



UNITED STATES DEPARTMENT OF COMMERCE
Chief Financial Officer and
Assistant Secretary for Administration
Washington, D.C. 20230

DEC 02 2010

MEMORANDUM FOR: Department of Commerce Grants Council

From: Helen Hurcombe **Signed**
Senior Procurement Executive &
Director for Acquisition Management

Subject: Waiver for Publication of Notices of Funding Availability in
The *Federal Register*

The attached memorandum from the Chief Counsel for Regulation announces the decision of the Office of the Assistance General Counsel for Legislation and Regulation to discontinue the policy which requires the publication, in the *Federal Register*, of Notices of Funding Availability (NOFAs) and other notices seeking proposals for grants and cooperative agreements. This decision was reached in consultation with the Federal Assistance Law Division (FALD) in the Office of the General Counsel for Finance and Litigation in response to numerous inquiries from departmental agencies. After careful study of the issue, it was determined that the policy of publishing NOFAs and other similar notices in the *Federal Register* would be discontinued.

This decision is effective November 29, 2010. The purpose of this memorandum is to advise all agencies that the requirements for the publication of NOFAs in the *Federal Register* set forth in Chapter 19 of the Department of Commerce Grants and Cooperative Agreements Manual are hereby waived. FALD and the Office of Acquisition Management Grants Management Division will collaborate to make the appropriate policy revisions in the Grants Manual to implement this decision.

Attachment