Partnerships with other Federal Agencies: The Economy Act

Partnerships in NRM PROSPECT Course





Legislation

- The Economy Act of 1932, as amended, 31 U.S.C. 1535
 - ► Authorizes the agency to place an order for goods and services with another FEDERAL AGENCY



Can Be Used

- An Economy Act order can be used when:
 - 1) funds are available
 - 2) the head of the ordering agency determines that it is in the best interest of the government
 - 3) the head of the ordering agency decides that ordered goods or services cannot be provided as conveniently or cheaply by contract with commercial enterprise.



Economy Act Process

- Determination and Findings (D&F) document must be prepared by the ordering agency.
- Performing agency must be able to provide the goods or services inhouse or by contract, and parties should verify under Part 8 of the FAR that the responsibility for this good or service is not assigned to another agency of the federal government.
- Authority for the ordering agency to do the work in question must be independently authorized.
- Funds made available to the performing agency, but not yet obligated by the performing agency, shall be de-obligated and returned to the ordering agency at the end of their period of availability.



Economy Act Process

- The Economy Act cannot be used for partnerships with non-federal entities, and is only used with federal agencies when another more specific transfer authority is not available.
- Some agencies have their own transfer authorities that do not include de-obligation requirements and D&Fs, such as Section 632 of the Foreign Assistance Act, which the Corps may accept under the Chief's Economy Act.
- When entering into an Economy Act agreement with a non-DoD entity, the Corps must enter into an agreement by which the ordering agency agrees to pay all costs.



Economy Order Flow Chart

(Example from Portland District: Other District's processes may vary)

Economy Act Orders are used to transfer money between Federal agencies when speciality or exchange services are sought - can be done without Cooperative Agreements. Each agency may have their own requirements - be sure to check.

Project Initiates
 Economy Act Order
 with another Federal
 agency and outlines job
 tasks within the Order

 Signatures of the Order would be by the Operations Project Manager. In the payment section the Project POC/address is inserted

3. Prepare D&F or request District to complete

6. District OD-SR sends out cover letter with 2 identical Economy Act Orders to other Fed. Agency for signature and return (they keep one and send one back 5. NWP-OD-SR
receives the Order
package, reviews
documents, prepares
cover letter, routes to
Office of Council,
Contracting (Grant
Specialist & Officer)
and F&A then back to
Operations.

4. Send to District OD-SR Economy Act Order and D&F



7. Upon return of the

sends Project and the

Order OD-SR scans and

to Comsil.

 The Order may now be executed and coordinated by the Project.

De-Obligating

for how much.

1-Letter note from other

Fed agency saving it's

okay to de-obligate and

2-Project to perform

manual de-obligation

Economy Act Amendment

- Amend existing PR&C or if necessary create new one if money involved
- Need new D&F form completed.
- Need Amendment agreement form completed
- Processing/routing to occur through same channels as with original
- 5. Cover letter with Amendment agreement sent to other Federal agency to acquire their signature

Contracting Grants
Specialist a copy of the
signed Order along with
the signed D&F form.

If the other Federal agency is performing subcontracting additional approvals may be necessary at Division level

MIPR Process (at Roject)

1. Print out MPR or 445 & send
to agency to sign & return
2. On MPR setum Project staff
then does manual GOV order
obligation in CEFMS

to close out GOV order

MIPR Process (at Project)

For problems and troubleshooting contact NWP-OD-SR at (503) 808-4306

Paperwork Needed

- 4914R Interagency Support Agreement
- Staffing sheet for D&F
- Memo of Determinations and Findings (D&F)
- CEFMS snapshot page
- Copy of agreement used (MOA/interagency agreement)



U.S. ARMY CORPS OF ENGINEERS INTERAGENCY/SUPPORT AGREEMENT (ER 1140-1-211)			1. AGREEMENT NO. 2. INITIAL AGREEMENT AMENDMENT NO.	
3. PROJECT TITLE		4. EFFECTIVE DATE 5. COMPLETION DATE		
6. NAME AND ADDRESS OF USACE OR	GANIZATION	7. NAME AND ADDR	ess of other ag	ENCY
8. SCOPE OF WORK (Additional pages may b	e used as needed)			
 9. SPECIAL PROVISIONS (Additional pages may be used as needed) a. All rates expressing the unit cost of services provided in this agreement are based on current rates which may be subject to change for uncontrollable reasons, such as legislation, DoD directives, and commercial utility rate increases. The receiver will be notified immediately of such rate changes that must be passed through to the support receivers. b. This agreement may be cancelled at any time by mutual consent of the parties concerned. This agreement may also be cancelled by either party upon giving at least 60 days written notice to the other party. c. In case of mobilization or other emergency, this agreement will remain in force only within supplier's capabilities. 				
10. USACE PROJECT OFFICER	TELEPHONE	11. OTHER AGENCY OFFICER	PROJECT	TELEPHONE
ADDRESS		ADDRESS		
ENG FORM 4914-R. Sep 97	EDITION OF JAN	88 IS OBSOLETE.		(Proponent:

 Required form in NWS. Check with your district for procedures



BUILDING STRONG $_{\!\scriptscriptstyle (\!R\!)}$

Processes Differ Among Districts

- Inquire with your Grants/Agreements specialist (contracting specialists who have gone through special training to receive a warrant)
- Districts with Grants/Agreements Officers
 - > LRB: Jeff Ernest
 - LRN: Valerie Carlton
 - > NAB: Jeff May
 - > NWK: Chris Halterman
 - NWO: Doug Hadley, Leigh Ann Lucas, Lee McCormick, Cindy Sand, (In training: Tracey McKay, Don Miller, Stephani Rostermundt)
 - > NWP: Ralph Banse-Faye, Karen Dailey, Alan Takayama
 - NWS: Patricia Blackwood
 - > POA: Olen Northern
 - > POH: R. David Williams
 - > SAJ: Philip Mauldin
 - > SAM: Sonya Rodgers
 - > SPL: Maria Cisneros
 - > SWF/SWG: Traci Robicheaux, Maria Rodriguez
 - > ERDC: Amanda Campbell, Deannda Sontag
 - > HECSA: Debbie Giordano



Examples of Successful Economy Act Agreements

- Lucky Peak (NWW) /BOR to improve recreation facilities by bringing power to them
- Portland District/BLM prescribed burning
- MVP Lock 5 and USFS improved habitat through use of dredging
- Libby Dam (NWS) and USFS habitat assessments and improvements on COE lands
- Raystown (NAB) and NPS Harpers Ferry interpretive master plan

