

**Office of the Secretary, HUD**

**§ 87.100**

(a) The Federal agency's right to disallow costs and recover funds on the basis of a later audit or other review;

(b) The grantee's obligation to return any funds due as a result of later re-funds, corrections, or other trans-actions;

(c) Records retention as required in § 85.42;

(d) Property management require-ments in §§ 85.31 and 85.32; and

(e) Audit requirements in § 85.26.

**§ 85.52 Collection of amounts due.**

(a) Any funds paid to a grantee in ex-cess of the amount to which the grant-ee is finally determined to be entitled under the terms of the award con-stitute a debt to the Federal Govern-ment. If not paid within a reasonable period after demand, the Federal agen-cy may reduce the debt by:

(1) Making an administrative offset against other requests for reimburse-ments,

(2) Withholding advance payments otherwise due to the grantee, or

(3) Other action permitted by law.

(b) Except where otherwise provided by statutes or regulations, the Federal agency will charge interest on an over-due debt in accordance with the Fed-eral Claims Collection Standards (4 CFR Ch. II). The date from which inter-est is computed is not extended by liti-gation or the filing of any form of appeal.

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**PART 87—NEW RESTRICTIONS ON LOBBYING**

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APPENDIX A TO PART 87—CERTIFICATION RE-GARDING LOBBYING

APPENDIX B TO PART 87—DISCLOSURE FORM TO REPORT LOBBYING

AUTHORITY: 31 U.S.C. 1352; 42 U.S.C. 3535(d).

SOURCE: 55 FR 6737, 6750, Feb. 26, 1990, un-less otherwise noted.

CROSS REFERENCE: See also OMB notice published at 54 FR 52306, December 20, 1989.

**Subpart A—General**

**§ 87.100 Conditions on use of funds.**

(a) No appropriated funds may be ex-pended by the recipient of a Federal contract, grant, loan, or cooperative ageement to pay any person for influ-encing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or em-ployee of Congress, or an employee of a Member of Congress in connection with any of the following covered Federal actions: the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continu-ation, renewal, amendment, or modi-fication of any Federal contract, grant, loan, or cooperative agreement.

(b) Each person who requests or re-ceives from an agency a Federal con-tract, grant, loan, or cooperative agreement shall file with that agency a certification, set forth in appendix A, that the person has not made, and will not make, any payment prohibited by paragraph (a) of this section.

(c) Each person who requests or re-ceives from an agency a Federal con-tract, grant, loan, or a cooperative agreement shall file with that agency a disclosure form, set forth in appendix B, if such person has made or has agreed to make any payment using