TO:  Subcontractors on CU Boulder Projects Receiving Federal Funding Affected By the Shutdown
Subrecipients on CU Boulder Projects Receiving Federal Funding Affected By the Shutdown

FROM:  Denitta D. Ward, Assistant Vice Chancellor for Research &
Director, Office of Contracts and Grants

RE:  Formal Notice of Federal Shutdown of Certain Federal Agencies

DATE:  December 27, 2018

This is formal notification from The Regents of the University of Colorado, a body corporate, acting on behalf of the University of Colorado Boulder (CU Boulder), to Subcontractors and Subrecipients working on projects affected by the federal shutdown. To the best of CU Boulder’s current knowledge and understanding, the United States Congress has failed to pass a temporary or permanent federal budget measure for certain agencies. As a result, pursuant to the Antideficiency Act, 31 U.S.C. 1341 et seq., as of midnight, December 21, 2018, many agencies have halted “nonessential” operations until passage of a funding measure. If an agency sends notice that work should cease, the University will notify you. To date, no stop-work notices have been received.

Agencies have provided general instructions that work may continue to the extent that doing so will not require federal staff intervention and that funds have been previously made available. CU Boulder is notifying its affected Subcontractors and Subrecipients that work undertaken during the shutdown could be at the entity’s own risk if it exceeds your entity’s authorized period of performance or authorized funding.

Because of possible ambiguities regarding the interpretation of federal guidance regarding the partial government shutdown, and the unknown impact of provisions that may be included in a subsequent spending measure, CU Boulder is notifying its Subcontractors and Subrecipients that CU Boulder will not suspend essential work on its federally funded sponsored projects and, to the extent that your organization is willing, we encourage you to continue essential work and prudently expend under the agreement between your organization and CU Boulder, especially work involving animal and human research subjects.

Please be aware that during previous shutdowns, the United States Government honored its commitments to ongoing sponsored projects and reimbursed expenses incurred during the shutdown, but there is no explicit guarantee that activities not funded prior to the shutdown will be reimbursed. Should CU Boulder receive specific communication pertaining to the prime grant or contract governing your subagreement, CU Boulder will be in contact.

Thank you.

cc:  Russell Moore, Provost
     Terri Fiez, Vice Chancellor for Research & Innovation
     CU Boulder Principal Investigators
     CU Boulder Departmental Research Administrators