

Preparedness Grants: Equipment Disposition Information

In closing out a grant award, part of that process is to submit SF 428-C Tangible Personal Property Report-Disposition Request Report.

44 CFR 13 requires request for disposition of tangible personal property valued at \$5,000.00 or more. However, FEMA was not fully implementing the requirement until 2012. For closeouts prior to 2012, most grant recipients were not required to submit this.

Equipment currently valued at \$5,000.00 or greater purchased with grants that have expired and the 3 year record retention period has also expired, the grant awards are most probably from FY 2006 or older. Without a disposition request, as long as the equipment has a fair market value of \$5,000 or more, FEMA has vested interest in the equipment – possibly past the 3 year record retention period until the fair market value drops below \$5,000.00.

FEMAs recommendation is to contact the program analyst/manager, through the State's SAA. They may have you submit a Request for Disposition SF 248-C for this equipment to the FEMA assigned program analyst/manager. One form for each grant award number.

If the equipment will remain in use for the original project in which purchased or used to support other federally assisted projects or programs, you can use Block 4 Comments to explain this.

If the equipment is no longer needed for the original purpose and is planned for sale or used for other non-federal projects or programs, FEMA may reserve the right to direct a refund of the federal share percentage of the fair market value or the sale price of the equipment whichever is greater.

TANGIBLE PERSONAL PROPERTY REPORT Disposition Request/Report SF-428- C

Federal Grant or Other Identifying Number Assigned by Federal Agency (Block 2 of SF-428)

1. Request Disposition Instructions for:

For Agency Use Only

a. Federally-owned Property
(Select one or more and attach Supplemental Sheet SF-428S or recipient equivalent)

- (i) ___ Request Federal Agency disposition instructions
- (ii) ___ Other (Specify in Block 8 "Comments" or attach request)

Agency response to requested disposition of Federally owned property:

- (i) Recipient request approved ___ denied ___.
- (ii) Dispose in accordance with attached instructions ___.

b. Acquired Equipment with current fair market value of \$5,000 or more

(Select one or more and attach Supplemental Sheet SF-428S or recipient equivalent)

- (i) ___ Request approval to trade-in or sell to offset costs of replacement equipment
- (ii) ___ Request Federal Agency disposition instructions

Agency response to requested disposition of acquired equipment:

- (i) Recipient request approved ___ denied ___.
- (ii) Dispose in accordance with attached instructions ___.

Authorized Awarding Agency Official

Signature:

Date:

Name:

Phone:

Title

Email

2. Report Disposition by Sale or Retention

- a. ___ Retention of acquired equipment for use on non Federally supported projects
- b. ___ Sale of acquired equipment

(Attach Supplemental Sheet SF-428S or recipient equivalent and complete worksheet below)

- (i) Sale proceeds (or estimate of current fair market value)..... \$ _____
- (ii) Percentage of Federal participation _____%
- (iii) Federal share \$ _____
- (iv) Selling and handling allowance \$ _____
- (v) **Amount remitted to the Federal Government**..... \$ _____

3. Report Loss, Destruction or Theft of Federally-owned Property

___ Loss, Destruction or Theft of Federally-owned property

(Attach Supplemental Sheet SF-428S or recipient equivalent and describe the circumstances in Block 4)

4. Comments

DISPOSITION REQUEST/REPORT ATTACHMENT TO TPR

Agency use only

Instructions for Disposition Request/Report: SF-428 Attachment C

A. General Instructions:

This Attachment is to be used by recipients when required to request disposition instructions or to report disposition of Federally-owned property or acquired equipment under Federal assistance awards at any time other than award closeout (i.e., during the award period or after closeout as long as the Federal government retains an interest in the item).

Recipients provided Federally-owned property for use under Federal assistance awards are required to request disposition instructions from the awarding agency when the Federally-owned property is no longer needed for the authorized purpose. Recipients may be required to request disposition instructions for equipment acquired with award funds (acquired equipment) when an item is no longer needed for use on Federally-sponsored activities. Recipients may also be required to provide compensation to the awarding agency when acquired equipment is sold or retained for use on activities not sponsored by the Federal government. This attachment is intended to assist recipients in providing appropriate information to the awarding agency. Note: If the Federal awarding agency has exercised statutory authority to vest title to acquired equipment in the recipient with no further obligation to the Federal government, you are not required to request disposition instructions or to report disposition (i.e., sale or retention for non Federal use) of those items of equipment.

Federal Grant or Other Identifying Number Assigned by Federal Agency. Enter the Federal grant, cooperative agreement or other Federal financial assistance award instrument number or other identifying number assigned to the Federal financial assistance award.

1. Request Disposition Instructions for: Use this section to request Federal awarding agency disposition instructions when required by the award provisions.

a. **Federally-owned Property.** Consists of items that were furnished by the Government. Check applicable blocks to indicate the requested Federal awarding agency action for items that are no longer needed for use on the award specified in Block 2.

- (i) To request Federal agency disposition instructions.
- (ii) To request a specific disposition, e.g., transfer to another award.

b. **Acquired Equipment with a current fair market value of \$5,000 or more.** Note: Fair market value means the best estimate of the gross sales proceeds if the property were to be sold in a public sale. Check applicable blocks to indicate the requested Federal awarding agency action.

- (i) To request approval to trade-in or sell to offset costs of replacement equipment.
- (ii) To request Federal agency disposition instructions for equipment acquired with award funds.

2. Report Disposition by Sale or Retention. Use this section when required to compensate the Federal awarding agency for its interest in acquired equipment with a current fair market value of \$5,000 or more that you have sold or retained for use on non Federally supported activities. Check applicable blocks to indicate the type of action being reported and complete the worksheet to calculate the amount of compensation due to the awarding agency for its interest in the equipment.

- a. Retention of acquired equipment for use on non-Federally supported projects.
- b. Sale of acquired equipment.

Worksheet

- (i) Enter the total amount received if the equipment has been sold. Enter an estimate of the current fair market value if the equipment will be retained for use on non Federally funded projects.
- (ii) Enter the percentage of Federal Government participation in the award under which the equipment was acquired.
- (iii) Enter the dollar amount of sales proceeds (or estimate of current fair market value) multiplied by the percentage of Federal Government participation listed in (ii).
- (iv) If the equipment was sold, enter the amount of selling and handling expenses. Enter zero if the equipment will be retained for use on non-Federally funded projects.
- (v) Enter the amount of the Federal share in (iii) less the selling and handling expense listed in (iv). Indicate in Block 8 how the funds are being returned to the government. For example, attached check made out to the Awarding Agency/U.S. Treasury or electronic remission.

3. Report Loss, Destruction or Theft of Federally-owned Property. Use this section to notify the awarding agency. Check block to indicate that Federally-owned property has been lost, damaged or stolen, list the item(s) on SF-428S or recipient equivalent and describe the circumstances in Block 4.

4. Comments. Provide any explanations or additional information in this block. Attach additional sheets if necessary.

Agency use only. This section is reserved for Federal agency use only.