Upon receipt of a reimbursement notice in a No FEAR Act case, an agency has 45 business days to repay the Judgment Fund or contact the Judgment Fund Branch at 3140.20—No FEAR Act – Agencies' Reimbursement Obligations.

The Interpretation of Federal Financial Accounting Standards, Interpretation No. 2, requires that agencies provide supporting information for the reported receivables. In the third quarter, agencies must respond by the deadline provided annually of that year. Agencies must provide supporting information for the reported receivables.

The Department of the Treasury's regulations at 3145.10—Accounting for Non-Reimbursable Payments facilitate the reconciliation and reporting of these receivable balances and improves the quality of agency reporting.

For information on the accounting for the Judgment Fund, contact: Treasury regulations at 3130.10—General Guidance for Requesting Payments. Fiscal Service reports receivables arising from payments under the Contract Disputes Act, No FEAR Act, and includes them in the appropriate disclosures in accordance with OMB Circular No. A-136.

This chapter prescribes guidance, procedures, and any necessary form to submit requests for payment from the Judgment Fund for certain judgments and settlements against the United States. This chapter supplements the Department of the Treasury's (Treasury) regulations at 3120—Terms & Definitions and 3130—General Guidance for Requesting Payments. The following is a brief scenario for recording transactions related to a non-reimbursable Judgment Fund payment.

In accordance with SFFAS No. 4, as amended by SFFAS No. 30, Section 3140—Agencies' Reimbursement Obligations, the Department of the Treasury's (Treasury) regulations at 3130—General Guidance for Requesting Payments provides for payment of the award or settlement from the Judgment Fund, and requires agencies to recognize liabilities and expenses when unfavorable litigation outcomes are probable and the amount can be estimated.

Agency's Reimbursement Obligations.

An agency has determined that the probability of a legal claim ending in a loss against the federal agency is probable and the loss can be estimated. The agency recognizes an expense and contingent liability for the full amount of the expected loss. Fiscal Service's Relevant SFFAS, such as SFFAS Nos. 4, 5, and 30 (see page 1), require agencies to recognize liabilities and expenses when unfavorable litigation outcomes are probable and the amount can be estimated.

Agency's Reimbursement Obligations.

If an insurance company or some other insurer has not made payment to or on behalf of the insured claimant (for instance, the responsible agency must document the insurer’s authority to collect that amount on behalf of the insured claimant. If the agency has arranged a reimbursement plan with Fiscal Service, then the federal agency reverses the contingent liability and records an accrued liability and operating expense.

An agency has determined that the probability of a legal claim ending in a loss against the federal agency is probable and the loss can be estimated. The agency recognizes an expense and contingent liability for the full amount of the expected loss. Agency's Reimbursement Obligations.

Awards or settlements are monetary (that is, they require the payment of specific sums of money awarded against the United States), final, and non-reimbursable. Awards or settlements are final, non-reimbursable.

Certain judicial and administrative monetary awards against the United States, and awards or settlements are final, non-reimbursable. The Department of the Treasury's regulations at 3130—General Guidance for Requesting Payments requires agencies to reimburse the Judgment Fund for payments made pursuant to the Contract Disputes Act, No FEAR Act, and includes them in the appropriate disclosures in accordance with OMB Circular No. A-136.

Part 31, Fiscal Service certifies payments from the Judgment Fund when the following four criteria have been met:

1. The responsible agency is an entity that has been identified to Fiscal Service as eligible to receive payments from the Judgment Fund.
2. The responsible agency has provided all necessary information to Fiscal Service to support the payment request.
3. The responsible agency has reviewed and approved the payment request.
4. The responsible agency has not previously received payment for the same amount.

Payment may not legally be made from any other source of funds. Awards or settlements are final, non-reimbursable. Fiscal Service's website provides the policies for federal program agencies to account for and report judgment fund payments. Fiscal Service's website identifies the responsible agency for each payment and provides the policies for federal program agencies to account for and report judgment fund payments. Fiscal Service's website for the full text of FASAB's Executive Order 256.40 lists before making payments.

Certain judicial and administrative monetary awards against the United States, and awards or settlements are final, non-reimbursable. Pages 2301, 2300, and 2299 require agencies to reimburse the Judgment Fund for payments made pursuant to the Contract Disputes Act, No FEAR Act, and includes them in the appropriate disclosures in accordance with OMB Circular No. A-136.

To retrieve the Interpretation, visit the Fiscal Service's website. The agency remains on this report until it reimburses the Judgment Fund or makes written arrangements for reimbursement. Fiscal Service's website lists before making payments.