



EQUITABLE SHARING WIRE

January 28, 2020

Conforming ESAC Filings with Agencies' Accounting Methods

The Guide to Equitable Sharing for State, Local, and Tribal Law Enforcement (2018), Section VI.A.7, requires agencies to report all transactions on their annual Equitable Sharing Agreement and Certification (ESAC) using only cash-based accounting methods. However, some agencies use accrual-based, rather than cash-based accounting methods. To make ESAC filing simpler, agencies may now file their ESACs using their agencies' accounting method. This means that agencies that use accrual accounting methods may now file their ESAC's using accrual accounting methods. Agencies that use cash-based accounting methods should continue to file their ESACs using cash-based accounting.

Suspension and Debarment Requirements

Equitable sharing funds are federal financial assistance and may not be used to purchase goods and services from entities prohibited from receiving federal funds due to a suspension or debarment. Consequently, agencies, in coordination with their jurisdictions' procurement personnel, must establish and implement procedures to ensure compliance with this requirement. These procedures apply to all qualifying purchases under applicable federal regulations in accordance with 2 C.F.R. § 180.200-225 (2020).

Before doing business with any vendor, agencies should review the [System for Award Management](#) (SAM) to determine whether a vendor has an exclusion status. This requirement ensures that the federal government and recipients of equitable sharing funds conduct business only with persons who are not prohibited from receiving federal funds.



Key Contacts

Program and Use of Funds Questions
MLARS.ESProgram@usdoj.gov

Subscription

To **subscribe** or **unsubscribe** to or from this email, please send a plain text email to eqeswire-subscribe@lists.usdoj.gov or eqeswire-unsubscribe@lists.usdoj.gov.

Websites

Department of Justice Equitable Sharing Program
www.justice.gov/criminal-mlars/equitable-sharing-program

Treasury Executive Office for Asset Forfeiture

www.treasury.gov/about/organizational-structure/offices/Pages/The-Executive-Office-for-Asset-Forfeiture.aspx