

US EPA ARCHIVE DOCUMENT

This guidance provides instructions for Environmental Protection Agency (EPA) Program and Regional offices (hereinafter referred to as Offices) to use in compiling their “2013 Inventory of Commercial and Inherently Governmental Activities” (commonly referred to as the FAIR Act Inventory, or simply the Inventory). When all data are combined, the full FAIR Act Inventory will serve as the database for responding to various reporting requirements, including, the FAIR Act and the Annual Report to Congress. The 2013 Inventory will identify full-time equivalents performing functions that are either (1) inherently governmental, (2) closely associated to inherently governmental, (3) critical or (4) other as defined by the FAIR Act of 1998 and the Office of Management and Budget (OMB), Office of Federal Procurement Policy (OFPP) Letter 11-01.

Agency guidance and instructions for completing the 2013 Inventory are located at <http://intranet.epa.gov/OARM/cs>. The 2013 FAIR Act Inventory guidance provides instructions for completing each data field in the Inventory Data Collection system. There are **6** (six) supplemental documents for additional guidance and clarification on Agency and OMB FAIR Act Inventory policies.

1. 2013 FAIR Act Inventory Database Manual
2. OMB’s OFPP Policy Letter 11-01
3. Administrative Critical Functions Memo February 9, 2013
4. EPA GS12 and Below Policy May 19, 2008
5. EPA Function Codes and Definitions including the Administrative and Critical Function Codes
6. FAIR Inventory and Frequently Asked Questions (FAQs)

EPA will use the 2013 Lotus Notes data collection tool (system) and instruction guide to simplify the data collection process. The data entries are guided by the use of drop down menus containing pre-determined data values (e.g., city and state, position title, job series, function codes, status codes, and justifications).

The final inventory submitted by offices that is **due on May 6 2013** will include the total FTE presented in the 2013 President’s Budget (*Exhibit 1*). Each office must reconcile FTEs reported in the Inventory with the 2013 President’s Budget. If the total FTE included the inventory submission **exceed +/- 5%** of the total FTE levels in the 2013 President’s Budget, a written justification is required. The EPA’s Coordinator will review submittals for consistency in the application of function and status codes (explained below) across the Agency and request additional information and modifications, if needed.

FTE Presented in the FY 2013 President's Budget

<i>FY 2013 President's Budget FTE Ceiling by RPIO</i>	
Agency Total	17,109.0
Headquarters	
Office of Air and Radiation	1,289.4
Office of Water	633.7
Office of Chemical Safety and Pollution Prevention	1,088.3
Office of Solid Waste and Emergency Response	559.8
Office of Enforcement and Compliance Assurance	864.0
Office of Research and Development	1,926.9
Office of Administration and Resources Management	802.0
Office of Environmental Information	420.5
Office of the Chief Financial Officer	375.1
Office of International and Tribal Affairs	86.3
Office of the Administrator and Staff	501.0
Office of General Counsel	206.0
Office of Inspector General	365.8
Headquarters Total	9,118.8
Regions	
Region 1, Boston	648.6
Region 2, New York	860.7
Region 3, Philadelphia	874.1
Region 4, Atlanta	1,029.1
Region 5, Chicago	1,205.8
Region 6, Dallas	842.4
Region 7, Kansas City	537.6
Region 8, Denver	587.2
Region 9, San Francisco	802.7
Region 10, Seattle	602.0
Regional Total	7,990.2

FUNCTION (ACTIVITY) CODES -

Function codes serve to categorize similar or related services, tasks, activities, and functions into groupings that describe the general nature of work taking place within the Agency. The primary purpose of function codes is to allow Agency management to evaluate the use of resources compared to the Strategic Plan, and to evaluate workforce planning and mission needs. Also function codes help also OMB and the public better understand EPA uses its human resources.

In compliance with OFPP Policy Letter 11-01 that instructed agencies to more accurately identify those activities that may be performed only by federal employees and those functions critical to the agency's mission and operations, Office of Human Resources (OHR) and Office of Acquisition Management (OAM) revised the function code definition structure, developed a list of EPA's critical functions, and comprised a product service code crosswalk. The new list of function codes and definitions is more concise and makes selecting a specific activity easier.

The EPA Function Codes and Definitions including the Administrative and Critical Activities consist of 185 codes, including **96 critical function codes** identified in **Red** text, and **14 administratively critical functions** identified in **Green** text. The function codes are comprised of sub-function codes under broad functional areas. For example, all management and supervisory functions are included under Category Y, Force Management and Budget Support; all budget, finance, and accounting activities are included under Category C, Finance and Accounting; all contracting activities are included under Category F, Procurement; and all grant activities are included under Category L, Grants. *The 2013 List of Function Codes and Definitions and the Crosswalk of the 2011- 2013 Function Codes and Definitions are available on our website, <http://intranet.epa.gov/OARM/cs>.*

In accordance with EPA guidance offices are required to use **ONLY** these lists of function codes and definitions for each new position entered into the system. Offices are **REQUIRED** to use the 2013 function code definitions when updating **ALL** records. Offices **CANNOT** create or use any function code not available on the drop-down menu. Offices also are encouraged to code a position by the function predominantly performed. However, recognizing that we often have multiple responsibilities, offices may assign a **maximum of four function codes** to a single position.

OMB and EPA require a 0.25 FTE minimum for each function performed. Any function code designated as CM (previously included in a public/private sector competition) with less than 0.25 FTE requires modification by the Agency's Coordinator. If assistance is needed applying function codes, please contact Melanie Gooden at 202.564.3043.

PRODUCT SERVICE CODES (PSCs) –

In addition to completing the 2013 inventory data, the Agency is developing a FAIR function code and Service Contracts Inventory product service code crosswalk in preparation of the OMB integration of the workforce and service contract inventories. The crosswalk between the two inventories will facilitate OMB's and the Agency's efforts to ensure the most effective use of federal employees and contractors to perform a given activity. These PSCs are identified in **Blue** text next to the equivalent.

Based on the relevant function code, the PSC field is populated and the status code designated. This field is locked and **does not** require modification or input.

STATUS CODES –

Status codes identify functions, activities, services, or tasks as either Commercial (C) or Inherently Governmental (I). Definitions of both C and I are included in OFPP Policy Letter 11-01. Status codes reflect an assessment of whether the work is Inherently Governmental (I or IG), meeting the criteria as Section 3 and Section 5-1(a) in OFPP Policy Letter 11-01. If not, the function/activity is coded *Other (OT)* - an activity that **is not** CL, CT, nor I.

A function code in and of itself is neither commercial (C) nor inherently governmental (I),¹ but it does contribute toward an accurate assessment of whether work performed is “C” or “I”. Accurately describing and categorizing the work by assigning the appropriate function code is a critical first step in assessing “C” or “I” status.

We have provided criteria to help determine the appropriate status code within the data system. The status code is based on criterion outlined in the OMB’s Office of Federal Procurement Policy (OFPP) Letter 11-01.

1. *Inherently Governmental (I)* - In accordance with the *FAIR Act*, *Public Law 105-270*, an activity that's so intimately related to the public interest as to mandate performance by federal employees.
2. *Closely Associated to Inherently Governmental (CL)* - An activity that generally isn't considered IG, but approaches the IG category because of the nature of work and the risk may hinder a Federal official's performance of an IG function.
3. *Previously Competed, no longer tracked (CM)* - a federal FTE previously competed prior to the 2008 moratorium on beginning or announcing a study or public-private competition regarding the conversion of contract performance of any function performed by federal employees. *Please convert these FTEs to the status of OT.*
4. *Critical (CT)* - An activity necessary to the Agency's ability to effectively perform and maintain control of its mission and operations (Please refer to the EPA Function Codes and Definitions including the Administrative and Critical Activities. The critical functions are identified in **Red** text and the administrative critical functions are identified in **Green** text.)
 - **Administrative Critical Functions** are activities that must be continued under any and all circumstances and are essential to the daily operations of the Agency. The Administrative Critical Activities Worksheet and Checklist is provided for your convenience.

The criteria for determining an activity as an administratively critical are as follows:

- a. A minimum of 25% of the time spent performing the activity with the exception of smaller organizations. A 10% threshold is considered for smaller organizations on a case-by-case basis.
- b. Level and extent of supervisory controls
- c. Level and extent of existing guidance and operating procedures

¹ See discussion on the definition of an inherently governmental function in Section 3 and the guidelines for identifying an inherently governmental function in Section 5-1(a) in OFPP Policy Letter 11-01, an attachment to the call memo.

d. The final deciding or determining official

Exhibit 2

Administrative Critical Activities and Checklist							
Instructions: Please indicate the percentage of time spent performing each critical administrative activity and designate the appropriate coding determination and level discretion for each FTE. <i>A minimum of 25% is required with the exception of smaller AA-ships and Regions.</i>							
	% Time	Coding Determination			Exercise of Discretion		
Administrative Critical Activities	Increments of 0.05	CT-01	CT-02	CT-03	Low	Medium	High
C302 - Travel Processing							
C310 - Payroll Processing							
C312A - Payments Issuance - Certification							
C313B - Financial Systems Support - Oversight							
C400C - Monitoring (FCOs)							
F200A - Contracting Placement							
F320 - Contracts Administration & Operations							
L100A - Grants Management - Administrative							
S210B - Building Management - Operations							
S500 - Management Law Enforcement, Physical Security, Security Guard Operations							
W100B - Management HQ Communications & Computing Services Management							
W220 - Telecommunications Centers							
W601 - Information Technical Management -Data and Equipment							
Y840 - Directives & Records Management							

Percent of Time Criteria
An administrative critical activity must be performed at a <i>minimum of 10% of the time</i> to be included in the inventory. Additional time must be captured in increments of 5% to adhere to OMB minimum threshold of 25%.

Coding Determination		
CT-01	Critical Other – An activity necessary to the mission & operations, but not CL or IG.	☐
CT-02	Critical Closely IG - An activity necessary to the mission & operations, & approaches being IG.	☐
CT-03	Critical IG - An activity necessary to the mission & operations that is IG	☐

Exercise of Discretion		
Low	Little possibility of performing IG work	☐
Medium	Some possibility of performing IG work	☐
High	Strong possibility of performing IG work	☐

5. Other (OT) - An activity that **is not** CL, CT, nor I.

Additionally, the Agency has provided supplemental guidance for the coding of *Contracting Officer's Technical Representative (COTR) and Assistance Agreement Functions* included in Exhibit 2. COTR functions are commercial activities that EPA has determined as too greater a risk to consider for competition. On May 25, 2005, the Office of Management and Budget (OMB) guidance identified COTR functions as commercial. In applying that guidance to EPA, the Agency notes that it is highly reliant on contractor support to meet mission requirements. Historically, EPA has struggled with contract administration as a material and agency level deficiency. These deficiencies led the Agency to bring contracted work back in-house to avoid actual or perceived personal services. Although, EPA cleared the deficiencies in fiscal year 2000, the Agency continues

to monitor contract administration, particularly as it relates to the relationship between EPA and its contractors, to avoid future problems. After careful consideration, the Agency has determined to exempt the COTR functions from competition. Therefore, Offices are to code FTE performing these functions as commercial, but exempt from competition in the inventory.

Exhibit 3

Contracting Officer's Technical Representative (COTR) and Assistance Agreement Functions

The Table entitled Assistance Agreements provided below is an Office guide in coding activities associated with Assistance Agreements.

ASSISTANCE AGREEMENTS	
ASSISTANCE AGREEMENTS ACTIVITIES - PROJECT OFFICERS	
Major Activity 1: Pre-Award	
<i>Commercial Sub-Activities</i>	<i>Inherently Governmental Sub-Activities</i>
Perform assessment of recipient's technical capabilities required by the Policy on Assessing Capabilities for Non-Profit Applicants for Managing Assistance Awards.	Determine adequacy of capabilities.
Perform preliminary review of grant application packages for program related items such as statutory/regulatory compliance, program guidance or solicitation criteria; checking whether activities are in agreement with statutory authority, delegation of authority and program results code.	Determine compliance.
Perform and document cost review in the pre-award phase.	Determine eligibility, allowability, allocability, and reasonableness.
Receive, review and prepare initial analysis of proposals/applications for program related items such as statutory/regulatory compliance, program guidance or solicitation criteria; checking whether activities are in agreement with statutory authority, delegation of authority and program results code.	Determine eligibility and compliance. Determine applicant's adherence to EPA Order 5700.7, "Environmental Results Under EPA Assistance Agreements.
Major Activity 2: Award/Amendment/Post-Award	
<i>Commercial Sub-Activities</i>	<i>Inherently Governmental Sub-Activities</i>
Prepare the funding recommendation form in the Integrated Grants Management System. <u>Closely Associated to Inherently Governmental (CL) - represents substantial risk to the Agency based on past Inspector General findings).</u>	Approve and sign the funding recommendation package.
Major Activity 2: Award/Amendment/Post-Award	
<i>Commercial Sub-Activities</i>	<i>Inherently Governmental Sub-Activities</i>
Perform both pre- and post-award advanced monitoring reviews, including on-site reviews, grants outputs and milestone tracking.	Determine if findings from reviews indicate acceptable performance and make final determination on recommendation to correct deficiencies.
Prepare the commitment notice, assigning accounting information for the award.	Determine funding source.

ASSISTANCE AGREEMENTS ACTIVITIES - PROJECT OFFICERS

Major Activity 3: Monitoring and Compliance

<i>Commercial Sub-Activities</i>	<i>Inherently Governmental Sub-Activities</i>
Monitor compliance in accordance with post-award monitoring procedures, including on-site reviews, grant output and milestone tracking. Document findings and recommend whether the recipient complies with agreement conditions. Recommend whether grantee submittals of interim and final performance reports are in accordance with 40CFR S30.51 and 30.71.	Determine if findings from reviews indicate acceptable performance and make final determination on recommendation to correct deficiencies.
Compile programmatic findings and comments from Project Officer and convey those, along with any administrative comments, to applicants. Identified and address administrative and programmatic deficiencies by checking revised applications.	Determine if findings from reviews indicate acceptable performance and make final determination on recommendations to correct deficiencies.
Receive and input into IGMS MBE/WBE reports and follow-up on delinquent reports.	
Review high-risk recipient's payment requests and supporting documentation.	Approve payment.
Review reports to evaluate whether they adequately address progress in achieving agreed-upon outputs and outcomes.	Accept grantee performance. Make determinations regarding recommendations to correct grantee deficiencies.

Major Activity 4: Closeout

<i>Commercial Sub-Activities</i>	<i>Inherently Governmental Sub-Activities</i>
Assess whether project is technically ready for closeout including whether receipt of all deliverables has occurred.	Determine readiness for closeout.

ASSISTANCE AGREEMENT ACTIVITIES - GRANTS SPECIALIST

Major Activity 1: Pre-Award

<i>Commercial Sub-Activities</i>	<i>Inherently Governmental Sub-Activities</i>
Perform assessment of recipient's administrative capabilities required by the Policy on Assessing Capabilities for Non-Profit Applicants for Managing Assistance Awards.	Determine adequacy of capabilities.

ASSISTANCE AGREEMENT ACTIVITIES - GRANTS SPECIALIST

Perform and document cost review in the pre-award phase.	Determine eligibility, allowability, allocability, and reasonableness.
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Major Activity 2: Award/Amendment/Post-Award

<i>Commercial Sub-Activities</i>	<i>Inherently Governmental Sub-Activities</i>
	Approve and sign the funding recommendation package.
Perform both pre- and post-award Advanced Monitoring Reviews to include on-site reviews, grant outputs and milestone tracking.	Determine if findings from reviews indicate acceptable performance and make final determination on recommendation to correct deficiencies.
Prepare documentation in IGMS for no-cost time extension and closeout.	Approve extension and/or closeout.

Major Activity 3: Monitoring and Compliance	
<i>Commercial Sub-Activities</i>	<i>Inherently Governmental Sub-Activities</i>
Monitor compliance in accordance with post-award monitoring procedures, including on-site reviews, grant output and milestone tracking. Document findings and recommend whether the recipient complies with agreement conditions. Recommend whether grantee submittals of interim and final performance reports are in accordance with 40CFR S30.51 and 30.71.	Determine if findings from reviews indicate acceptable performance and make final determination on recommendation to correct deficiencies.
Receive and input into IGMS MBE/WBE reports and follow-up on delinquent reports.	
Major Activity 4: Closeout	
<i>Commercial Sub-Activities</i>	<i>Inherently Governmental Sub-Activities</i>
Perform closeout for final approval by Grants Specialist, including preparing warning letters, collecting Final Statistics Reports (FSRs), following up on missing items and preparing closeout letters.	Approve closeout.
Major Activity 5: Training	
<i>Commercial Sub-Activities</i>	<i>Inherently Governmental Sub-Activities</i>
Provide routine non-specialized training, excluding areas regarding policy issues and training for Project Officers.	Provide routine non-specialized training, excluding areas regarding policy issues and training for Project Officers.

JUSTIFICATIONS –

The inventory system automatically generates a justification based on the selected status code outlined in Exhibit 3. When changing an existing activity to *Inherently Governmental* or *Closely Associated to Inherently Governmental*, EPA guidance requires offices to select a justification from the justification drop-down table. If an additional justification is needed, please contact the Agency's coordinator and your justification will be added to the selection table. The selected justifications should be based on the definition of an inherently governmental function in Section 3 and the guidelines for identifying an inherently governmental function in Section 5-1(a) of OFPP Policy Letter 11-01. Any activity change to an Inherently Governmental status code requires approval by the Deputy AA or the Deputy RA.

Exhibit 4

EPA Justification Criteria for Inherently Governmental and Commercial Activities

(In accordance with OMB Memorandum M-12-09, *Federal Activities Inventory Reform (FAIR) Act Submission for Fiscal Year 2013*)

Status Code	Justification Criteria
CL-01	Closely Associated to IG - This FTE performs an activity that generally isn't considered IG, but approaches the IG category because of the nature of work and the risk may hinder a Federal official's performance of an IG function.
CM-01	Commercial Moratorium - This FTE was included in a public-private competition prior to the 2008 moratorium on beginning or announcing a study or public-private competition regarding the conversion of contract performance of any function performed by federal employees.
CT-01	Critical Function - This FTE performs an activity that is necessary to the Agency's ability to effectively perform and maintain control of its mission and operations
I-01	Inherently Governmental - In accordance with the FAIR Act Public Law 105-270, this FTE performs an activity that's so intimately related to the public interest as to mandate performance by federal employees.
OT-01	Other -This FTE performs an activity that is not CL, CT, nor I; therefore it is commercial .
X-99	RESET to BLANK

OMB Status Categories	OMB Status Definitions	OMB Status Code	OMB Reason Code	EPA Justification Code	EPA Justification Text
Other	An activity that is not CL, CT, nor I.	OT	A	A	<i>Exempt</i> - Subjecting this FTE to competition creates a substantial risk to the Agency's ability to meet its mission.
Other	An activity that is not CL, CT, nor I.	OT	A	B	<i>Exempt</i> - This FTE must be retained within the Agency to maintain a sufficient number of FTE to perform independent, day-to-day oversight of core Agency functions.
Other	An activity that is not CL, CT, nor I.	OT	A	C	<i>Exempt</i> - This FTE must be retained in-house in order to maintain a sufficient number of trained and experienced FTE with historical knowledge to ensure continued performance of a core function.
Other	An activity that is not CL, CT, nor I.	OT	A	D	<i>Exempt</i> - This FTE must be retained in-house in order to maintain a sufficient number of specialized FTE with expertise of Agency systems and procedures.
Other	An activity that is not CL, CT, nor I.	OT	A	E	<i>Exempt</i> - This FTE must be retained in-house in order to maintain a sufficient number of FTE to provide policy recommendations to the Agency's inherently governmental decision makers.
Other	An activity that is not CL, CT, nor I.	OT	A	F	<i>Exempt</i> - This FTE must be retained in-house to meet strategic workforce planning needs of providing suitable candidates for career growth in mission critical areas of the agency.
Other	An activity that is not CL, CT, nor I.	OT	A	G	<i>Exempt</i> - This FTE is currently filled by an individual with disabilities hired using Schedule A authority.
Other	An activity that is not CL, CT, nor I.	OT	A	H	<i>Exempt</i> - This FTE is filled by a student intern as part of a formalized program for federal recruitment.

OMB Status Categories	OMB Status Definitions	OMB Status Code	OMB Reason Code	EPA Justification Code	EPA Justification Text
Other	An activity that is not CL, CT, nor I.	OT	F	I	<i>Exempt</i> – Agency regulations and/or policy requires this activity to be performed by a government employee.
Other	An activity that is not CL, CT, nor I	OT	B	J	<i>Compete</i> - This FTE is commercial and suitable for competition.
Previously Competed	Federal FTE previously competed prior to the 2008 moratorium on beginning or announcing a study or public-private competition regarding the conversion of contract performance of any function performed by federal employees.	CM	D	K	N/A <i>Note:</i> All competitions are currently completed and closed. Please change the CM status code to the appropriate code in accordance with OMB's OFPP Policy Letter 11-01.
Closely Associated to Inherently Governmental	An activity that generally isn't considered IG, but approaches the IG category because of the nature of work & the risk that performance may hinder a Federal official's performance of an IG function.	CL	L	E	<i>Closely</i> - This FTE must be retained in-house in order to maintain a sufficient number of FTE to provide policy recommendations to the Agency's inherently governmental decision makers.
Closely Associated to Inherently Governmental	An activity that generally isn't considered IG, but approaches the IG category because of the nature of work & the risk that performance may hinder a Federal official's performance of an IG function.	CL	L	I	<i>Closely</i> - Agency regulations and/or policy require this activity to be performed by a government employee.
Closely Associated to Inherently Governmental	An activity that generally isn't considered IG, but approaches the IG category because of the nature of work & the risk that performance may hinder a Federal official's performance of an IG function.	CL	L	Z	<i>Closely</i> - This FTE performs IG support activities with a high level of independence substantial discretion which results in a binding Government Action, such as a settlement agreement or a consent order, entered into by a more senior Agency official who places major reliance and deference on the IG support activities.

OMB Status Categories	OMB Status Definitions	OMB Status Code	OMB Reason Code	EPA Justification Code	EPA Justification Text
Closely Associated to Inherently Governmental	An activity that generally isn't considered IG, but approaches the IG category because of the nature of work & the risk that performance may hinder a Federal official's performance of an IG function.	CL	L	AA	<i>Closely</i> - This FTE performs liaison activities and has the authority to enter into a binding Government commitment while performing the activities, or the activities could significantly affect or alter the relationship between the Agency and an outside entity, if performed independently, and without established precedents or higher level approval.
Critical Functions	An activity necessary to the Agency's ability to effectively perform and maintain control of its mission and operations	CT	T	<i>Same codes that are applicable to OT, CL and I.</i>	<i>You may use the same justification codes that are applicable to OT, CL and I.</i>
Administrative Critical Functions	An activity that must be continued under any and all circumstances and essential to the daily operations of the Agency.	CT	T	BB	This FTE performs an administrative critical support operation.
Inherently Governmental – Justifications are not required, but can be used at your discretion.					
Inherently Governmental	In accordance with the <i>FAIR Act, Public Law 105-270</i> , an activity that's so intimately related to the public interest as to mandate performance by federal employees.	I	F	L	<i>IG</i> - Statutory restrictions require this activity to be performed by a government employee.
Inherently Governmental	In accordance with the <i>FAIR Act, Public Law 105-270</i> , an activity that's so intimately related to the public interest as to mandate performance by federal employees.	I		M	<i>IG</i> - This FTE is the final approval authority for establishing policy, strategy, program measures, and/or setting office priorities.
Inherently Governmental	In accordance with the <i>FAIR Act, Public Law 105-270</i> , an activity that's so intimately related to the public interest as to mandate performance by federal employees.	I		N	<i>IG</i> - This FTE is the final approval authority for materials/products that will be used to represent the Agency to the public.

OMB Status Categories	OMB Status Definitions	OMB Status Code	OMB Reason Code	EPA Justification Code	EPA Justification Text
Inherently Governmental	In accordance with the <i>FAIR Act, Public Law 105-270</i> , an activity that's so intimately related to the public interest as to mandate performance by federal employees.	I		O	<i>IG</i> - This FTE certifies invoices for payment (Funds Certifying Official).
Inherently Governmental	In accordance with the <i>FAIR Act, Public Law 105-270</i> , an activity that's so intimately related to the public interest as to mandate performance by federal employees.	I		P	<i>IG</i> - This FTE is a warranted Contracting Officer or Grants Approval Officer.
Inherently Governmental	In accordance with the <i>FAIR Act, Public Law 105-270</i> , an activity that's so intimately related to the public interest as to mandate performance by federal employees.	I		Q	<i>IG</i> - This FTE represents the Agency in hearings, negotiations, or grievances and commits the Agency to a course of action for or against individuals or businesses in carrying out the mission or management of the Agency.
Inherently Governmental	In accordance with the <i>FAIR Act, Public Law 105-270</i> , an activity that's so intimately related to the public interest as to mandate performance by federal employees.	I		R	<i>IG</i> - This FTE makes final determinations regarding the disposition of Agency assets or the use of Agency budgetary authority.
Inherently Governmental	In accordance with the <i>FAIR Act, Public Law 105-270</i> , an activity that's so intimately related to the public interest as to mandate performance by federal employees.	I		S	<i>IG</i> - This FTE is accountable for Agency compliance with Government regulations or policy and/or represents the Agency in court hearings, negotiations, and litigations.
Inherently Governmental	In accordance with the <i>FAIR Act, Public Law 105-270</i> , an activity that's so intimately related to the public interest as to mandate performance by federal employees.	I		T	<i>IG</i> - This FTE applies financial and enforcement discretion that may significantly affect the life, liberty, or property of private persons.

OMB Status Categories	OMB Status Definitions	OMB Status Code	OMB Reason Code	EPA Justification Code	EPA Justification Text
Inherently Governmental	In accordance with the <i>FAIR Act, Public Law 105-270</i> , an activity that's so intimately related to the public interest as to mandate performance by federal employees.	I		U	IG - This FTE exerts ultimate control over the acquisition, use, or disposition of Agency property.
Inherently Governmental	In accordance with the <i>FAIR Act, Public Law 105-270</i> , an activity that's so intimately related to the public interest as to mandate performance by federal employees.	I		V	This FTE makes final determinations regarding allocability, eligibility, allowableness, and/or reasonableness of activity.
Inherently Governmental	In accordance with the <i>FAIR Act, Public Law 105-270</i> , an activity that's so intimately related to the public interest as to mandate performance by federal employees.	I		W	This FTE makes final determination regarding eligibility and compliance with all requirements, policy and/or guidance.
Inherently Governmental	In accordance with the <i>FAIR Act, Public Law 105-270</i> , an activity that's so intimately related to the public interest as to mandate performance by federal employees.	I		X	Approves and signs funding recommendations.
Inherently Governmental	In accordance with the <i>FAIR Act, Public Law 105-270</i> , an activity that's so intimately related to the public interest as to mandate performance by federal employees.	I		Y	This FTE obligates the Agency to a course of action.