

American Rescue Plan Act (ARPA)

Coronavirus State and Local Fiscal Recovery Funds

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About EFPR Group

- Provide audit and related services for over 175 governmental organizations annually, including over 150 single audit compliant organizations.
- Audit over 350 organizations annually in accordance with Government Auditing Standards.
- Dedicated governmental audit service group.

Timeline on Use of Funds

- Permitted to use funds to cover costs incurred beginning on March 3, 2021.
- Funds must be obligated by December 31, 2024.
- Must be paid by December 31, 2026.
- No new costs may be obligated after December 31, 2024. Only allowed to liquidate obligations in 2025 and 2026.

Allowable Costs

Allowable Costs

1. Supporting the public health response.
2. Addressing the negative economic impacts caused by the public health emergency.
3. Replacing lost public sector revenue.
4. Providing premium pay for essential workers.
5. Invest in water, sewer, and broadband infrastructure.

Major Changes in Guidance

- U.S. Treasury released the Final Rule on January 6, 2022 which replaces the Interim Final Rule.
 - Effective April 1, 2022.
 - Can early implement.
- Major changes in the Final Rule:
 - Standard allowance of \$10 million for lost revenue.
 - Can be used to match the non-Federal portion of other Federal programs if using lost revenue.

Ineligible Uses

Ineligible Uses

Below are explicitly not allowed and will likely result in Federal recoupments:

- Excess deposits into pension funds.
- Offset a reduction in net tax revenue.
- Subject to pre-existing limitation provided in other Federal statutes and regulations.
- Contributions to rainy day or similar reserves.
- Paying settlements or judgments.
- Debt service payments, either short-term or long-term, for example:
 - Principal
 - Interest
 - Issuance costs

Subrecipient Monitoring

Subrecipient Monitoring

- If funds are given to another entity, such as a non-profit organization, to administer the program on your behalf you are required to monitor their compliance with all award requirements. Your obligations include:
 - Award Identification; you must clearly state in contracts and/or award letters the specific program. under which the funding is provided, including assistance listing (formerly CFDA) number.
 - Develop a risk assessment of each subrecipient.
 - Develop a monitoring plan, which must respond to the risks noted in the risk assessment.
 - Collect single audit reports from any subrecipient that has over \$750,000 in total Federal expenditures within the year.
 - Review the single audit report to determine if there are findings in the program you funded , and if there are, review the corrective action plans and issue management decisions.
- Recoupments can be made for failure to monitor subrecipients.

Reporting Basics

Non-Entitlement Unit (NEU)

- If you received your funds through New York State, you are considered a NEU.
- NEUs are typically municipalities with less than 50,000 residents.
- Vast majority of New York State towns are considered NEUs.

Treasury Portal

- Register with Login.gov if not previously registered:
 - Use “Create an account” on the home page.
 - Link to the portal is <https://portal.treasury.gov/compliance>
 - Step by step directions for Login.gov are provided by the U.S. Treasury at <https://home.treasury.gov/system/files/136/Login.gov-User-Guide.pdf>
- May continue to use ID.me if previously registered:
 - Link to the portal is <https://portal.treasury.gov/cares/s/slt>
 - Step by step directions for ID.me are provided by the U.S. Treasury at <https://home.treasury.gov/system/files/136/TreasuryPortalRegInstructions.pdf>

U.S. Treasury Portal - Staff Designations

1. Account Administrator:
 - a. Administrative role for maintaining names and contact information for roles below.
 - b. Responsible for making changes or updates to user roles.
2. Point of Contact for Reporting:
 - a. Primary contact for the U.S. Treasury to receive notifications.
 - b. Responsible for completing reports to the U.S. Treasury.
3. Authorized Representative for Reporting:
 - a. Responsible for certifying and submitting reports. U.S. Treasury will not accept reports unless submitted by this individual.
 - b. Responsible for communications regarding extension requests and amendments of previously submitted reports.

You can have an individual perform one, two or all three roles.

U.S. Treasury Portal – Agreements and Supporting Documentation

- Must upload to the Treasury Portal:
 - Copy of the signed award terms and conditions agreement (NEUs signed and uploaded this form to New York State when originally requesting funding).
 - Copy of the signed assurances of compliance with Title VI of the Civil Rights Act of 1964 (NEUs signed and uploaded this form to New York State when originally requesting funding).
 - Copy of Town’s budget documents.

Project and Expenditure Report

Applicable Reports and Due Dates

Chart Provided by the U.S. Treasury

Tier	Recipient	Interim Report	Project and Expenditure Report	Recovery Plan Performance Report
1	States, U.S. territories, metropolitan cities and counties with a population that exceeds 250,000 residents	By August 31, 2021 or 60 days after receiving funding if funding was received by October 15, with expenditures by category	By January 31, 2022, and then 30 days after the end of each quarter thereafter ⁹	By August 31, 2021 or 60 days after receiving funding, and annually thereafter by July 31 ¹⁰
2	Metropolitan cities and counties with a population below 250,000 residents which received more than \$10 million in SLFRF funding		Not required	
3	Tribal Governments which received more than \$30 million in SLFRF funding			
4	Tribal Governments which received less than \$30 million in SLFRF funding		By April 30, 2022, and then annually thereafter ¹¹	
5	Metropolitan cities and counties with a population below 250,000 residents which received less than \$10 million in SLFRF funding			
6	NEUs	Not required		

Due Dates – Tiers 1-3

Chart Provided by the U.S. Treasury

Report	Year	Quarter	Period Covered	Due Date
1	2021	2 - 4	March 3 – December 31	January 31, 2022
2	2022	1	January 1 – March 31	April 30, 2022
3	2022	2	April 1 – June 30	July 31, 2022
4	2022	3	July 1 – September 30	October 31, 2022
5	2022	4	October 1 – December 31	January 31, 2023
6	2023	1	January 1 – March 31	April 30, 2023
7	2023	2	April 1 – June 30	July 31, 2023
8	2023	3	July 1 – September 30	October 31, 2023
9	2023	4	October 1 – December 31	January 31, 2024
10	2024	1	January 1 – March 31	April 30, 2024
11	2024	2	April 1 – June 30	July 31, 2024
12	2024	3	July 1 – September 30	October 31, 2024
13	2024	4	October 1 – December 31	January 31, 2025
14	2025	1	January 1 – March 31	April 30, 2025
15	2025	2	April 1 – June 30	July 31, 2025
16	2025	3	July 1 – September 30	October 31, 2025
17	2025	4	October 1 – December 31	January 31, 2026
18	2026	1	January 1 – March 31	April 30, 2026
19	2026	2	April 1 – June 30	July 31, 2026
20	2026	3	July 1 – September 30	October 31, 2026
21	2026	4	October 1 – December 31	March 31, 2027

Due Dates – Tiers 4-6

Chart Provided by the U.S. Treasury

Report	Period Covered	Due Date
1	March 3, 2021 – March 31, 2022	April 30, 2022
2	April 1, 2022 – March 31, 2023	April 30, 2023
3	April 1, 2023 – March 31, 2024	April 30, 2024
4	April 1, 2024 – March 31, 2025	April 30, 2025
5	April 1, 2025 – March 31, 2026	April 30, 2026
6	April 1, 2026 – December 31, 2026	April 30, 2027

Project and Expenditure Report Screens

- Recipient Profile
- Project Overview
- Subrecipients/Beneficiaries
- Subawards/Direct Payments
- Expenditures
- Recipient Specific
- Certification

Applicable Reports and Due Dates

Chart Provided by the U.S. Treasury

Tier	Recipient	Interim Report	Project and Expenditure Report	Recovery Plan Performance Report
1	States, U.S. territories, metropolitan cities and counties with a population that exceeds 250,000 residents	By August 31, 2021 or 60 days after receiving funding if funding was received by October 15, with expenditures by category	By January 31, 2022, and then 30 days after the end of each quarter thereafter ⁹	By August 31, 2021 or 60 days after receiving funding, and annually thereafter by July 31 ¹⁰
2	Metropolitan cities and counties with a population below 250,000 residents which received more than \$10 million in SLFRF funding		Not required	
3	Tribal Governments which received more than \$30 million in SLFRF funding			
4	Tribal Governments which received less than \$30 million in SLFRF funding		By April 30, 2022, and then annually thereafter ¹¹	
5	Metropolitan cities and counties with a population below 250,000 residents which received less than \$10 million in SLFRF funding			
6	NEUs	Not required		

Recovery Plan Performance Reports

Due Dates – Tier 1 Only

Chart Provided by the U.S. Treasury

Annual Report	Period Covered	Due Date
1	Award Date – July 31, 2021	August 31, 2021
2	July 1, 2021 – June 30, 2022	July 31, 2022
3	July 1, 2022 – June 30, 2023	July 31, 2023
4	July 1, 2023 – June 30, 2024	July 31, 2024
5	July 1, 2024 – June 30, 2025	July 31, 2025
6	July 1, 2025 – June 30, 2026	July 31, 2026
7	July 1, 2026 – December 31, 2026	March 31, 2027

Special Reporting for Federal Funding Accountability and Transparency Act (FFATA)

FFATA

- All Towns are considered direct recipients of ARPA funds regardless if received the funding from New York State or not.
- Direct recipients of grants that provide \$30,000 or greater subawards are required to submit to the FFATA system.
- Increased from \$30,000 to \$50,000 for ARPA. Information on subawards of \$50,000 or greater is included on the Project and Expenditure Report.
- U.S. Treasury is making all required FFATA reporting on behalf of recipients. Therefore, FFATA is not subject to audit.

Single Audit

Single Audit

- Required if your Town has expended \$750,000 or more of Federal awards in a fiscal year.
- Compliance audit of expenditures of Federal awards that must be performed by a Certified Public Accounting (CPA) firm.
- All Towns are considered direct recipients from the Federal government regardless if cash came from NYS. NYS is not responsible for monitoring the Towns' uses.

Questions?

Contact Us

ARPA Consulting Management Team

ARP@efprgroup.com

This email address will go to our entire ARPA consulting management team to ensure a quick response time