

427—23.11(PL100-77) Amendments. Following are requirements pertaining to grant amendments.

23.11(1) Budget. Any expenditure of funds on a line item which will exceed that line item budgeted amount by more than 10 percent must be approved by an amendment to the program contract. At least 50 percent of each program contract's funds must be spent for the purpose defined in subrule 23.5(1). The total amount of the budget shall not be exceeded and any amounts above the budget total shall not be reimbursable by DCAA unless an amendment has been granted to increase the total. All requests for budget amendments must be approved in writing by the governing board and requested by the chairperson. Budget amendments requested that would have an impact on the approved work program must be accompanied by a corresponding work program amendment request.

23.11(2) Work program. Any change in scope or emphasis among the activities funded with EHP funds must be reflected through a work program amendment. All requests for work program amendments must be approved in writing by the governing board and requested by the chairperson. Work program amendment requests shall provide the reason(s) for the proposed change in adequate detail to facilitate review by DCAA. A reduction in scope shall be evaluated by the DCAA to determine what reduction in funds, if any, shall be required.

23.11(3) Recapture of funds. If at any time during the program year it becomes apparent that the amount allocated to any entity is not being utilized at a rate sufficient to expend their available program funds, the agency may require that the entity amend their grant to release the excess funds. The funds may then be distributed by DCAA to those entities demonstrating the need and ability to appropriately expend the funds or returned to the U.S. Treasury as timing permits.

23.11(4) Other requests. Requests for amendments other than those addressed in this rule shall be considered on a case-by-case basis in conformance with applicable state and federal laws.