010*)
  - Final Rule – FAR clause 52.204-10 (*Aug 2012*)
  - *Rule Update – FAR clause 52.204-10 (Jul 2013)*

## APPLICABILITY EXEMPTIONS

- Contractors with less than \$300,000 annual gross income in the preceding tax year
- Prime Contract/Task Order Value is less than \$25,000

# FFATA Reporting Requirements

- ▶ Item 1: Prime Contractor Executive Compensation
  - Annually Report in Central Contractor Registration (CCR) database which is now apart of the System for Award Management (SAM)

## APPLICABILITY EXEMPTIONS

Contractor received in its preceding fiscal year –

- Less than 80% of its annual gross revenue from Federal contracts, subcontracts, loans, grants, subgrants, cooperative agreements and other forms of federal assistance; or
- Less than \$25M of its annual gross revenue from Federal contracts, subcontracts, loans, grants, subgrants, cooperative agreements and other forms of federal assistance; or
- The public has access to information about the compensation of the senior executives through periodic reports filed under SEC

# FFATA Reporting Requirements

- ▶ Item 2: All First-Tier Subcontract Awards and modifications on subcontracts and orders *expected* to be **\$25,000** or more (unless exemption applies)

[www.fsrs.gov](http://www.fsrs.gov)

(a module of the Electronic Subcontracting Reporting System  
(eSRS))

# SUBCONTRACTOR REPORTING EXEMPTIONS

- Subcontractor had gross income from all sources in its preceding tax year that is less than \$300,000
- Subcontractors may also be exempt from reporting Executive Compensation when they received in the preceding tax year
  - Less than 80% of annual gross revenue from Federal contracts, subcontracts, loans, grants, subgrants, cooperative agreements and other forms of federal assistance; or
  - Less than \$25M of annual gross revenue from Federal contracts, subcontracts, loans, grants, subgrants, cooperative agreements and other forms of federal assistance; or
  - The public has access to information about the compensation of the senior executives through periodic reports filed under SEC

# FFATA: 1<sup>st</sup> Tier –Subcontractors

- ▶ MUST have a DUNS number

<http://fedgov.dnb.com/webform>

# FFATA Report Information

- ▶ Prime Contract Award Number
  - ▶ Subcontract Award Date
  - ▶ Subcontract Award Amount
  - ▶ Brief Project Description
  - ▶ Primary place of performance for the award (City, State & 9-digit Zip Code)
  - ▶ Subcontractor Name
- 

# FFATA Report Information (cont'd)

- ▶ Subcontractor DUNS #
  - ▶ Parent Company name (if applicable)
  - ▶ Parent Company DUNS # (if applicable)
  - ▶ Subcontractor's Address, City, State, 9-digit Zip Code, Congressional District
  - ▶ Top 5 Executive Salaries
  - ▶ Exemptions (if applicable)
- 

# 1<sup>st</sup> Tier Subcontract Reporting

- ▶ Subcontractor information must be reported
    - During the month Following Initial Subcontract Award
    - During the month Following each Subcontract Change Order
    - On each anniversary of Prime Contract or Task Order Award Date, if the Subcontract Period of Performance has not ended
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# Penalties for Non-Compliance

- ▶ Contracting Officers (COs) must exercise “appropriate contractual remedies”
- ▶ FAR Subpart 4.1402(c) requires COs to make [the] contractors’ failure to comply with the reporting requirements a part of contractors’ performance information
- ▶ Improperly certifying compliance with reporting requirements may subject contractors to False Claims Act liability
- ▶ The SAM Section pertaining to Executive Compensation warns that “Knowingly providing false or misleading information may result in criminal or civil penalties as per Title 18 Section 1001 of the US Criminal Code”

# FFATA – Auditors

- ▶ Auditors should test for compliance based on whether a recipient demonstrated a "good faith" effort to comply



# Federal Funding Accountability and Transparency Act Subaward Reporting System (FSRS)

 add award to worklist

 alerts

▸ No current alerts

 create FFATA report

 announcements

There are no announcements at this time.



# Federal Funding Accountability and Transparency Act Subaward Reporting System (FSRS)

## awardee worklist

Wednesday, January 16, 20

**Note**  
The following contracts were found that match your registered DUNS # and have not been added to your worklist. You may add a specific contract to your worklist or click on all.

Search Filters

**Add All Contracts To My Worklist**

**Search For Other Contracts** **Create New Report** **Report List** Items 1-20 of 112

Contract Number	Top Level Agency	Agency	Type	DUNS
0003 / EPW05042	ENVIRONMENTAL PROTECTION AGENCY	ENVIRONMENTAL PROTECTION AGENCY	Task Order	0000
0004 / W912DR09D0006	DEPT OF DEFENSE	NAD	Task Order	0000
0005 / W912DR09D0006	DEPT OF DEFENSE	NAD	Task Order	0000
0006 / W912DR09D0006	DEPT OF DEFENSE	NAD	Task Order	0000



# Federal Funding Accountability and Transparency Act Subaward Reporting System (FSRS)

[Home](#) | [Profile](#) | [Worklist](#) | [Create / Review Reports](#)

## FFATA reports

Wednesday, January 16, 2014

[All](#) [Drafts](#) [Submitted](#) [Re-opened](#)

### Search Filters

[+ Create New Report](#) Items 1-20 of 99

	Contract / Award Number ▾	Agency ID ▾	Agency Name ▾	Status ▾	Source ▾	Report Month ▾
	0006 / N6258309D0131	1700	DEPT OF THE NAVY	SUB	Contract	Mar, 2011
	0007 / N6258309D0131	1700	DEPT OF THE NAVY	SUB	Contract	Jan, 2011
	0007 / N6258309D0131	1700	DEPT OF THE NAVY	SUB	Contract	Feb, 2011
	0007 / N6258309D0131	1700	DEPT OF THE NAVY	SUB	Contract	Mar, 2011
	0007 / N6258309D0131	1700	DEPT OF THE NAVY	SUB	Contract	Apr, 2011
	0007 / N6258309D0131	1700	DEPT OF THE NAVY	SUB	Contract	May, 2011
	0007 / N6258309D0131	1700	DEPT OF THE NAVY	SUB	Contract	Jul, 2011
	0007 / N6258309D0131	1700	DEPT OF THE NAVY	SUB	Contract	Aug, 2011

# FSRS Reporting

- ▶ Step 1: Prime Contract Info
  - FPDS-NG
  - Report Month
- ▶ Step 2: Add Subcontractor Info
  - DUNS #
  - Subcontractor Info
- ▶ Step 3: Review
- ▶ Step 4: Submit
  - Save PDF Report
  - Print Report



Prime Award Advanced Search

Sub-award Advanced Search

**NOTE:** You must click [here](#) for very important D&B information.

### Popular Requests

> Gulf Oil Spill Contracts

### Spending Trends



### What's new

Find out what new features have been recently added to the site.



Search

Prime Award Advanced Search Sub-award Advanced Search

NOTE: You must click [here](#) for very important D&B information.

## Sub-award Spending Data

[View Prime Award Data](#)

Map Timeline **Advanced Search**

Fill out any or all of the options below to create a custom search. For any free text fields marked with (†), please use double quotes (" ") around your search terms if you would like to conduct an exact search and only return transactions that match the entire phrase.

RESET SEARCH

Search Term:

### Basic Criteria

Spending Type:  Contracts  Grants

Sub-awardee Name :

Prime Award Recipient Name:

Sub-awardee DUNS Number\*:

Country: ALL

**Basic Criteria for Prime Award Data**

**Program Source**

Program Source Agency Code \*:

Program Source Account Code \*:

**Applicable for Contracts Only**

Procurement Instrument Identifier\*:

IDV Procurement Instrument Identifier\* †:

NAICS Code Category (Code - Name) :

- 11 - AGRICULTURE, FORESTRY, FISHING AND HUNTING
- 21 - MINING, QUARRYING, AND OIL AND GAS EXTRACTION
- 22 - UTILITIES
- 23 - CONSTRUCTION

Organization/Business Types:

- 8A Firm
- American Indian Owned Business
- Asian-Pacific American Owned Business

**Applicable for Grants Only**

Federal Award Number\*:

CFDA Program Number \*:

CFDA Program Title †:



NAICS Code Category (Code - Name):

- 21 - MINING, QUARRYING, AND OIL AND GAS EXTRACTION
- 22 - UTILITIES
- 23 - CONSTRUCTION

Organization/Business Types:

- American Indian Owned Business
- Asian-Pacific American Owned Business
- Black American Owned Business

**Applicable for Grants Only**

Federal Award Number\*:

CFDA Program Number\*:  ?

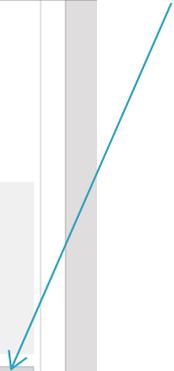
CFDA Program Title †:

RESET SEARCH

Fields with (\*) accept multiple values separated by commas, and will accept a maximum of ten values per field.  
Fields with (†) allow an exact phrase search or a multiple word search. Exact phrase search is executed when the phrase is surrounded by double quotes (""). Multiple word search is executed when the phrase is not surrounded by double quotes (""), in which case search is performed on each word or word stem in the phrase.

All prime awardee data as reported by agencies. The assistance prime awardee data includes agency submissions as of 11/21/2013 and the contracts prime awardee data includes procurement data downloaded from FPDS as of 11/22/2013. Please note that availability of DOD contracts prime awardee data is delayed by 90 days to protect operations tempo. All Sub-awardee data is based on prime awardee submissions from FSRS, for sub-contracts as of 11/21/2013 and for sub-grants as of 11/21/2013. For more information about the data, data sources, and data timeliness, please see [Learn](#).

The quality procurement data is maintained by the federal agencies by annual verification and validation of their data in FPDS. For more information on how the quality is maintained and what the government is doing in ensuring the quality please see [\(PDF\)](#).





Prime Award Advanced Search Sub-award Advanced Search

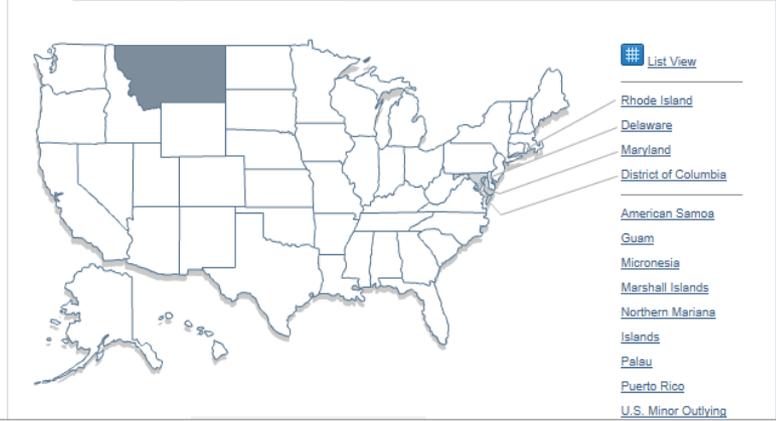
NOTE: You must click [here](#) for very important D&B information.

### Sub-award Spending Data

[View Prime Award Data](#)

Filters: Search Term: 0078 IDV Procurement Instrument Identifier: FA890308d8784\* [Clear All](#)

- Map
- Timeline
- Advanced Search



**By Type of Spending**

- Contracts 3

[More/Fewer By Type of Spending](#)

**By Agency**

- Department of Defense.. 3

[More/Fewer By Agency](#)

**By Principal NAICS Description**

- Remediation Services.. 3

[More/Fewer By Principal NAICS Description](#)

**By Fiscal Year**

- 2012 2
- 2013 1

Sort by: **Dollars Obligated** ▾ Transactions/page: **25** ▾ **Go** [Export](#) [Summary View](#)

**1**

Total Dollars:  
**\$224,913**

Transactions:  
**1 to 3 of 3**

Transaction # 1 (Contract)  
 Sub-award Number: [FA890308D8784 / 0078](#)  
 Recipient: [Preengineered Fire Systems, LLC](#)  
 2704 4TH AVE N, Great Falls, Montana  
 Program Source: 57-3400  
 Department/Agency: [Department of Defense: Department of the Air Force](#)  
 Description: Investigation, review, design support and report p ... [\(More\)](#)  
**Award Date:** 10-11-2012  
**Award Amount:** \$119,972

Transaction # 2 (Contract)  
 Sub-award Number: [FA890308D8784 / 0078](#)  
 Recipient: [GREENHORNE & O'MARA, INC.](#)  
 6110 FROST PL, LAUREL, Maryland  
 Program Source: 57-3400  
 Department/Agency: [Department of Defense: Department of the Air Force](#)  
 Description: Blast analysis components of the project (structur ... [\(More\)](#)  
**Award Date:** 09-26-2012  
**Award Amount:** \$55,318

Transaction # 3 (Contract)  
 Sub-award Number: [FA890308D8784 / 0078](#)  
 Recipient: [GEO-MARINE, INC.](#)  
 2201 K AVENUE SUITE A2, PLANO, Texas  
 Program Source: 57-3400  
 Department/Agency: [Department of Defense: Department of the Air Force](#)  
 Description: Blast Analysis components of the project (structur ... [\(More\)](#)  
**Award Date:** 09-25-2012  
**Award Amount:** \$49,623

All prime awardee data as reported by agencies. The assistance prime awardee data includes agency submissions as of 11/21/2013 and the c  
 ore-subaward?frompage=contracts&tab=By Prime Awardee&contractorid=044760510&contractorname=GREENHORNE%20%26%20O%271

# Need Help with FFATA?

- ▶ Federal Service Desk

<https://www.fsd.gov/app/answers/list>

- ▶ Chat live with a Customer Service Representative
  - ▶ Phone toll free at 1-866-606-8220
  - ▶ Phone internationally at 334-206-7828
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# Need Help with FFATA?



*The Trusted Integrator for Sustainable Solutions*

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Contact:

Tammy M. Edgington, CPCPM, CCEP

Weston Solutions, Inc.

Contract Compliance Manager

Office: (610) 701-3707

Questions?