

§ 35.6610

§ 35.6610 Contracts awarded by a contractor.

The recipient must require its contractor to comply with the following provisions in the award of contracts (i.e. subcontracts). (This section does not apply to a supplier's procurement of materials to produce equipment, materials and catalog, off-the-shelf, or manufactured items.)

- (a) The requirements referenced in § 35.6020.
- (b) The limitations on contract award in § 35.6550(a)(6).
- (c) The requirements regarding minority and women's business enterprises, and small business in § 35.6580.
- (d) The requirements regarding specifications in § 35.6555 (a)(6) and (c).
- (e) The Federal cost principles in 40 CFR 31.22.
- (f) The prohibited types of contracts in § 35.6575(a).
- (g) The cost, price analysis, and profit analysis requirements in § 35.6585.
- (h) The applicable provisions in § 35.6595 (b).
- (i) The applicable provisions in § 35.6555(b)(2).

REPORTS REQUIRED UNDER A
COOPERATIVE AGREEMENT

§ 35.6650 Progress reports.

(a) *Reporting frequency.* The recipient must submit progress reports as specified in the Cooperative Agreement. Progress reports will be required no more frequently than quarterly, and will be required at least annually. The reports shall be due within 30 days after the reporting period. The final progress report shall be due 90 days after expiration or termination of the Cooperative Agreement.

(b) *Content.* The progress report must contain the following information:

- (1) An explanation of work accomplished during the reporting period, delays, or other problems, if any, and a description of the corrective measures that are planned. For pre-remedial Cooperative Agreements, the report must include a list of the site-specific products completed and the estimated number of technical hours spent to complete each product.
- (2) A comparison of the percentage of the project completed to the project

schedule, and an explanation of significant discrepancies.

(3) A comparison of the estimated funds spent to date to planned expenditures and an explanation of significant discrepancies. For remedial, enforcement, and removal reports, the comparison must be on a per task basis.

(4) An estimate of the time and funds needed to complete the work required in the Cooperative Agreement, a comparison of that estimate to the time and funds remaining, and a justification for any increase.

§ 35.6655 Notification of significant developments.

Events may occur between the scheduled performance reporting dates which have significant impact upon the Cooperative Agreement-supported activity. In such cases, the recipient must inform the EPA project officer as soon as the following types of conditions become known:

(a) Problems, delays, or adverse conditions which will materially impair the ability to meet the objective of the award. This disclosure must include a statement of the action taken, or contemplated, and any assistance needed to resolve the situation.

(b) Favorable developments which enable meeting time schedules and objectives sooner or at less cost than anticipated or producing more beneficial results than originally planned.

§ 35.6660 Property inventory reports.

(a) *CERCLA-funded property*—(1) *Content.* The report must contain the following information:

- (i) Classification and value of remaining supplies;
- (ii) Description of all equipment purchased with CERCLA funds, including its current condition;
- (iii) Verification of the current use and continued need for the equipment by site, activity, and operable unit, as applicable;
- (iv) Notification of any property which has been stolen or vandalized; and
- (v) A request for disposition instructions for any equipment no longer needed on the project.