

# List of Statutory Authorities for Interagency Agreements (IA)

Government-wide Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Economy Act [31 USC 1535]</b>	This Act authorizes interagency transfers of funds to achieve economies and efficiencies in the federal government. It provides for transactions whereby one federal agency may obtain goods or services by using an existing contract awarded by another agency, or by taking advantage of another federal agency's greater capabilities or specialized expertise in certain products or services. The Economy Act applies to interagency transactions if there is no other more specific authority.	Interagency	Federal agencies	Funds-out or Funds-in  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	YES, D&F (EPAAG 17.5.1A)
<b>Section 8 of Department of State's Basic Authorities [22 USC 2675]</b>	The Secretary of State may allocate or transfer to an agency of the United States Government any funds appropriated to the Department of State (DOS) for direct expenditure by such agency for the purposes for which the funds were appropriated in accordance with the DOS's authority or under the other agency's authority. EPA may furnish services and commodities on an advance or reimbursement basis if consistent with the purposes provided at 22 U.S.C. § 2675.	Interagency	DOS only, but may include other federal agencies or organizations eligible under DOS's authority	Funds-in (EPA may receive funds from DOS to award grants or contracts under this type of IA)  <b>INDIRECT COSTS REQUIRED</b>	NO
<b>Foreign Assistance Act, Section 632(a) [22 USC 2392(a)]</b>	The President may allocate or transfer to any agency of the United States Government any part of any funds available for carrying out the purposes of this chapter, including any advance to the United States Government by a country or international organization for the procurement of commodities, defense articles, military education and training, or services (including defense services). Such funds shall be available for obligation and expenditure for the purposes for which authorized, in accordance with authority granted in this chapter or under authority governing the activities of the agencies of the United States Government to which such funds are allocated or transferred.	Interagency	Federal agencies	Funds-in  <b>INDIRECT COSTS REQUIRED</b>	NO

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<b>Foreign Assistance Act, Section 632(b)</b> <b>[22 USC 2392(b)]</b>	An officer of the United States Government carrying out functions under this Chapter may utilize the services and facilities of, or procure commodities, defense articles, or military education and training from, any agency as the President shall direct, or with the consent of the head of such agency. Funds allocated pursuant to this subsection to any such agency may be established in separate appropriation accounts on the books of the Treasury.	Interagency	Federal agencies	Funds-in  <b>INDIRECT COSTS REQUIRED</b>	NO
<b>Foreign Assistance Act, Section 607</b> <b>[22 USC 2357]</b>	Any agency of the United States Government is authorized to furnish services and commodities on an advance-of-funds or reimbursement basis to friendly countries, international organizations, the American Red Cross, and voluntary nonprofit relief agencies registered with and approved by the Agency for International Development (AID). Notwithstanding any other provision of law, an international agreement may not be signed or otherwise concluded on behalf of the United States without prior consultation with the Secretary of State. Such consultation may encompass a class of agreements rather than a particular agreement. 1 U.S.C. § 112b. According to delegation 1-89 ( <a href="http://epa.gov/rmpoicy/ads/dm/1-89.pdf">http://epa.gov/rmpoicy/ads/dm/1-89.pdf</a> ) there needs to be an OIA clearance and a section 607 determination.	International	Foreign governments and organizations, or an international organization	Funds-in (This authority cannot be used to award grants; the project must benefit a developing country)  <b>INDIRECT COSTS REQUIRED</b>	NO
<b>Clinger-Cohen Act [40 USC 11318]</b> <b>(also known as the Information Technology Management Reform Act)</b>	The head of an executive agency may use amounts available to the agency for oversight, acquisition, and procurement of information technology to support jointly with other executive agencies the activities of interagency groups that are established to advise the Director of OMB in carrying out the Director's responsibilities for acquisitions of information technology. The use of those amounts for that purpose is subject to requirements and limitations on uses and amounts that the Director may prescribe.	Interagency	Federal agencies	Funds-in or Funds-out  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	YES, EPAAG IA Acquisition Justification for FUNDS-OUT

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<b>Intergovernmental Cooperation Act [31 USC 6502]</b>	<p>This Act authorizes a federal agency to provide specialized or technical services, including statistical and other studies and compilations, development projects, technical tests and evaluations, technical information, training activities, surveys, reports, documents, and other similar services that an executive agency is especially competent and authorized by law to provide. In accordance with the Act, the services provided must be consistent with and further the policies of EPA. The state or local government must:</p> <ol style="list-style-type: none"> <li>1. submit a written request to EPA for the goods or services,</li> <li>2. certify that the services are not reasonably and expeditiously available through ordinary business channels, and</li> <li>3. pay all identifiable costs of providing the services.</li> </ol> <p>IAs executed pursuant to this authority must comply with OMB Circular A-97, <i>Rules and regulations permitting Federal agencies to provide specialized or technical services to States and local units of government under Title III of the Intergovernmental Cooperation Act of 1968.</i></p>	Intergovernmental	State or Local Governments	<p>Funds-in</p> <p><b>INDIRECT COSTS REQUIRED</b></p>	NO

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<b>Intergovernmental Personnel Act [42 USC 4701]</b>	The IPA permits temporary assignment of employees between the Federal Government and State, local and Indian tribal governments, institutions of higher education, and other eligible organizations. Agreements may provide for the assignment of EPA personnel to federal or non-federal parties as necessary to carry out an activity or provide for non-EPA employees to be assigned to EPA. The requesting EPA office must contact OHR to process the SF-52 initiating such temporary assignments of personnel. For details on what additional steps the EPA offices must follow see the EPA IPA Policy and Procedures Manual at: <a href="http://intranet.epa.gov/rmpolicy/ads/manuals/3141.pdf">http://intranet.epa.gov/rmpolicy/ads/manuals/3141.pdf</a> IPA assignments are sometimes included in IAs with or without monetary reimbursement. Work must be of mutual concern and benefit to EPA and the IPA organization. An assignment may not exceed 2 years unless extended in accordance with the IPA, its implementing regulations are found at 5 CFR Part 334, and the EPA IPA Policy and Procedures Manual, No. 3141.	Interagency and Intergovernmental	State or local governments, Indian tribal government, institutions of higher education, or other eligible organizations.	Funds-in  <b>INDIRECT COSTS REQUIRED</b>	NO

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<b>Robert T. Stafford Disaster Relief and Emergency Assistance Act, as amended [42 USC 5121, et seq]</b>	After the President issues an emergency or major disaster declaration, the Federal Emergency Management Agency (FEMA) may direct any federal agency, with or without reimbursement, to utilize its authorities and resources, including personnel, equipment, supplies, facilities, and managerial, technical, and advisory services, in support of state and local assistance efforts. Under Emergency Support Function (ESF) #10 of the National Response Plan, "Hazardous Materials Annex," EPA is the primary agency for managing the federal response to an actual or potential release of oil or hazardous materials, including certain chemical, biological, and radiological substances considered weapons of mass destruction. In September 1998, FEMA and EPA signed an agreement stating that FEMA will use Stafford Act funds to reimburse EPA for specific emergency response activities under ESF #10.	ESF 10 Mission assignments / IAs issued by FEMA; IAs issued by another federal agency when it is the primary agency under another ESF, and EPA is a supporting agency.	FEMA, state or local governments	Funds-out or Funds-In  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	YES, EPAAG IA Acquisition Justification for FUNDS-OUT
<b>Taiwan Relations Act [22 USC 3308(a)]</b>	Any agency of the United States Government is authorized to sell, loan, or lease property (including its interest therein) to, and perform administrative and technical support functions and services as the President may direct, for the American Institute in Taiwan. Reimbursements to agencies under this subsection shall be credited to the current applicable appropriation of the agency concerned.	International	American Institute in Taiwan	Funds-in  <b>INDIRECT COSTS REQUIRED</b>	NO
<b>Taiwan Relations Act [22 USC 3308(b)]</b>	Any agency of the United States Government is authorized to acquire and accept services from the American Taiwan Institute on such terms and conditions as the President may direct. Whenever the President determines it to be in furtherance of the purposes of this chapter, as specified by an Executive Order, the procurement of services by such agencies from the Institute may be effected without regard to such laws of the United States normally applicable to the acquisition of services by such agencies.	Interagency and International	American Institute in Taiwan	Funds-out	YES, EPAAG IA Acquisition Justification for FUNDS-OUT

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<b>Executive Order 13543 of May 21, 2010 (National Commission on the BP Deepwater Horizon Oil Spill and Offshore Drilling)</b>	The heads of executive departments and agencies, to the extent permitted by law and consistent with their ongoing activities in response to the oil spill, shall provide the Commission such information and cooperation as it may require for purposes of carrying out its mission.	Interagency	Department of Energy	Funds-in (This authority must be used with the Economy Act) <b>INDIRECT COSTS REQUIRED</b>	NO
<b>Acquisition Services Fund [40 USC 321(d)]</b>	The Acquisition Services Fund can be used for procuring, for the use of federal agencies in the proper discharge of their responsibilities - personal property, nonpersonal services, and personal services related to the provision of information technology from General Services Administration.	Interagency	General Services Administration (GSA)	Funds-out	YES, EPAAG IA Acquisition Justification for <b>FUNDS-OUT</b>
<b>15 USC 1525</b>	The Secretary of Commerce is authorized, upon the request of any person, firm, organization, or others, public or private, to make special studies on matters within the authority of the Department of Commerce; to prepare from its records special compilations, lists, bulletins, or reports; to perform the functions authorized by section 1152 of this title; and to furnish transcripts or copies of its studies, compilations, and other records; upon the payment of the actual or estimated cost of such special work. In the case of nonprofit organizations, research organizations, or public organizations or agencies, the Secretary may engage in joint projects, or perform services, on matters of mutual interest, the cost of which shall be apportioned equitably, as determined by the Secretary, who may, however, waive payment of any portion of such costs by others, when authorized to do so under regulations approved by the Office of Management and Budget.	Interagency	Department of Commerce	Funds-out	YES, EPAAG IA Acquisition Justification for <b>FUNDS-OUT</b>

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<b>Government Employees Training Act</b> [5 USC 4104]	This provision in the Government Employees Training Act authorizes an agency or department by "agreement" and on a "reimbursable basis" to provide "training [offered by]... other agencies" to its employees.	Interagency	Federal agencies	Funds-in or Funds-out  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	YES, EPAAG IA Acquisition Justification for FUNDS-OUT
<b>Omnibus Territory Act, Title V, § 501</b> [48 USC 1469c]	To the extent practicable, services, facilities, and equipment of agencies and instrumentalities of the United States Government may be made available, on a reimbursable basis, to the governments of the territories and possessions of the United States and the Trust Territory of the Pacific Islands. Reimbursements may be credited to the appropriation or fund of the agency or instrumentality through which the services, facilities, and equipment are provided. If otherwise authorized by law, such services, facilities, and equipment may be made available without reimbursement.	Intergovernmental	Governments of the territories and possessions of the United States and the Trust Territory of the Pacific Islands	Funds-in  <b>INDIRECT COSTS REQUIRED</b>	NO

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<b>13 USC 8(b)</b>	This statutory authority allows the Director of the Census Bureau (as delegated by the Secretary of Commerce) to collect payment for the performance of statistical work on behalf of other federal agencies and other entities as follows: "(b) Subject to the limitations contained in sections 6(c) and 9 of this title, the Secretary may furnish copies of tabulations and other statistical materials which do not disclose the information reported by, or on behalf of, any particular respondent, and may make special statistical compilations and surveys, for departments, agencies, and establishments of the Federal Government, the government of the District of Columbia, the government of any possession or area (including political subdivisions thereof) referred to in section 191(a) of this title, State or local agencies, or other public and private persons and agencies, upon payment of the actual or estimated cost of such work. In the case of nonprofit agencies or organizations, the Secretary may engage in joint statistical projects, the purpose of which are otherwise authorized by law, but only if the cost of such projects are shared equitably, as determined by the Secretary. "	Interagency	Census Bureau	Funds-out	YES, EPAAG IA Acquisition Justification for FUNDS-OUT



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<b>Consolidated Appropriations Act, 2010, Public Law 111-117, Division C, Section 723</b>	Sec. 723 ...the head of each Executive department and agency is hereby authorized to transfer to or reimburse "General Services Administration, Government-wide Policy" with the approval of the Director of the Office of Management and Budget, funds made available for the current fiscal year by this or any other Act, including rebates from charge card and other contracts: <i>Provided</i> , That these funds shall be administered by the Administrator of General Services to support Government-wide financial, information technology, procurement, and other management innovations, initiatives, and activities, as approved by the Director of the Office of Management and Budget, in consultation with the appropriate interagency groups designated by the Director (including the President's Management Council for overall management improvement initiatives, the Chief Financial Officers Council for financial management initiatives, the Chief Information Officers Council for information technology initiatives, the Chief Human Capital Officers Council for human capital initiatives, the Chief Acquisition Officers Council for procurement initiatives, and the Performance Improvement Council for performance improvement initiatives): <i>Provided further</i> , That the total funds transferred or reimbursed shall not exceed \$17,000,000: <i>Provided further</i> , That such transfers or reimbursements may only be made after 15 days following notification of the Committees on Appropriations by the Director of the Office of Management and Budget.	Interagency	General Services Administration (GSA)	Funds-out	YES, EPAAG IA Acquisition Justification for FUNDS-OUT

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<b>America Competes Act, 15 USC 3719(m)</b>	<p>(m) Funding</p> <p>(1) In general Support for a prize competition under this section, including financial support for the design and administration of a prize or funds for a monetary prize purse, may consist of Federal appropriated funds and funds provided by the private sector for such cash prizes. The head of an agency may accept funds from other Federal agencies to support such competitions. The head of an agency may not give any special consideration to any private sector entity in return for a donation.</p> <p>(2) Availability of funds Notwithstanding any other provision of law, funds appropriated for prize awards under this section shall remain available until expended. No provision in this section permits obligation or payment of funds in violation of section 1341 of Title 31.</p> <p>(3) Amount of prize</p> <p>(A) Announcement No prize may be announced under subsection (f) until all the funds needed to pay out the announced amount of the prize have been appropriated or committed in writing by a private source.</p> <p>(B) Increase in amount The head of an agency may increase the amount of a prize after an initial announcement is made under subsection (f) only if--</p> <p>(i) notice of the increase is provided in the same manner as the initial notice of the prize; and</p> <p>(ii) the funds needed to pay out the announced amount of the increase have been appropriated or committed in writing by a private source.</p> <p>(4) Limitation on amount</p> <p>(A) Notice to Congress No prize competition under this section may offer a prize in an amount greater than \$50,000,000 unless 30 days have elapsed after written notice has been transmitted to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Science and Technology of the House of Representatives.</p> <p>(B) Approval of head of agency No prize competition under this section may result in the award of more than \$1,000,000 in cash prizes without the approval of the head of an agency.</p>	Interagency	Federal Agencies	<p>Funds-in and Funds-out</p> <p><b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b></p>	<p>YES, EPAAG IA Acquisition Justification for FUNDS-OUT</p>

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5 USC 3343	<p><b>Details to International Organizations</b></p> <p>(a) For the purpose of this section—</p> <p>(1) “agency”, “employee”, and “international organization” have the meanings given them by section <a href="#">3581</a> of this title; and</p> <p>(2) “detail” means the assignment or loan of an employee to an international organization without a change of position from the agency by which he is employed to an international organization.</p> <p>(b) The head of an agency may detail, for a period of not more than 5 years, an employee of his agency to an international organization which requests services, except that under special circumstances, where the President determines it to be in the national interest, he may extend the 5-year period for up to an additional 3 years.</p> <p>(c) An employee detailed under subsection (b) of this section is deemed, for the purpose of preserving his allowances, privileges, rights, seniority, and other benefits, an employee of the agency from which detailed, and he is entitled to pay, allowances, and benefits from funds available to that agency. The authorization and payment of these allowances and other benefits from appropriations available therefor is deemed to comply with section <a href="#">5536</a> of this title.</p> <p>(d) Details may be made under subsection (b) of this section—</p> <p>(1) without reimbursement to the United States by the international organization; or</p> <p>(2) with agreement by the international organization to reimburse the United States for all or part of the pay, travel expenses, and allowances payable during the detail, and the reimbursement shall be credited to the appropriation, fund, or account used for paying the amounts reimbursed.</p> <p>(e) An employee detailed under subsection (b) of this section may be paid or reimbursed by an international organization for allowances or expenses incurred in the performance of duties required by the detail, without regard to section <a href="#">209</a> of title <a href="#">18</a>.</p>	Interagency	Public International Organization	Funds-in  <b>INDIRECT COSTS REQUIRED</b>	NO

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15 USC 7502(b)	<p><b>§7502. Program coordination</b></p> <p>(a) In general The President shall establish a National Nanotechnology Coordination Office, with a Director and full-time staff, which shall-</p> <p>(1) provide technical and administrative support to the Council and the Advisory Panel;</p> <p>(2) serve as the point of contact on Federal nanotechnology activities for government organizations, academia, industry, professional societies, State nanotechnology programs, interested citizen groups, and others to exchange technical and programmatic information;</p> <p>(3) conduct public outreach, including dissemination of findings and recommendations of the Advisory Panel, as appropriate; and</p> <p>(4) promote access to and early application of the technologies, innovations, and expertise derived from Program activities to agency missions and systems across the Federal Government, and to United States industry, including startup companies.</p> <p><b>(b) Funding</b> The <b>National Nanotechnology Coordination Office</b> shall be funded through interagency funding in accordance with section 631 of Public Law 108-7.</p> <p>The reference in (b) to section 631 provides the specific authority for interagency financing: Sec. 631. Notwithstanding section 1346 of title 31, United States Code, or section 610 of this Act, funds made available for the current fiscal year by this or any other Act shall be available for the interagency funding of specific projects, workshops, studies, and similar efforts to carry out the purposes of the National Science and Technology Council (authorized by Executive Order No. 12881), which benefit multiple Federal departments, agencies, or entities: Provided, That the Office of Management and Budget shall provide a report describing the budget of and resources connected with the National Science and Technology Council to the Committees on Appropriations, the House Committee on Science; and the Senate Committee on Commerce, Science, and Transportation 90 days after enactment of this Act.</p>	Interagency	Federal Agencies	Funds-out	YES, EPAAG IA Acquisition Justification for FUNDS-OUT

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Cooperation Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Clean Air Act, Section 102(b)</b> <b>[42 USC 7402(b)]</b>	The EPA Administrator shall cooperate with and encourage cooperative activities by all federal departments and agencies having functions relating to the prevention and control of air pollution.	Interagency	Federal agencies	Funds-in or Funds-out  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	NO
<b>7 USC 3318</b>	<p>The purpose of this section is to confer upon the Secretary general authority to enter into contracts, grants, and cooperative agreements to further the research, extension, or teaching programs in the food and agricultural sciences of the Department of Agriculture. This authority supplements all other laws relating to the Department of Agriculture and is not to be construed as limiting or repealing any existing authorities.</p> <p>(b)Authority of Secretary; legal effect of agreement; participation by other Federal agencies (1)Notwithstanding chapter 63 of title 31, the Secretary may use a cooperative agreement as the legal instrument reflecting a relationship between the Secretary and a State cooperative institution, State department of agriculture, college, university, other research or educational institution or organization, Federal or private agency or organization, individual, or any other party, if the Secretary determines that— (A)the objectives of the agreement will serve a mutual interest of the parties to the agreement in agricultural research, extension, and teaching activities, including statistical reporting; and (B)all parties will contribute resources to the accomplishment of those objectives.</p>	Interagency	U.S. Department of Agriculture	Funds-in and Funds-out  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	NO

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<b>Clean Air Act, Section 103(b)(2)</b> <b>[42 USC 7403(b)(2)]</b>	EPA is authorized to cooperate with other federal departments and agencies, air pollution control agencies, other public and private agencies, institutions, and organizations, and with any industries involved in the preparation and conduct of research and other activities related to the causes, effects, extent, prevention, and control of air pollution.	Interagency	Federal agencies	Funds-in or Funds-out  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	NO
<b>Clean Water Act, Section 104(b)(2)</b> <b>[33 USC 1254(b)(2)]</b>	The EPA Administrator shall, in cooperation with federal departments and agencies, state water pollution control agencies, interstate agencies, and other public and private agencies, institutions, organizations, industries, and individuals, conduct and promote research, investigations, experiments, training, demonstrations, surveys, and studies relating to the causes, effects, extent, prevention, reduction, and elimination of water pollution.	Interagency	Federal agencies	Funds-in or Funds-out  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	NO

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<b>Clean Water Act, Section 118(c)</b> <b>[33 USC 1268(c)]</b>	<p>(b) Great Lakes National Program Office</p> <p>The Great Lakes National Program Office (previously established by the Administrator) is hereby established within the Agency. The Program Office shall be headed by a Director who, by reason of management experience and technical expertise relating to the Great Lakes, is highly qualified to direct the development of programs and plans on a variety of Great Lakes issues. The Great Lakes National Program Office shall be located in a Great Lakes State.</p> <p>(c) <b>Great Lakes Management</b></p> <p>(1) <b>Functions</b></p> <p>The Program Office shall--</p> <p>(A) <u>in cooperation with appropriate Federal, State, tribal, and international agencies, and in accordance with section 1251(e) of this title, develop and implement specific action plans to carry out the responsibilities of the United States under the Great Lakes Water Quality Agreement of 1978, as amended by the Water Quality Agreement of 1987 and any other agreements and amendments;</u></p> <p>(B) establish a Great Lakes system-wide surveillance network to monitor the water quality of the Great Lakes, with specific emphasis on the monitoring of toxic pollutants;</p> <p>(C) serve as the liaison with, and provide information to, the Canadian members of the International Joint Commission and the Canadian counterpart to the Agency;</p> <p>(D) coordinate actions of the Agency (including actions by headquarters and regional offices thereof) aimed at improving Great Lakes water quality; and</p> <p>(E) coordinate actions of the Agency with the actions of other Federal agencies and State and local authorities, so as to ensure the input of those agencies and authorities in developing water quality strategies and obtain the support of those agencies and authorities in achieving the objectives of such agreement.</p>	Interagency	Federal Agencies	Funds-Out	NO

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<b>National Defense Authorization Act, Section 325(d) of Pub. L. 104-106</b>	The EPA and Dept. of Defense (DOD) may, by mutual agreement, with or without reimbursement, provide for the use of information, reports, personnel, or other resources of the EPA or the DOD to carry out section 312 (n) of the Federal Water Pollution Control Act including the use of the resources (1) to determine (a) the nature and environmental effect of discharges incidental to the normal operation of a vessel of the Armed Forces; (b) the practicability of using marine pollution control devices on vessels of the Armed Forces; and (c) the effect that installation or use of marine pollution control devices on vessels of the Armed Forces would have on the operation or operational capability of the vessels; and (2) to establish performance standards for marine pollution control devices on vessels of the Armed Forces.	Interagency	Department of Defense (DOD)	Funds-in or Funds-out  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	NO
<b>Clean Water Act, Section 518(b) and (e) [33 USC 1377(b) and (e)]</b>	The EPA Administrator, in cooperation with the Director of the Indian Health Service, shall assess needs for sewage treatment works to serve Indian tribes. The Administrator, in cooperation with the Director of the Indian Health Service, is authorized to make grants for the construction of treatment works in an amount not to exceed 100 percent of the cost of the project.	Interagency	Indian Health Service (IHS)	Funds-out	NO
<b>Comprehensive Environmental Response Compensation and Liability Act (CERCLA), Section 104(i) [42USC 9604(i)(1)]</b>	The Agency for Toxic Substances and Disease Registry (ATSDR) shall, with the cooperation of the EPA Administrator, effectuate and implement the health-related authorities of this chapter.	Interagency	Department of Health and Human Services, Centers for Disease Control and Prevention, Agency for Toxic Substances and Disease Registry (ATSDR)	Funds-in or Funds-out  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	NO



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<b>Comprehensive Environmental Response Compensation and Liability Act (CERCLA), Section 311 [42 USC 9660]</b>	This is statutory authority allows EPA to cooperate with the National Institute of Environmental Health Sciences (NIEHS) on research, development, demonstration, and training activities.	Interagency	National Institute of Environmental Health Sciences (NIEHS)	Funds-in or Funds-out  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	NO
<b>Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), Section 17(d) [7 USC 136o(d)]</b>	The EPA Administrator cooperates with other federal agencies, including the DOS, in any international efforts to develop improved pesticide research and regulations.	Interagency	Federal agencies	Funds-in or Funds-out  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	NO
<b>Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), Section 20(a) [7 USC 136r(a)]</b>	The EPA Administrator shall undertake research including research by grant or contract with other federal agencies, universities, or others as may be necessary to carry out the purposes of this subchapter, and the Administrator shall conduct research into integrated pest management. Funds shall be available for research, development, monitoring, public education, training, demonstrations, and studies.	Interagency	Federal agencies	Funds-in or Funds-out  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	NO
<b>Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), Section 22(b) [7 USC 136t(b)]</b>	The EPA Administrator shall cooperate with the Department of Agriculture, other federal agencies, and appropriate agencies of any state or political subdivision thereof, in carrying out the provisions of this subchapter, and in securing uniformity of regulations.	Interagency	Federal agencies	Funds-in or Funds-out  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	NO

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Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Marine Protection, Research, and Sanctuaries Act (MPRSA) Section 203 [33 USC 1443]</b>	The Administrator shall conduct research, investigations, experiments, training, demonstrations, surveys, and studies for the purpose of developing disposal methods as alternatives to the ocean dumping and encourage and cooperate with appropriate public authorities (whether federal, state, interstate, or local), private agencies and institutions, and individuals, to conduct research, investigations, experiments, training, demonstrations, surveys, and studies for the purpose of minimizing dumping into ocean waters which may unreasonably degrade or endanger human health, the marine environment, ecological systems, or economic potentialities.	Interagency	Federal agencies	Funds-in or Funds-out  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	NO
<b>National Environmental Education Act, 20 USC 5503(b)(3)</b>	EPA, in cooperation with other federal agencies, shall develop and disseminate environmental education publications, audiovisual and other media materials, to improve understanding of the natural and built environment, and the relationships between humans and their environment, including the global aspects of environmental problems.	Interagency	Federal agencies	Funds-out	NO
<b>National Environmental Education Act, 20 USC 5503(b)(11)</b>	EPA shall work with the Department of Education, the Federal Interagency Committee on Education, and with other federal agencies, including federal natural resource management agencies, to ensure the effective coordination of programs related to environmental education, including programs relating to national parks, national forests, and wildlife refuges.	Interagency	Federal agencies	Funds-in or Funds-out  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	NO
<b>Toxic Substance Control Act (TSCA), Section 10 [15 USC 2609]</b>	The Administrator shall, in consultation and cooperation with the Secretary of Health and Human Services and heads of other appropriate departments and agencies, conduct such research, development, monitoring, public education, training, demonstrations, and studies related to toxic substances control.	Interagency	Federal agencies	Funds-in or Funds-out  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	NO

## List of Statutory Authorities for Interagency Agreements (IA)

Cooperation Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Solid Waste Disposal Act, aka Resource Conservation and Recovery Act (RCRA), Section 8001(a) [42 USC 6981(a)]</b>	EPA shall cooperate with federal agencies in the conduct of research, investigations, experiments, training, demonstrations, surveys, public education programs, and studies relating to solid waste disposal.	Interagency	Federal agencies	Funds-in or Funds-out  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	NO
<b>Water Resources Research Act, 42 USC 10303(h)(1)(D)</b>	Authorizes DOI/USGS to accept funds from other Federal departments, agencies (including agencies within the Department of the Interior), and instrumentalities to pay for and add to grants made, and contracts entered into, by the Secretary;	Interagency	Department of Interior, U.S. Geological Survey	Funds-out	NO
<b>Strategic Environmental Research and Development Program Council 10 USC 2902(e)(6)</b>	The Council shall prescribe policies and procedures that provide for the Secretary of Defense, the Secretary of Energy, and the Administrator of the Environmental Protection Agency, in cooperation with other Federal and State agencies, as appropriate, to conduct joint research, development, and demonstration projects relating to innovative technologies, management practices, and other approaches for purposes of preventing pollution from all sources; minimizing hazardous and solid waste, including recycling; and treating hazardous and solid waste, including the use of thermal, chemical, and biological treatment technologies.	Interagency and Intergovernmental	Federal and State Agencies	Funds-in or Funds-out  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	NO

# List of Statutory Authorities for Interagency Agreements (IA)

Cooperation Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Oil Pollution Act of 1990, Section 7001(a)(2) [33 USC 2761(a)(2)]</b>	<b>SEC. 7001. OIL POLLUTION RESEARCH AND DEVELOPMENT PROGRAM.</b> (a) INTERAGENCY COORDINATING COMMITTEE ON OIL POLLUTION RESEARCH.— (2) PURPOSES.—The Interagency Committee shall coordinate a comprehensive program of oil pollution research, technology development, and demonstration among the Federal agencies, in cooperation and coordination with industry, universities, research institutions, State governments, and other nations, as appropriate, and shall foster cost-effective research mechanisms, including the joint funding of research.	Interagency	Federal agencies	Funds-in or Funds-out  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	NO
<b>Great Lakes Fisheries Act 16 USC 939a</b>  <b>NOTE: This authority must be cited in conjunction with EPA's Annual Appropriations Act funding the Great Lakes Restoration Initiative (GLRI), e.g., Consolidated Appropriations Act, 2012, Public Law 112-74</b>	Any agency of the United States Government is authorized to cooperate with the United States Section in the conduct of research programs and related activities and, on a reimbursable or other basis, to enter into agreements with the United States Section for the purpose of assisting it in carrying out the program for the control of lamprey populations.	Interagency	United States Section*  * The four (4) United States Commissioners appointed to the Great Lakes Fishery Commission (GLFC)	Funds-in or Funds-out  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	NO

## List of Statutory Authorities for Interagency Agreements (IA)

Cooperation Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>16 USC 661</b>	For the purpose of recognizing the vital contribution of our wildlife resources to the Nation, the increasing public interest and significance thereof due to expansion of our national economy and other factors, and to provide that wildlife conservation shall receive equal consideration and be coordinated with other features of water-resource development programs through the effectual and harmonious planning, development, maintenance, and coordination of wildlife conservation and rehabilitation for the purposes of sections <u>661</u> to <u>666c</u> of this title in the United States, its Territories and possessions, the Secretary of the Interior is authorized <b>(1)</b> to provide assistance to, and cooperate with, Federal, State, and public or private agencies and organizations in the development, protection, rearing, and stocking of all species of wildlife, resources thereof, and their habitat, in controlling losses of the same from disease or other causes, in minimizing damages from overabundant species, in providing public shooting and fishing areas, including easements across public lands for access thereto, and in carrying out other measures necessary to effectuate the purposes of said sections; <b>(2)</b> to make surveys and investigations of the wildlife of the public domain, including lands and waters or interests therein acquired or controlled by any agency of the United States; and <b>(3)</b> to accept donations of land and contributions of funds in furtherance of the purposes of said sections.	Interagency	Department of Interior (Fish and Wildlife Service)	Funds-in or Funds-out  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	NO

# List of Statutory Authorities for Interagency Agreements (IA)

Cooperation Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Integrated Coastal and Ocean Observation System Act of 2009, Section 12305 [33 USC 3604]</b>	<p><b>§ 3604. Interagency financing and agreements</b></p> <p><b>(a) In general</b> To carry out interagency activities under this chapter, the Secretary of Commerce may execute cooperative agreements, or any other agreements, with, and receive and expend funds made available by, any State or subdivision thereof, any Federal agency, or any public or private organization, or individual.</p> <p><b>(b) Reciprocity</b> Member Departments and agencies of the Council shall have the authority to create, support, and maintain joint centers, and to enter into and perform such contracts, leases, grants, and cooperative agreements as may be necessary to carry out the purposes of this chapter and fulfillment of the System Plan. (Pub. L. 111–11, title XII, § 12305, Mar. 30, 2009, 123 Stat. 1434.)</p>	Interagency	Department of Commerce/ National Oceanic and Atmospheric Administration	Funds-in or Funds-out  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	NO
<b>42 USC 4375</b>	<p><b>Office of Environmental Quality Management Fund</b></p> <p>a) <b>Establishment; financing of study contracts and Federal interagency environmental projects</b> <u>There is established an Office of Environmental Quality Management Fund (hereinafter referred to as the "Fund") to receive advance payments from other agencies or accounts that may be used solely to finance-</u></p> <p>(1) study contracts that are jointly sponsored by the Office and one or more other Federal agencies; and</p> <p><b>(2) Federal interagency environmental projects (including task forces) in which the Office participates.</b></p>	Interagency	Office of Environmental Quality (OEQ)	Funds-out	NO

## List of Statutory Authorities for Interagency Agreements (IA)

Cooperation Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
Forest and Rangeland Renewable Resources Research Act, 16 USC 1643(c)	<p><b>Cooperation with international, Federal, State, and other governmental agencies, public and private agencies, etc.; funding requirements for contributions from cooperators</b></p> <p>In implementing this subchapter, the Secretary may cooperate with international, Federal, State, and other governmental agencies, with public or private agencies, institutions, universities, and organizations, and with businesses and individuals in the United States and in other countries. The Secretary may receive money and other contributions from cooperators under such conditions as the Secretary may prescribe. Any money contributions received under this subsection shall be credited to the applicable appropriation or fund to be used for the same purposes and shall remain available until expended as the Secretary may direct for use in conducting research activities authorized by this subchapter and in making refunds to contributors.</p>	Interagency	Department of Agriculture	Funds-out	NO

# List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Safe Drinking Water Act (SDWA), Section 1450(b)</b> <b>[42 U.S.C. 300j-9(b)]</b>	<p>The EPA Administrator, with the consent of the head of any other agency of the United States, may utilize such officers and employees of such agency, as he deems necessary to assist him in carrying out the purposes of this Act.</p> <p>NOTE: Per OGC Opinion of March 9, 2009, IA's with Indian Health Service under this statute are considered assistance and are, therefore, not subject to Best Interest Determinations under the OFPP guidance. To preclude triggering the IAA justification requirements in the IGMS DM/ADM, this statute has been coded under cooperation authorities.</p>	Interagency	Federal agencies	Funds-out	NO
<b>Toxic Substance Control Act (TSCA), Section 26(a)</b> <b>[15 USC 2625(a)]</b>	Upon request by the EPA Administrator, each federal department and agency is authorized to make its services, personnel, and facilities available (with or without reimbursement) to the Administrator to assist and to furnish to the Administrator information, data, estimates, and statistics regarding chemical substances or mixtures.	Interagency	Federal agencies	Funds-out	YES, EPAAG IA Acquisition Justification
<b>Clean Water Act (CWA), Section 311</b> <b>[33 USC 1321]</b>	This authority was approved by Office of General Counsel (OGC) for oil spill response activities with the U.S. Department of Agriculture (USDA)	Interagency	U.S. Department of Agriculture (USDA)	Funds-out	YES, EPAAG IA Acquisition Justification
<b>Clean Water Act (CWA), Section 501(b)</b> <b>[33 USC 1361(b)]</b>	The EPA Administrator may utilize other federal agency employees as necessary to assist in carrying out the purposes of this chapter.	Interagency	Federal agencies	Funds-out	YES, EPAAG IA Acquisition Justification
<b>Clean Water Act (CWA), Section 117(c)</b> <b>[33 USC 1267(c)]</b>	The EPA Administrator may enter into IAs with Federal agencies to improve the water quality and living resources in the Chesapeake Bay ecosystem.	Interagency	Federal agencies	Funds-in or Funds-out  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	YES, EPAAG IA Acquisition Justification  <b>for FUNDS-OUT</b>



# List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Comprehensive Environmental Response Compensation and Liability Act (CERCLA), Sections 105(a)(4) and 115, and Executive Order 12580 [42 USC 9605 (a)(4) and 9615]</b>	<p>a. The national hazardous substance response plan, which shall establish procedures and standards for responding to releases of hazardous substances, pollutants, and contaminants, shall include at a minimum, appropriate roles and responsibilities for the federal, state, and local governments, and for interstate and nongovernmental entities for making the plan.</p> <p>b. The President is authorized to delegate and assign any duties and powers imposed on him.</p>	Interagency	Federal agencies	Funds-out	YES, EPAAG IA Acquisition Justification
<b>Solid Waste Disposal Act aka Resource Conservation and Recovery Act (RCRA), Section 2002(a)(5) [42 USC 6912(a)(5)]</b>	The EPA is authorized to utilize the information, facilities, personnel and other resources of Federal agencies...on a reimbursable basis, to perform research and analyses and conduct studies and investigations related to resource recovery and conservation and to otherwise carry out the Administrators functions under this chapter.	Interagency	Federal agencies	Funds-out	YES, EPAAG IA Acquisition Justification
<p><b>Coastal Wetlands Planning, Protection and Restoration Act (CWPPRA) Task Force, 16 USC 3952(e)</b></p> <p><b>Often referred to as “The Breaux Act”, the Act provides Federal mandated funding for wetlands restoration along the Louisiana coast.</b></p>	<p><b>16 USC 3952(e) Funding of wetlands restoration projects</b></p> <p>The Secretary (<i>of the Army</i>) shall, with the funds made available in accordance with this chapter, allocate such funds among the members of the Task Force to carry out coastal wetlands restoration projects in accordance with the priorities set forth in the list transmitted in accordance with this section. The Secretary shall not fund a coastal wetlands restoration project unless that project is subject to such terms and conditions as necessary to ensure that wetlands restored, enhanced or managed through that project will be administered for the long-term conservation of such lands and waters and dependent fish and wildlife populations. (<i>Emphasis added</i>)</p>	Interagency and Intergovernmental	U.S. Army Corps of Engineers (USACE)	<p>Funds-in</p> <p><b>INDIRECT COSTS REQUIRED</b></p>	NO

# List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Working Capital Fund, Public Law 104-204, as amended</b>	For permanent change of station home sale program management and consulting services provided by EPA's Cincinnati Relocation Center.	Interagency	U.S. Department of Agriculture (USDA) and other Federal agencies	Funds-in/Funds-out*  *May also be used on funds-out agreements for Department of Homeland Security-Federal Emergency Management Agency Working Capital Fund  <b>EXEMPT FROM INDIRECT COSTS RMDS 2540-13-T1</b>	YES, EPAAG IA Acquisition Justification <b>for FUNDS-OUT</b>
<b>Working Capital Fund, Public Law 88-205</b>	This authority allows the Department of State to provide goods and services and receive payment and allows the ordering agency to place orders for goods and services and pay for those goods and services provided.	Interagency	Department of State	Funds-out	YES, EPAAG IA Acquisition Justification
<b>National Institute of Standards and Technology (NIST) Organic Act, 15 USC 273, 275a and 278b</b>	Per 15 USC 275A, The Secretary ( <i>of Commerce</i> ) shall charge for services performed under the authority of section 273 of this title, except in cases where he determines that the interest of the Government would be best served by waiving the charge. Such charges may be based upon fixed prices or costs. The appropriation or fund bearing the cost of the services may be reimbursed, or the Secretary may require advance payment subject to such adjustment on completion of the work as may be agreed upon.	Interagency	National Institute of Standards and Technology (NIST)	Funds-out	YES, EPAAG IA Acquisition Justification

## List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Public Health Services Act, Section 301, as amended [ 42 USC 241]</b>	The Secretary shall conduct and may support through grants and contracts research and studies on human nutrition, with particular emphasis on the role of nutrition in the prevention and treatment of disease and on the maintenance and promotion of health, and programs for the dissemination of information respecting human nutrition to health professionals and the public. <i>In carrying out activities under this paragraph, the Secretary shall provide for the coordination of such of these activities as are performed by the different divisions within the Department of Health and Human Services and shall consult with entities of the Federal Government, outside of the Department of Health and Human Services, engaged in comparable activities. The Secretary, upon request of such an entity and under appropriate arrangements for the payment of expenses, may conduct and support such activities for such entity.</i>	Interagency	Department of Health and Human Services (DHHS)	Funds-out	YES, EPAAG IA Acquisition Justification
<b>Appropriations Act of 2001, Public Law 106-377</b>	For Interagency Agreements - "...the Administrator may use up to 3 percent of the amount of each project appropriated to administer the management and oversight of construction of such projects through contracts, allocation to the Corps of Engineers..."	Interagency	U.S. Army Corps of Engineers (USACE)	Funds-out	YES, EPAAG IA Acquisition Justification

## List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>EPA's Annual Appropriations Act and CERCLA 104(k)(7)</b>  <b>NOTE: CERCLA 104(k)(7) does not have IA authority on its own. Therefore, it is also necessary to reference EPA's Annual Appropriations Act, which authorizes STAG funding to carry out section 104(k), as amended, including grants, interagency agreements, and associated program support costs.</b>	CERCLA 104 (k)(7) IMPLEMENTATION OF BROWNFIELDS PROGRAMS —  (A) ESTABLISHMENT OF PROGRAM.—The Administrator may provide, or fund eligible entities or nonprofit organizations to provide, training, research, and technical assistance to individuals and organizations, as appropriate, to facilitate the inventory of Brownfield sites, site assessments, remediation of Brownfield sites, community involvement, or site preparation. (B) FUNDING RESTRICTIONS.—The total Federal funds to be expended by the Administrator under this paragraph shall not exceed 15 percent of the total amount appropriated to carry out this subsection in any fiscal year.	Interagency	Federal agencies	Funds-out	YES, EPAAG IA Acquisition Justification

## List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>5 USC 1304(e) and (f)</b>	<p>Loyalty Investigations and Training Conducted by OPM</p> <p>(e)(1) A revolving fund is available, to the Office without fiscal year limitation, for financing <b>investigations, training, and such other functions as the Office is authorized or required to perform on a reimbursable basis</b>, including personnel management services performed at the request of individual agencies (which would otherwise be the responsibility of such agencies), or at the request of non-appropriated fund instrumentalities, and for the cost of audits, investigations, and oversight activities, conducted by the Inspector General of the Office, of the fund and the activities financed by the fund. However, the functions which may be financed in any fiscal year by the fund are restricted to those functions which are covered by the budget estimates submitted to the Congress for that fiscal year. To the maximum extent feasible, each individual activity shall be conducted generally on an actual cost basis over a reasonable period of time.</p> <p>(f) An agency may use available appropriations to reimburse the Office or the Federal Bureau of Investigation for the cost of investigations, training, and functions performed for them under this section, or to make advances toward their cost. These advances and reimbursements shall be credited directly to the applicable appropriations of the Office or the Federal Bureau of Investigation.</p>	Interagency	Office of Personnel Management (OPM)	Funds-out	YES, EPAAG IA Acquisition Justification

## List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>5 USC 1304(e)(1)</b>	<p>Personnel Management Services Provided by OPM</p> <p>A revolving fund is available, to the Office without fiscal year limitation, for financing investigations, training, and such other functions as the Office is authorized or required to perform on a reimbursable basis, <u>including personnel management services performed at the request of individual agencies (which would otherwise be the responsibility of such agencies)</u>, or at the request of non-appropriated fund instrumentalities, and for the cost of audits, investigations, and oversight activities, conducted by the Inspector General of the Office, of the fund and the activities financed by the fund. However, the functions which may be financed in any fiscal year by the fund are restricted to those functions which are covered by the budget estimates submitted to the Congress for that fiscal year. To the maximum extent feasible, each individual activity shall be conducted generally on an actual cost basis over a reasonable period of time.</p>	Interagency	Office of Personnel Management (OPM)	Funds-out	YES, EPAAG IA Acquisition Justification

## List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>15 USC 3710(e)(7)(A)</b>	<p>Utilization of Federal Technology</p> <p>(e) Establishment of Federal Laboratory Consortium for Technology Transfer</p> <p>(7)(A) Subject to subparagraph (B), an amount equal to 0.008 percent of the budget of each Federal agency from any Federal source, including related overhead, that is to be utilized by or on behalf of the laboratories of such agency for a fiscal year referred to in subparagraph (B)(ii) shall be transferred by such agency to the National Institute of Standards and Technology at the beginning of the fiscal year involved. Amounts so transferred shall be provided by the Institute to the Consortium for the purpose of carrying out activities of the Consortium under this subsection.</p> <p>(B) A transfer shall be made by any Federal agency under subparagraph (A), for any fiscal year, only if the amount so transferred by that agency (as determined under such subparagraph) would exceed \$10,000.</p>	Interagency	National Institute of Standards and Technology (NIST)	Funds-out	YES, EPAAG IA Acquisition Justification

## List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Sec.103 of the Library of Congress Fiscal Operations Improvement Act of 2000, Public Law 106-481 [2 USC 182c]</b>	<p>Sec. 103 Revolving fund for FEDLINK program and Federal Research program</p> <p>(c) FEES FOR SERVICES.—</p> <p>(1) IN GENERAL.—The Librarian may charge a fee for services under the FEDLINK program and the Federal Research program, and shall deposit any such fees charged into the account of the revolving fund under this section for such program.</p> <p>(2) ADVANCES OF FUNDS.—Participants in the FEDLINK program and the Federal Research program shall pay for products and services of the program by advance of funds—</p> <p>(A) if the Librarian determines that amounts in the Revolving Fund are otherwise insufficient to cover the costs of providing such products and services; or</p> <p>(B) upon agreement between participants and the Librarian.</p>	Interagency	Library of Congress	Funds-out	YES, EPAAG IA Acquisition Justification



## List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Homeland Security Act of 2002, Public Law 107-296, Section 502 [6 USC 312]</b>	<b>EXCERPT FROM SEC. 502. RESPONSIBILITIES.</b> The Secretary, acting through the Under Secretary for Emergency Preparedness and Response, shall include— (1) helping to ensure the effectiveness of emergency response providers to terrorist attacks, major disasters, and other emergencies; (2) with respect to the Nuclear Incident Response Team (regardless of whether it is operating as an organizational unit of the Department pursuant to this title)— (A) establishing standards and certifying when those standards have been met; (B) conducting joint and other exercises and training and evaluating performance; and (C) <i>providing funds to the Department of Energy and the Environmental Protection Agency, as appropriate, for homeland security planning, exercises and training, and equipment;</i>	Interagency	Department of Homeland Security, Emergency Preparedness and Response Directorate, Federal Emergency Management Agency (FEMA)	Funds-in  <b>INDIRECT COSTS REQUIRED</b>	NO

# List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
6 USC 314(a)(2)(C)	<p><b>§ 314. Authority and responsibilities</b></p> <p>(a) In general The Administrator shall provide Federal leadership necessary to prepare for, protect against, respond to, recover from, or mitigate against a natural disaster, act of terrorism, or other man-made disaster, including—</p> <p>(1) helping to ensure the effectiveness of emergency response providers to terrorist attacks, major disasters, and other emergencies;</p> <p>(2) with respect to the Nuclear Incident Response Team (regardless of whether it is operating as an organizational unit of the Department pursuant to this subchapter)—</p> <p>(A) establishing standards and certifying when those standards have been met;</p> <p>(B) conducting joint and other exercises and training and evaluating performance; and</p> <p>(C) <i>providing funds to the Department of Energy and the Environmental Protection Agency, as appropriate, for homeland security planning, exercises and training, and equipment;</i></p>	Interagency	Department of Homeland Security, Federal Emergency Management Agency (FEMA)	Funds-in  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	NO

## List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Inspector General Act of 1978, 5 USC, Appendix 3, Section 11(c)(3)(A)(ii)</b>	<p><b>(c) Functions and Duties of Council. —</b>  <b>(3) Additional administrative authorities. —</b>  <b>(A) Interagency funding.</b>— Notwithstanding section 1532 of title 31, United States Code, or any other provision of law prohibiting the interagency funding of activities described under subclause (I), (II), or (III) of clause (i), in the performance of the responsibilities, authorities, and duties of the Council—</p> <p>(i) the Executive Chairperson may authorize the use of interagency funding for—</p> <p>(I) Governmentwide training of employees of the Offices of the Inspectors General;</p> <p>(II) the functions of the Integrity Committee of the Council; and</p> <p>(III) any other authorized purpose determined by the Council; and</p> <p><b>(ii) upon the authorization of the Executive Chairperson, any department, agency, or entity of the executive branch which has a member on the Council shall fund or participate in the funding of such activities.</b></p>	Interagency	Federal Agencies	<p>Funds-in or Funds-out</p> <p><b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b></p>	<p>YES, EPAAG IA Acquisition Justification for FUNDS-OUT</p>

## List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>40 USC 586(c)</b>	<b>Operation of buildings and related activities; charges for space and services:</b> (c) Charges by Executive Agencies. – (1) In general. - An executive agency, other than the Administration, may impose a charge for furnishing space and services at rates approved by the Administrator. (2) Crediting amounts received. - An amount an executive agency receives under this subsection shall be credited to the appropriation or fund initially charged for providing the space or service. However, amounts in excess of actual operating and maintenance costs shall be credited to miscellaneous receipts unless otherwise provided by law.	Interagency	Federal Agencies	Funds-in  <b>INDIRECT COSTS REQUIRED</b>	NO
<b>National Science Foundation Act, 42 USC 1873(f)</b>	<b>(f) Transfer of research and education funds of other Government departments or agencies</b>  Funds available to any department or agency of the Government for scientific or engineering research or education, or the provision of facilities therefor, shall be available for transfer, with the approval of the head of the department or agency involved, in whole or in part, to the Foundation for such use as is consistent with the purposes for which such funds were provided, and funds so transferred shall be expendable by the Foundation for the purposes for which the transfer was made.	Interagency	National Science Foundation	Funds-out	YES, EPAAG IA Acquisition Justification

# List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Energy Policy Act of 2005 (PL 109-58), Section 365(h) [42 USC 15924(h)]</b>	(h) TRANSFER OF FUNDS.—For the purposes of coordination and processing of oil and gas use authorizations on Federal land under the administration of the Pilot Project offices identified in subsection (d), the Secretary may authorize the expenditure or transfer of such funds as are necessary to— (1) the United States Fish and Wildlife Service; (2) the Bureau of Indian Affairs; (3) the Forest Service; (4) the Environmental Protection Agency; (5) the Corps of Engineers; and (6) the States of Wyoming, Montana, Colorado, Utah, and New Mexico.	Interagency	Department of Interior	Funds-in  <b>INDIRECT COSTS REQUIRED</b>	NO
<b>Appalachian Regional Commission, 40 USC 14306 (a)(7)(A) and (b)(2)</b>	The Appalachian Regional Commission may: (a)(7)(A) enter into and perform contracts, leases (including the lease of office space for any term), cooperative agreements, or other transactions, necessary in carrying out its functions, on terms as it may consider appropriate, with any department, agency, or instrumentality of the Federal Government; and (b)(2)[is authorized to] Enter into and perform transactions. - A department, agency, or instrumentality of the Government, to the extent not otherwise prohibited by law, may enter into and perform a contract, lease, cooperative agreement, or other transaction under subsection (a)(7).	Intergovernmental	Appalachian Regional Commission	Funds-in or Funds-out  <b>INDIRECT COSTS REQUIRED</b>	YES, EPAAG IA Acquisition Justification for FUNDS-OUT
<b>NARA Revolving Fund Authorizing Legislation, 44 USC 2901 note</b>	<b>Records Center Revolving Fund</b> <a href="#">Pub. L. 106-58</a> , title IV, [(a)–(e)], Sept. 29, 1999, <a href="#">113 Stat. 460</a> , 461, as amended by <a href="#">Pub. L. 108-383</a> , § 3, Oct. 30, 2004, <a href="#">118 Stat. 2218</a> , provided that: “(a) Establishment of Fund.—There is hereby established in the Treasury a revolving fund to be available for expenses (including expenses for uniforms or allowances for uniforms as authorized by subchapter I of chapter 59	Interagency	National Archives and Records Administration (NARA)	Funds-out	YES, EPAAG IA Acquisition Justification

# List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
	<p>of title 5 [United States Code]) and equipment necessary to provide for storage and related services for all temporary and pre-archival Federal records, which are to be stored or stored at Federal National and Regional Records Centers by agencies and other instrumentalities of the Federal Government. The Fund shall be available without fiscal year limitation for expenses necessary for operation of these activities.</p> <p>“(b) Start-Up Capital.—</p> <p>“(1) There is appropriated \$22,000,000 as initial capitalization of the Fund.</p> <p>“(2) In addition, the initial capital of the Fund shall include the fair and reasonable value at the Fund’s inception of the inventories, equipment, receivables, and other assets, less the liabilities, transferred to the Fund. The Archivist of the United States is authorized to accept inventories, equipment, receivables and other assets from other Federal entities that were used to provide for storage and related services for temporary and pre-archival Federal records.</p> <p>“(c) User Charges.—The Fund shall be credited with user charges received from other Federal Government accounts as payment for providing personnel, storage, materials, supplies, equipment, and services as authorized by subsection (a). Such payments may be made in advance or by way of reimbursement. The rates charged will return in full the expenses of operation, including reserves for accrued annual leave, worker’s compensation, depreciation of capitalized equipment and shelving, and amortization of information technology software and systems.</p> <p>“(d) Funds Returned to Miscellaneous Receipts of the Department of the Treasury.—</p>				

# List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
	<p>“(1) In addition to funds appropriated to and assets transferred to the Fund in subsection (b), an amount not to exceed 4 percent of the total annual income may be retained in the Fund as an operating reserve or for the replacement or acquisition of capital equipment, including shelving, and the improvement and implementation of the financial management, information technology, and other support systems of the National Archives and Records Administration.</p> <p>“(2) Funds in excess of the 4 percent at the close of each fiscal year shall be returned to the Treasury of the United States as miscellaneous receipts.</p> <p>“(e) Reporting Requirement.—The National Archives and Records Administration shall provide quarterly reports to the Committees on Appropriations and Governmental Affairs of the Senate, and the Committees on Appropriations and Government Reform [now Oversight and Government Reform] of the House of Representatives on the operation of the Records Center Revolving Fund.”</p>				
<b>Treasury Franchise Fund, 31 USC 322 note</b>	<p><b>Department of the Treasury Franchise Fund</b>  <a href="#">Pub. L. 104-208</a>, div. A, title I, § 101(f) [title I], Sept. 30, 1996, <a href="#">110 Stat. 3009-314</a>, 3009-316, as amended by <a href="#">Pub. L. 106-554</a>, § 1(a)(3) [title I, § 120], Dec. 21, 2000, <a href="#">114 Stat. 2763</a>, 2763A-135; <a href="#">Pub. L. 108-7</a>, div. J, title I, § 123, Feb. 20, 2003, <a href="#">117 Stat. 439</a>; <a href="#">Pub. L. 108-447</a>, div. H, title II, § 219, Dec. 8, 2004, <a href="#">118 Stat. 3242</a>, provided in part that: “Hereafter There [sic] is established in the Treasury a franchise fund to be available without fiscal year limitation, for expenses and equipment necessary for the maintenance and operation of such financial and administrative support services as the Secretary determines may be performed more advantageously as central services: Provided, That any inventories,</p>	Interagency	Department of Treasury	Funds-out	YES, EPAAG IA Acquisition Justification

## List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
	<p>equipment, and other assets pertaining to the services to be provided by such fund, either on hand or on order, less the related liabilities or unpaid obligations, and any appropriations made for the purpose of providing capital, shall be used to capitalize such fund: Provided further, That such fund shall be reimbursed or credited with the payments, including advanced payments, from applicable appropriations and funds available to the Department and other Federal agencies for which such administrative and financial services are performed, at rates which will recover all expenses of operation, including accrued leave, depreciation of fund plant and equipment, amortization of Automatic Data Processing (ADP) software and systems, and an amount necessary to maintain a reasonable operating reserve, as determined by the Secretary: Provided further, That such fund shall provide services on a competitive basis: Provided further, That an amount not to exceed 4 percent of the total annual income to such fund may be retained in the fund for fiscal year 1997 and each fiscal year thereafter, to remain available until expended, to be used for the acquisition of capital equipment and for the improvement and implementation of Treasury financial management, ADP, and other support systems: Provided further, That no later than 30 days after the end of each fiscal year, amounts in excess of this reserve limitation shall be deposited as miscellaneous receipts in the Treasury.”</p> <p>[Amendments by <a href="#">Pub. L. 108-447</a> to <a href="#">Pub. L. 104-208</a>, § 101(f) [title I], set out above, were executed to reflect the probable intent of Congress, notwithstanding errors in the directory language.]</p>				



# List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>48 USC 1469D</b>	(a) Assistance with matters generally within responsibility of governments; methods of assistance. The Secretary of the Interior is authorized to extend to the governments of American Samoa, Guam, the Northern Mariana Islands, the Virgin Islands, and the Trust Territory of the Pacific Islands, and their agencies and instrumentalities, with or without reimbursement, technical assistance on subjects within the responsibility of the respective territorial governments. Such assistance may be provided by the Secretary of the Interior through members of his staff, reimbursements to other departments or agencies of the Federal Government under sections 1535 and 1536 of title 31, grants to or cooperative agreements with such governments, agreements with Federal agencies or agencies of State or local governments, or the employment of private individuals, partnerships, or corporations. Technical assistance may include research, planning assistance, studies, and demonstration projects.	Interagency	Department of Interior	Funds-in  <b>INDIRECT COSTS REQUIRED</b>	NO
<b>Department of Interior Working Capital Fund, 43 USC 1467</b>	There is established a working capital fund of \$300,000, to be available without fiscal year limitation, for expenses necessary for the maintenance and operation of (1) a central reproduction service; (2) communication services; (3) a central supply service for stationery, supplies, equipment, blank forms, and miscellaneous materials, for which adequate stocks may be maintained to meet in whole or in part requirements of the bureaus and offices of the Department in the city of Washington and elsewhere; (4) a central library service; (5) health services; and (6) such other similar service functions as the Secretary determines may be performed more advantageously on a reimbursable basis.  Said fund shall be reimbursed from available funds of bureaus, offices, and agencies for which services are performed at rates which will return in full all expenses of operation, including reserves for accrued annual leave and depreciation of equipment.	Interagency	Department of Interior	Funds-out	YES, EPAAG IA Acquisition Justification

## List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>39 USC 411</b>	<p><b>Sec. 411. Cooperation with other Government agencies</b></p> <p>Executive agencies within the meaning of section 105 of title 5 and the Government Printing Office are authorized to furnish property, both real and personal, and personal and nonpersonal services to the Postal Service, and the Postal Service is authorized to furnish property and services to them. The furnishing of property and services under this section shall be under such terms and conditions, including reimbursability, as the Postal Service and the head of the agency concerned shall deem appropriate.</p>	Interagency	U.S. Postal Service (USPS)	<p>Funds-out and Funds-in</p> <p><b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b></p>	<p>YES, EPAAG IA Acquisition Justification for FUNDS-OUT</p>

# List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>15 USC Sections 1153 and 3704b note</b>	<p><b>Sec. 1153 - Rules, regulations, and fees</b> The Secretary is authorized to make, amend, and rescind such orders, rules, and regulations as he may deem necessary to carry out the provisions of this chapter, and to establish, from time to time, a schedule or schedules of reasonable fees or charges for services performed or for documents or other publications furnished under this chapter. It is the policy of this chapter, to the fullest extent feasible and consistent with the objectives of this chapter, that each of the services and functions provided herein shall be self-sustaining or self-liquidating and that the general public shall not bear the cost of publications and other services which are for the special use and benefit of private groups and individuals; but nothing herein shall be construed to require the levying of fees or charges for services performed or publications furnished to any agency or instrumentality of the Federal Government, or for publications which are distributed pursuant to reciprocal arrangements for the exchange of information or which are otherwise issued primarily for the general benefit of the public.</p> <p><b>Sec. 3704b note - National Technical Information Service Revolving Fund</b> Pub. L. 102-395, title II, Oct. 6, 1992, 106 Stat. 1853, provided that: "For establishment of a National Technical Information Service Revolving Fund, \$8,000,000 without fiscal year limitation: Provided, That unexpended balances in Information Products and Services shall be transferred to and merged with this account, to remain available until expended. Notwithstanding 15 U.S.C. 1525 and 1526, all payments collected by the National Technical Information Service in performing its activities authorized by chapters 23 and 63 of title 15 of the United States Code shall be credited to this Revolving Fund. Without further appropriations action, all expenses incurred in performing the activities of the National Technical Information Service, including modernization, capital equipment and inventory, shall be paid from the fund. A business-type budget for the fund shall be prepared in the manner prescribed by 31 U.S.C. 9103."</p>	Interagency	U.S. Department of Commerce - National Technical Information Service (NTIS)	Funds-out	YES, EPAAG IA Acquisition Justification

# List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Victims of Crime Act of 1984, 42 U.S.C 10603(c)(4)</b>	<b>Victims of Crime Act of 1984, 42 U.S.C 10603(c)(4).</b> This authority authorizes the Director to reimburse other instrumentalities of the Federal Government and contract for the performance of the Director's Crime Victim Assistance functions.	Interagency	Department of Justice	Funds-In  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	NO
<b>5 USC 573(d)</b>	<b>The Administrative Dispute Resolution Act of 1996, §573(d)</b>  An agency may use the services of one or more employees of other agencies to serve as neutrals in dispute resolution proceedings. The agencies may enter into an interagency agreement that provides for the reimbursement by the user agency or the parties of the full or partial cost of the services of such an employee.	Interagency	Federal Agencies	Funds-in or Funds-out  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	YES, EPAAG IA Acquisition Justification for FUNDS-OUT
<b>5 USC 583</b>	<b>The Administrative Dispute Resolution Act of 1996, §583</b>  An agency may use (with or without reimbursement) the services and facilities of other Federal agencies, State, local, and tribal governments, public and private organizations and agencies, and individuals, with the consent of such agencies, organizations, and individuals. An agency may accept voluntary and uncompensated services for purposes of this subchapter without regard to the provisions of section 1342 of title 31. The activities of the U.S. Institute for Environmental Conflict Resolution are supported by annual appropriations and fees charged for services.	Interagency	Federal Agencies	Funds-in or Funds-out  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	YES, EPAAG IA Acquisition Justification for FUNDS-OUT

## List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Restore Act, §311(t)(2)(E)(ii)(II)</b>	<b>Restore Act</b> Funds shall be transferred by the Secretary of the Treasury for the Trust Fund through the Gulf Coast Ecosystem Restoration Council to that Federal agency or Gulf Coast State to carry out projects and programs adopted in the Comprehensive Plan. EPA may award grants or cooperative agreements with these funds under RESTORE Act §311(t)(2)(E)(i).	Interagency	Gulf Coast Ecosystem Restoration Council	Funds-In  <b>3% administrative cap for indirect costs</b>	NO
<b>42 USC 8287d</b>	<b>42 USC 8287d</b> This authority authorizes EPA to transfer funds to the Department of Energy for services/assistance DOE provides to agencies in furtherance of 42 USC 8287d; namely assisting agencies in achieving energy efficiency in Federal facilities.	Interagency	Department of Energy	Funds-Out	YES, EPAAG IA Acquisition Justification

## List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Consolidated Appropriations Act of 2017 (P.L. 115-31) Sec. 721</b>	<b>Consolidated Appropriations Act of 2017 P.L. 115-31)</b> Sec. 721. Sec. 721. Notwithstanding 31 U.S.C. 1346 and section 708 of this Act, the head of each Executive department and agency is hereby authorized to transfer to or reimburse ``General Services Administration, Government-wide Policy" with the approval of the Director of the Office of Management and Budget, funds made available for the current fiscal year by this or any other Act, including rebates from charge card and other contracts: Provided, That these funds shall be administered by the Administrator of General Services to support Government-wide and other multi-agency financial, information technology, procurement, and other management innovations, initiatives, and activities, including improving coordination and reducing duplication, as approved by the Director of the Office of Management and Budget, in consultation with the appropriate interagency and multi- agency groups designated by the Director (including the President's Management Council for overall management improvement initiatives, the Chief Financial Officers Council for financial management initiatives, the Chief Information Officers Council for information technology initiatives, the Chief Human Capital Officers Council for human capital initiatives, the Chief Acquisition Officers Council for procurement initiatives, and the Performance Improvement Council for performance improvement initiatives): Provided further, That the total funds transferred or reimbursed shall not exceed \$15,000,000.	Interagency	General Services Administration	Funds-Out	YES, EPAAG IA Acquisition Justification

# List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Consolidated Appropriations Act of 2018 (P.L. 115-141), Div. E, Sec. 721</b>	<b>Consolidated Appropriations Act of 2018 (P.L. 115-141),</b> Div. E, Sec 721. Notwithstanding 31 U.S.C. 1346 and section 708 of this Act, the head of each Executive department and agency is hereby authorized to transfer to or reimburse “General Services Administration, Government-wide Policy” with the approval of the Director of the Office of Management and Budget, funds made available for the current fiscal year by this or any other Act, including rebates from charge card and other contracts: Provided, That these funds shall be administered by the Administrator of General Services to support Government-wide and other multiagency financial, information technology, procurement, and other management innovations, initiatives, and activities, including improving coordination and reducing duplication, as approved by the Director of the Office of Management and Budget, in consultation with the appropriate interagency and multi-agency groups designated by the Director (including the President’s Management Council for overall management improvement initiatives, the Chief Financial Officers Council for financial management initiatives, the Chief Information Officers Council for information technology initiatives, the Chief Human Capital Officers Council for human capital initiatives, the Chief Acquisition Officers Council for procurement initiatives, and the Performance Improvement Council for performance improvement initiatives): Provided further, That the total funds transferred or reimbursed shall not exceed \$15,000,000 to improve coordination, reduce duplication, and for other activities related to Federal Government Priority Goals established by 31 U.S.C. 1120, and not to exceed \$17,000,000 for Government-Wide innovations, initiatives, and activities: Provided further, That the funds transferred to or for reimbursement of “General Services Administration, Government-wide Policy” during fiscal year 2018 shall remain available for obligation through September 30, 2019: Provided further, That such transfers	Interagency	General Services Administration	Funds-Out	YES, EPAAG IA Acquisition Justification

## List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
	or reimbursements may only be made after 15 days following notification of the Committees on Appropriations of the House of Representatives and the Senate by the Director of the Office of Management and Budget.				



## List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Government Management Reform Act of 1994 (GMRA), PL 103-356, Section 403, as amended, and the Department of the Interior Appropriations Act, 1997, Section 113 (Pub. L. No. 104-208, Division A, Title I, Section 101(d)), as amended.</b>	<p>The Government Management Reform Act of 1994 (GMRA), Pub. L. No. 103-356, Section 403, which authorizes the Secretary of the Interior to perform centralized administrative services to other agencies (including interagency acquisitions) and to establish a franchise fund to finance the operation of those centralized services. Fees for services provided by DOI are deposited into the franchise fund.</p> <p>This authority can be relied upon to support EPA's request for DOI to provide cloud computing services and for EPA to transfer funds to DOI for this purpose. This authority is more specific than the Economy Act and where there is a more specific authority we would rely on that authority in lieu of the Economy Act.</p>	Interagency	Department of the Interior	Funds-Out	YES, EPAAG IA Acquisition Justification

# List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
15 USC Sections 634(a) and (b)(9)	<p><b>(a) Seal; appointment and compensation of personnel; use of other services and facilities</b></p> <p>The Administration shall have power to adopt, alter, and use a seal, which shall be judicially noticed. The Administrator is authorized, subject to the civil service and classification laws, to select, employ, appoint, and fix the compensation of such officers, employees, attorneys, and agents as shall be necessary to carry out the provisions of this chapter; to define their authority and duties; and to pay the costs of qualification of certain of them as notaries public. <b>The Administration, with the consent of any board, commission, independent establishment, or executive department of the Government, may avail itself on a reimbursable or non-reimbursable basis of the use of information, services, facilities (including any field service thereof), officers, and employees thereof, in carrying out the provisions of this chapter.</b></p> <p><b>(b) Powers of Administrator</b> in the performance of, and with respect to, the functions, powers, and duties vested in him by this chapter the Administrator may —</p> <p><b>(9)</b> accept the services and facilities of Federal, State, and local agencies and groups, both public and private, and utilize such gratuitous services and facilities as may, from time to time, be necessary, to further the objectives of section 636(b) of this title;</p>	Interagency	Department of Commerce – U.S. Small Business Administration	<p>Funds-in or Funds-out</p> <p><b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b></p>	<p>YES, EPAAG IA Acquisition Justification for FUNDS-OUT</p>

## List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Denali Commission Act of 1998, Section 311 [42 USC 3121]</b>	<p><b>SEC. 311. TRANSFER OF FUNDS FROM OTHER FEDERAL AGENCIES.</b></p> <p>(a) IN GENERAL. —Subject to subsection (c), for purposes of this Act, the Commission may accept transfers of funds from other Federal agencies.</p> <p>(b) TRANSFERS. —Any Federal agency authorized to carry out an activity that is within the authority of the Commission may transfer to the Commission any appropriated funds for the activity.</p> <p>(c) TREATMENT. —Any funds transferred to the Commission under this subsection— (1) shall remain available until expended; and (2) may, to the extent necessary to carry out this Act, be transferred to, and merged with, the amounts made available by appropriations Acts for the Commission by the Federal Co-Chairperson.</p>	Interagency	Denali Commission	<p>Funds-out</p> <p><b>NOTE: CONVERTS FIXED-YEAR APPROPRIATIONS TO NO-YEAR FUNDS.</b></p>	YES, EPAAG IA Acquisition Justification

## List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
15 USC 1541	<p><b>15 USC 1541 - Administrative Law Judges</b></p> <p>Notwithstanding section 559 of title 5, with respect to any marine resource conservation law or regulation administered by the Secretary of Commerce acting through the National Oceanic and Atmospheric Administration, all adjudicatory functions which are required by chapter 5 of title 5 to be performed by an Administrative Law Judge <b>may be performed by another Federal agency on a reimbursable basis.</b> Should another Federal agency require the detail of an Administrative Law Judge to perform any of these functions, it may request such temporary or occasional assistance from the Office of Personnel Management pursuant to section 3344 of title 5.</p>	Interagency	Department of Commerce - National Oceanic and Atmospheric Administration	Funds-out	YES, EPAAG IA Acquisition Justification

# List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>America's Water Infrastructure Act of 2018, Public Law 115-270, [33 USC 3909(g)]</b>	<p>(c) <b>Administration of WIFIA Program.</b>—Section 5030 of the Water Resources Reform and Development Act of 2014 (<a href="#">33 U.S.C. 3909</a>), as amended by subsection (b), is further amended by inserting after subsection (f) the following:</p> <p>“(g) Agreements.—</p> <p>“(1) IN GENERAL.—Subject to paragraphs (3) and (4), the Administrator may enter into an agreement with another relevant Federal agency to provide assistance in administering and servicing Federal credit instruments that such agency is authorized to make available.</p> <p>“(2) DUTIES.—The Administrator may act as an agent for the head of another Federal agency under paragraph (1), subject to the terms of any agreement entered into by the Administrator and the head of such other agency under such clause.</p> <p>“(3) TRANSFER OF FUNDS.—The authority of the Administrator to provide assistance under paragraph (1) is subject to—</p> <p>“(A) the availability of funds appropriated to the other Federal agency that may be transferred to the Administrator to carry out an agreement entered into under paragraph (1); and</p> <p>“(B) the transfer of such funds to the Administrator to carry out such an agreement.</p> <p>“(4) LIMITATION.—Nothing in this subsection affects the authority of the Administrator with respect to the selection of projects described in paragraphs (1), (8), or (10) of section 5026 to receive financial assistance under this subtitle.”.</p>	Interagency	Federal Agencies	<p>Funds-in</p> <p><b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b></p>	NO

# List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>40 USC 121(e)(2)(B)</b>	<p><b>Transfer of resources between agencies. —</b></p> <p>If the Administrator transfers a function from one executive agency to another (including a transfer to or from the Administration), the Administrator may also provide for the transfer of appropriate personnel, records, property, and allocated amounts from the executive agency that previously carried out the function to the executive agency being directed to carry out the function. A transfer under this subparagraph is subject to approval by the Director of the Office of Management and Budget (OMB).</p>	Interagency	General Services Administration	<p>Funds-in or Funds-out</p> <p><b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b></p>	<p>YES, EPAAG IA Acquisition Justification for FUNDS-OUT</p>
<b>Department of Education Organization Act (DEOA), 20 USC 3475</b>	<p><b>(a) Authorization of Secretary</b></p> <p>Subject to the provisions of chapters 1 to 11 of title 40 and division C (except sections 3302, 3307(e), 3501(b), 3509, 3906, 4710, and 4711) of subtitle I of title 41, the Secretary is authorized to make, enter into, and perform such contracts, grants, leases, cooperative agreements, or other similar transactions with Federal or other public agencies (including State and local governments) and private organizations and persons, and to make such payments, by way of advance or reimbursement, as the Secretary may determine necessary or appropriate to carry out functions of the Secretary or the Department.</p>	Interagency	Department of Education	<p>Funds-in or Funds-out</p> <p><b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b></p>	<p>YES, EPAAG IA Acquisition Justification for FUNDS-OUT</p>

# List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Consolidated Appropriations Act of 2019 (P.L. 116-6), Div. D, Sec. 721</b>	SEC. 721. Notwithstanding 31 U.S.C. 1346 and section 708 of this Act, the head of each Executive department and agency is hereby authorized to transfer to or reimburse "General Services Administration, Government-wide Policy" with the approval of the Director of the Office of Management and Budget, funds made available for the current fiscal year by this or any other Act, including rebates from charge card and other contracts: Provided, That these funds shall be administered by the Administrator of General Services to support Government-wide and other multiagency financial, information technology, procurement, and other management innovations, initiatives, and activities, including improving coordination and reducing duplication, as approved by the Director of the Office of Management and Budget, in consultation with the appropriate interagency and multi-agency groups designated by the Director (including the President's Management Council for overall management improvement initiatives, the Chief Financial Officers Council for financial management initiatives, the Chief Information Officers Council for information technology initiatives, the Chief Human Capital Officers Council for human capital initiatives, the Chief Acquisition Officers Council for procurement initiatives, and the Performance Improvement Council for performance improvement initiatives): Provided further, That the total funds transferred or reimbursed shall not exceed \$15,000,000 to improve coordination, reduce duplication, and for other activities related to Federal Government Priority Goals established by 31 U.S.C. 1120, and not to exceed \$17,000,000 for Government-Wide innovations, initiatives, and activities: Provided further, That the funds transferred to or for reimbursement of "General Services Administration, Government-wide Policy" during fiscal year 2018 shall remain available for obligation through September 30, 2019: Provided further, That such transfers or reimbursements may only be made after 15 days following notification of the Committees on Appropriations of the House of Representatives and the Senate by the Director of the Office of Management and Budget.	Interagency	General Services Administration	Funds-out	YES, EPAAG IA Acquisition Justification

## List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Consolidated Appropriations Act of 2020 (P.L. 116-93), Div. C, Sec. 721</b>	SEC. 721. Notwithstanding 31 U.S.C. 1346 and section 708 of this Act, the head of each Executive department and agency is hereby authorized to transfer to or reimburse “General Services Administration, Government-wide Policy” with the approval of the Director of the Office of Management and Budget, funds made available for the current fiscal year by this or any other Act, including rebates from charge card and other contracts: Provided, That these funds shall be administered by the Administrator of General Services to support Government-wide and other multiagency financial, information technology, procurement, and other management innovations, initiatives, and activities, including improving coordination and reducing duplication, as approved by the Director of the Office of Management and Budget, in consultation with the appropriate interagency and multi-agency groups designated by the Director (including the President’s Management Council for overall management improvement initiatives, the Chief Financial Officers Council for financial management initiatives, the Chief Information Officers Council for information technology initiatives, the Chief Human Capital Officers Council for human capital initiatives, the Chief Acquisition Officers Council for procurement initiatives, and the Performance Improvement Council for performance improvement initiatives)	Interagency	General Services Administration	Funds-out	YES, EPAAG IA Acquisition Justification



# List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Social Security Act, Section 1106(b) [42 USC 1306(b)]</b>	(b) Requests for information, disclosure of which is authorized by regulations prescribed pursuant to subsection (a) of this section, and requests for services, may, subject to such limitations as may be prescribed by the head of the applicable agency to avoid undue interference with his functions under this Act, be complied with if the agency, person, or organization making the request agrees to pay for the information or services requested in such amount, if any (not exceeding the cost of furnishing the information or services), as may be determined by the head of the applicable agency. Payments for information or services furnished pursuant to this section shall be made in advance or by way of reimbursement, as may be requested by the head of the applicable agency, and shall be deposited in the Treasury as a special deposit to be used to reimburse the appropriations (including authorizations to make expenditures from the Federal Old-Age and Survivors Insurance Trust Fund, the Federal Disability Insurance Trust Fund, the Federal Hospital Insurance Trust Fund, and the Federal Supplementary Medical Insurance Trust Fund) for the unit or units of the applicable agency which furnished the information or services. Notwithstanding the preceding provisions of this subsection, requests for information made pursuant to the provisions of part D of title IV of this Act for the purpose of using Federal records for locating parents shall be complied with and the cost incurred in providing such information shall be paid for as provided in such part D of title IV.	Interagency	Social Security Administration	Funds-out	YES, EPAAG IA Acquisition Justification

# List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>GSA Working Capital Fund, 40 USC 3173</b>	<p><b>(a) Establishment and Purpose. —</b></p> <p>There is a working capital fund for the necessary expenses of administrative support services including accounting, budget, personnel, legal support and other related services; and the maintenance and operation of printing and reproduction facilities in support of the functions of the General Services Administration, other Federal agencies, and other entities; and other such administrative and management services that the Administrator of GSA deems appropriate and advantageous (subject to prior notice to the Office of Management and Budget).</p> <p><b>(b) Composition. —</b></p> <p><b>(1) In general. —</b></p> <p>Amounts received shall be credited to and merged with the Fund, to remain available until expended, for operating costs and capital outlays of the Fund: Provided, That entities for which such services are performed shall be charged at rates which will return in full all costs of providing such services.</p> <p><b>(2) Cost and capital requirements. —</b></p> <p>The Administrator shall determine the cost and capital requirements of the Fund for each fiscal year and shall develop a plan concerning such requirements in consultation with the Chief Financial Officer of the General Services Administration. Any change to the cost and capital requirements of the Fund for a fiscal year shall be approved by the Administrator. The Administrator shall establish rates to be charged to entities for which services are performed, in accordance with the plan.</p>	Interagency	General Services Administration	Funds-out	YES, EPAAG IA Acquisition Justification

## List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Consolidated Appropriations Act of 2018 (P.L. 115-141), Division L, Title I, Sec. 103</b>	<b>Sec. 103.</b> In addition to authority provided by <i>section 327 of title 49, United States Code, the Department's Working Capital Fund</i> is hereby authorized to provide partial or full payments in advance and accept subsequent reimbursements from all Federal agencies from available funds for transit benefit distribution services that are necessary to carry out the Federal transit pass transportation fringe benefit program under Executive Order No. 13150 and section 3049 of Public Law 109-59: Provided, That the Department shall maintain a reasonable operating reserve in the Working Capital Fund, to be expended in advance to provide uninterrupted transit benefits to Government employees: Provided further, That such reserve will not exceed one month of benefits payable and may be used only for the purpose of providing for the continuation of transit benefits: Provided further, That the Working Capital Fund will be fully reimbursed by each customer agency from available funds for the actual cost of the transit benefit.	Interagency	Department of Transportation	Funds-out	YES, EPAAG IA Acquisition Justification

# List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Administrative Working Capital Fund, 49 USC 327</b>  <b>NOTE: This authority must be cited in conjunction with Consolidated Appropriations Act of 2018 (P.L. 115-141), Division L, Title I, Sec. 103</b>	<p>(a) The Department of Transportation has an administrative working capital fund. Amounts in the fund are available for expenses of operating and maintaining common administrative services the Secretary of Transportation decides are desirable for the efficiency and economy of the Department. The services may include— (1) a central supply service for stationery and other supplies and equipment through which adequate stocks may be maintained to meet the requirements of the Department; (2) central messenger, mail, telephone, and other communications services; (3) office space; (4) central services for document reproduction, and for graphics and visual aids; and (5) a central library service.</p> <p>(b) Amounts in the fund are available without regard to fiscal year limitation. Amounts may be appropriated to the fund.</p> <p>(c) The fund consists of—(1) amounts appropriated to the fund; (2) the reasonable value of stocks of supplies, equipment, and other assets and inventories on order that the Secretary transfers to the fund, less the related liabilities and unpaid obligations;(3) amounts received from the sale or exchange of property; and (4) payments received for loss or damage to property of the fund.</p> <p>(d) The fund shall be reimbursed, in advance, from amounts available to the Department or from other sources, for supplies and services at rates that will approximate the expenses of operation, including the accrual of annual leave and the depreciation of equipment. Amounts in the fund, in excess of amounts transferred or appropriated to maintain the fund, shall be deposited in the Treasury as miscellaneous receipts. All assets, liabilities, and prior losses are considered in determining the amount of the excess.</p>	Interagency	Department of Transportation	Funds-out	YES, EPAAG IA Acquisition Justification

# List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Chief's Economy Act, 10 USC 3036(d)(2)</b>	<p>(2) Under the supervision of the Secretary, the Chief of Engineers may accept orders to provide services to another department, agency, or instrumentality of the United States or to a State or political subdivision of a State. The Chief of Engineers may provide any part of those services by contract. Services may be provided to a State, or to a political subdivision of a State, only if--</p> <p>(A) the work to be undertaken on behalf of non-Federal interests involves Federal assistance and the head of the department or agency providing Federal assistance for the work does not object to the provision of services by the Chief of Engineers; and</p> <p>(B) the services are provided on a reimbursable basis.</p>	Interagency	U.S. Army Corps of Engineers	Funds-out	YES, EPAAG IA Acquisition Justification
<b>33 USC 1123(c)(4)(F) and 33 USC 1127(b)</b>	<p><b>Section 1123(c)(4)(F) Responsibilities of Secretary</b></p> <p>(4) To carry out the provisions of this subchapter, the Secretary may—</p> <p>(F) accept funds from other Federal departments and agencies, including agencies within the Administration, to pay for and add to grants made and contracts entered into by the Secretary; and</p> <p><b>Section 1127(b) Fellowships</b></p> <p>(b) <b>Dean John A. Knauss Marine Policy Fellowship</b></p> <p>The Secretary may award marine policy fellowships to support the placement of individuals at the graduate level of education in fields related to ocean, coastal and Great Lakes resources in positions with the executive and legislative branches of the United States Government. A fellowship awarded under this subsection shall be for a period of not more than 1 year.</p>	Interagency	Department of Commerce - National Oceanic and Atmospheric Administration	Funds-out	YES, EPAAG IA Acquisition Justification

# List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>19 USC 2171(e)(4) and the United States-Mexico-Canada Agreement Implementation Act, PL 116-113, Title VIII, Section 822</b>	<p><b>19 U.S. Code § 2171. Structure, functions, powers, and personnel</b></p> <p>(e) Powers of United States Trade Representative - The United States Trade Representative may, for the purpose of carrying out his functions under this section—</p> <p>(4) utilize, with their consent, the services, personnel, and facilities of other Federal agencies;</p> <p><b>United States-Mexico-Canada Agreement Implementation Act P.L. 116-113, Title VIII Section 822</b></p> <p>SEC. 822. DETAIL OF PERSONNEL TO OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE.</p> <p>(a) In General.—Upon the request of the Trade Representative, the Administrator of the Environmental Protection Agency, the Director of the U.S. Fish and Wildlife Service, and the Administrator of the National Oceanic Atmospheric Administration may detail, on a reimbursable basis, one employee of each such respective agency to the Office of the United States Trade Representative to be assigned to the United States Embassy in Mexico to carry out the duties described in subsection (b).</p> <p>(b) Duties.—The duties described in this subsection are the following:</p> <p>(1) Assist the Interagency Environment Committee to carry out monitoring and enforcement actions with respect to the environmental obligations of Mexico.</p> <p>(2) Prepare and submit to the Interagency Environment Committee on a quarterly basis a report on efforts of Mexico to comply with its environmental obligations.</p>	Interagency	U.S. Trade Representative	Funds-in  <b>INDIRECT COSTS REQUIRED</b>	NO

## List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>Clean Water Act, Section 119(g)(2)(A)</b> <b>[33 USC 1269(g)(2)(A)]</b>	<b>Office of Management Conference of the Long Island Sound Study</b> <b>33 USC 1269(g)(2)(A)</b> <b>(g) Federal entities</b> (1) Coordination The Administrator shall coordinate the actions of all Federal departments and agencies that affect water quality in the <b>Long Island Sound watershed</b> in order to improve the water quality and living resources of the watershed. (2) Methods In carrying out this section, the Administrator, acting through the Director of the Office, may— (A) enter into interagency agreements; and (B) make intergovernmental personnel appointments.	Interagency	Federal Agencies	Funds-out or Funds-in  <b>INDIRECT COSTS REQUIRED FOR FUNDS-IN</b>	YES, EPAAG IA Acquisition Justification for FUNDS-OUT

## List of Statutory Authorities for Interagency Agreements (IA)

Utilization and Other Authorities					
Statute	Purpose	Type of IA	Parties to IA with EPA	Funding	OAS Requirement
<b>42 USC 231</b>	<p><b>42 U.S. Code § 231 - Service and supply fund; uses; reimbursement</b></p> <p>A service and supply fund of \$250,000 is established, without fiscal year limitation, for the payment of salaries, travel, and other expenses necessary to the maintenance and operation of (1) a supply service for the purchase, storage, handling, issuance, packing, or shipping of stationery, supplies, materials, equipment, and blank forms, for which stocks may be maintained to meet, in whole or in part, requirements of the Public Health Service and requisitions of other Government Offices, and (2) such other services as the Surgeon General, with the approval of the Secretary of Health and Human Services, determines may be performed more advantageously as central services; said fund to be reimbursed from applicable appropriations or funds available when services are performed or stock furnished, or in advance, on a basis of rates which shall include estimated or actual charges for personal services, materials, equipment (including maintenance, repairs, and depreciation), and other expenses.</p>	Interagency	Health and Human Services	Funds-out	YES, EPAAG IA Acquisition Justification