



Delta Regional Authority Lapse Plan for FY 2024

As required by section 124 of the Office of Management and Budget Circular A-11, this document (DRA Lapse Plan) outlines the Delta Regional Authority's (DRA) plan for operating in the event of a lapse in appropriations. The purpose of the DRA Lapse Plan is to ensure that DRA, as an executive agency of the U.S. Government, can perform an orderly suspension of programs and operations should a lapse occur, while continuing those limited activities authorized to continue in such an event.

Appropriations to the Authority have been made on a "no-year" basis, and specifically, "remain available until expended," which means that the Authority can incur obligations against such budget authority indefinitely, per OMB Circular A-11, Section 20. All funds for the administration of the Office of the Federal Co-Chairman, funds for payment of the Federal share of the administrative expenses of the Authority, and funds for programmatic activities are derived from a "lump sum" no-year appropriation. Additionally, the Bipartisan Infrastructure Law (Infrastructure Investment and Jobs Act) provided additional no-year funding beyond that provided in the annual appropriations. Such funding is available to support operations in the near term.

The Delta Regional Authority's administrative expenses are resourced by both the federal government and by contribution of its member states. The contributions of the states are also budget authority available to DRA on "no-year" basis.

Regardless of the status of its full-year 2024 appropriation, the Authority may continue to incur obligations to the extent that those obligations can be funded by balances from its prior "no year" appropriations.

Therefore, through its prior-year balances, the Authority could fund the administrative activities of both the Office of the Federal Co-Chairman and the Authority for an extended period of time. Should a lapse in appropriations extend for a prolonged period, DRA will begin to take measures to gradually shut down activities, such as curtailing travel, delaying or reducing non-essential administrative contracts, and furloughing staff.

Additionally, DRA will use no-year funding that exceeds its annual administrative expenses to fund its congressionally mandated infrastructure-investment fund: States' Economic Development Assistance Program.

Should a complete shutdown of DRA operations become necessary, the agency will furlough all employees except the Federal Co-Chair, Special Advisor, Chief Administrative Officer, and Director of

Finance to finalize the complete shutdown activities and to protect government property. Those employees will work with OMB and GSA to secure files and records, protect confidential material and government property, make notifications of the suspension of DRA activities, and perform any necessary administrative functions relevant to the shutdown.

The Federal Co-Chair and staff will work with OMB and GSA prior to that point as necessary to ensure files and records are secure, confidential material and government property are protected, notifications of the suspension of DRA activities are made, and any necessary administrative functions relevant to the shutdown are performed.

Delta Regional Authority FY 2024 Lapse Plan during Appropriations Hiatus

| Lapse Plan Summary Overview | |
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| Estimated time (to nearest half day) required to complete shutdown activities: After prior year funds are exhausted. | .5 days |
| Total number of agency employees expected to be on board before implementation of the plan | 23 FTEs |
| Total number of employees to be retained under the plan for each of the following categories: | |
| Compensation is financed by a resource other than annual appropriations: | 23 FTE |
| Necessary to perform activities expressly authorized by law: | 0 FTE |
| Necessary to perform activities necessarily implied by law: | 4 FTE |
| Necessary to the discharge of the President’s constitutional duties and powers: | 0 FTE |
| Necessary to protect life and property: | 4 FTE |
| Brief summary of significant agency activities that will continue during a lapse: | |
| No significant activities will cease as long as prior year funding is available to cover those activities, at which time those prior year funds are exhausted all activities within the agency will cease. | |
| Brief Summary of significant agency activities that will cease during a lapse: | |
| Economic development activities such as issuing grants or reimbursing state and local agencies for expenditures on approved federal financial assistance awards. | |