



FACT SHEET

PROCUREMENT



As a pass-through entity for Federal Education funds, the Nebraska Department of Education (NDE) is providing this fact sheet to assist Federal program subrecipients.

This information is being provided by the NDE as general compliance guidance only. Subrecipients of Federal funds should refer to the full text of the regulation provided when undertaking construction projects supported through federal funds. Please note that this Fact Sheet does not address Federal requirements specifically related to construction procurement contracts using Federal grant funds.

This document is not a substitute for the advice of your own attorney and/or law firm licensed to practice law in the state of Nebraska. In reading and applying Federal law, we recommend that you seek and obtain the advice of counsel with questions of application, interpretation, and/or to ensure that use of this information is appropriate to your particular situation.

Methods of Federal Procurement

2 CFR 200 is the guiding policy for all federal grants and recipients of federal program funds are required to comply. Please review [2 CFR 200.319](#) and , [2 CFR 200.320](#) for guidance.

All procurement transactions under the Federal award must be conducted in a manner that provides full and open competition and is consistent with the standards of this section.

[2 CFR 200.320](#) outlines the following methods of procurement:

Procurement Method	Description	Threshold	Requirements
Micro-Purchase	Small purchases that do not require competitive quotes.	≤ \$10,000 (Federal default) or up to \$50,000 with self-certification	Price must be reasonable; documentation required; equitable distribution encouraged.
Simplified Acquisition	Informal method for moderate purchases.	> Micro-purchase threshold and ≤ Simplified Acquisition Threshold (SAT) (typically \$250,000)	Requires price or rate quotations from adequate number of qualified sources.
Formal Procurement	Used for large purchases requiring sealed bids or proposals.	> Simplified Acquisition Threshold	Must follow competitive bidding procedures and documented procurement policies.
Noncompetitive Procurement	Used when competition is not feasible (e.g., sole source, emergency).	Does not exceed Micro-Purchase threshold (up to \$50,000), must meet specific criteria	Must justify use and document rationale. Must be authorized by awarding agency/pass-through entity. Subject to strict oversight.

Required Contract Elements

As a subrecipient of Federal funds your organization is responsible for the have written procedures for procurement transactions. [2 CFR 200.319\(d\)](#)

Note: Subrecipient organizations may impose more stringent procurement policies and/or procedures than those required by 2 CFR 200 if they so choose.

Methods of State Procurement

Please refer to the following information: [Nebraska DAS: Materiel Purchasing Bureau](#).

Federal Compliance Monitoring

As part of NDE's annual Federal Compliance Monitoring program, NDE staff will review agency policy and procedure records. Grant Compliance Auditors will conduct these reviews using the requirements outlined in 2 CFR Part 200, along with other applicable federal regulations and guidelines.

Technical Assistance

Any questions relative to the contents of this document, please contact: nde.bgmhelp@nebraska.gov.

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