



Oregon

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MEMORANDUM

To: State Agency ARPA SLFRF Program Managers
From: Stephanie Tyrer, COVID Fiscal Relief Manager
Date: September 18, 2023
Subject: ARPA SLFRF Program Administration Provisions

The COVID Fiscal Relief Team wishes to make you aware of language in the US Treasury's (UST) Final Rule for the ARPA State and Local Fiscal Recovery Funds (SLFRF) with regards to program administration and possible effect on the subrecipient's performance period.

In the UST Final Rule on page 96, section IV. Program Administration Provisions, subsection C. Timeline for Use of SLFRF Funds, the final paragraph states:

Treasury is also maintaining the period of performance, which will run through December 31, 2026, and provides the deadline by which recipients must expend obligated funds. Most recipients received SLFRF funds in the spring and summer of 2021, meaning that they have over three years to obligate and over five years to expend funds. This provides a sufficient amount of time for recipients to plan and execute projects.

UST further codified this expenditure deadline to amendments made by the Consolidated Appropriations Act (CAA) § 35.5 Use of funds. (Found on page 172 of the [2023 Interim Final Rule](#).) Paragraph (c) states:

(c) Return of funds. A recipient must return any funds not obligated by December 31, 2024. A recipient must return funds obligated for a use identified in §35.6(b)-(g) by December 31, 2024, but not expended by December 31, 2026.

Typically, federal grants allow ninety (90) days after the performance period closes for the Recipient to prepare the final expenditures and submit a final report. Currently, UST has not provided any guidance on this issue. Some states have interpreted the language above to mean that all expenditures must be in and finalized by December 31, 2026. To be prepared if that is indeed the case, it is our recommendation to all partner agencies to plan ahead if possible, and plan to stop all grant activities the prior quarter (September 30, 2026). This will allow for the final grant accounting closeout we are accustomed to with other grants. This will also allow all agencies to submit final and accurate expenditures for the quarterly report in January 2027.

Please reach out to your assigned Grant Analyst if you have any questions.