



FISCAL YEAR  
**2023**

**AGENCY  
FINANCIAL  
REPORT**









# U.S. DEPARTMENT OF COMMERCE

---

FISCAL YEAR

**2023**

**AGENCY  
FINANCIAL  
REPORT**









# Table of Contents

Message From Secretary Raimondo (Unaudited)	IV
How to Use This Report (Unaudited)	VI
<b>Management’s Discussion and Analysis (Unaudited)</b>	<b>1</b>
Mission and Organization	2
Strategic Planning and Performance	5
The Department of Commerce Process for Strategic Planning and Performance Reporting	6
Organizational Performance Overview	10
Looking Forward	19
Climate Change	21
Financial Performance	23
Analysis of FY 2023 Financial Statements	24
Financial and Performance Impact of COVID-19	30
Stewardship Investments	31
Limitations of the Financial Statements	35
Systems, Controls, and Legal Compliance	37
Management Controls	38
Statement of Assurance	38
Federal Managers’ Financial Integrity Act (FMFIA) of 1982	39
Federal Financial Management Improvement Act (FFMIA) of 1996	39
Enterprise Risk Management (ERM)	40
Report on OIG Audit Follow-up	42
Compliance With Other Laws and Regulations	43
Financial Management Systems	43
<b>Financial Section</b>	<b>45</b>
Message From the Chief Financial Officer (Unaudited)	46
Independent Auditors’ Report	47
Principal Financial Statements	57
Introduction to the Principal Financial Statements	58
Consolidated Balance Sheets	59
Consolidated Statements of Net Cost	60
Consolidated Statements of Changes in Net Position	61
Combined Statements of Budgetary Resources	63
Notes to the Financial Statements	65
Required Supplementary Information (Unaudited)	141
<b>Other Information (Unaudited)</b>	<b>153</b>
Office of Inspector General Summary on Top Management and Performance Challenges	154
Summary of Financial Statement Audit and Management Assurances	157
Payment Integrity	158
Civil Monetary Penalties’ Adjustments for Inflation	160
Oversight of Expired Grant and Cooperative Agreement Awards	167
Climate-Related Financial Risk	172
<b>Appendix (Unaudited)</b>	<b>173</b>
Glossary of Acronyms	174
Connect With the Department of Commerce	178
Acknowledgements	179
Certificate of Excellence in Accountability Reporting	179



# Message From Secretary Raimondo



I am pleased to present the fiscal year (FY) 2023 *Agency Financial Report* (AFR) for the Department of Commerce. The AFR is an opportunity for us to highlight the Department's accomplishments and challenges in FY 2023, while also providing information on financial management and performance.

The mission of the Department of Commerce is to create the conditions for economic growth and opportunity for all communities. The FY 2022 to 2026 strategic plan was launched in February 2022 and prioritizes investments in innovation, equity, and resilience that will position our workers and businesses for success in the 21<sup>st</sup> century. Universal affordable, high-speed internet will help workers and businesses develop cutting edge skills and technologies. Meaningful action to combat climate change will support new, high-quality jobs. Our supply chains will be stronger and more diverse. And all Americans, especially those that have been historically excluded, will share in our prosperity.

The Department continues to support President Biden's promise to provide high-speed Internet for every American by helping to make progress toward closing the digital divide. The Department is helping to lead the charge by investing billions of dollars to expand and improve high-speed internet networks and make service more affordable for low-income Americans. Additionally, the Department has significant investments to connect tribal lands and transform the way their communities work, learn, and access health care. The Department is proud to be leading the charge to finish the job to provide high-speed internet access to all Americans and finally close the digital divide in the United States once and for all.

The Department celebrated the first anniversary of the historic CHIPS and Science Act on August 9, 2023. Signed into law by President Biden, the law invests \$50 billion to boost U.S. manufacturing, bring supply chains back to our shores, and protect national security. The CHIPS and Science Act will enhance the competitiveness of the American semiconductor industry to reduce reliance on other countries for semiconductor manufacturing, while protecting our long-term national security and strengthening the U.S. economy. In FY 2023, the Department of Commerce released its first notice of funding opportunity (NOFO) targeting commercial manufacturing facilities, and later opened it to include large supply chain and material equipment projects. In response, more than 460 statements of interest have been submitted by companies eager to manufacture semiconductors in the United States. The Department of Commerce later announced its second NOFO on September 29, 2023, which opens CHIPS funding eligibility to smaller supply chain projects and businesses, specifically to projects with capital investments below \$300 million. In FY 2024 and beyond, the Department will work to take the necessary steps to ensure that the CHIPS and Science Act initiatives will be a success, as this program will boost domestic manufacturing of chips, make supply chains more resilient, and unleash the next generation of innovation by investing in the industries of the future.



The enclosed report creates transparency on the sources and uses of the taxpayer funds that support these efforts. The American public deserves no less.

I am pleased to report that our financial management systems are in substantial compliance with the Federal Financial Management Improvement Act of 1996, applicable financial systems requirements, federal accounting standards, and the U.S. Standard General Ledger, all at the transaction level. In accordance with Office of Management and Budget (OMB) Circulars A-136 and A-11, the financial and performance data published in this report are substantially complete and reliable.

For the twenty-fifth year in a row, the independent auditors tasked with reviewing our financial statements have provided an unmodified opinion. However, one material weakness was identified involving improvement needed in controls over accounting for certain property, plant, and equipment and heritage assets. We will take the appropriate corrective actions to strengthen controls in this area in FY 2024.

The Federal Managers' Financial Integrity Act of 1982 (FMFIA) and OMB Circular A-123 provide the framework within which Departmental and operating unit managers may determine whether adequate internal controls are in place and operating as they should. We rely on a wide range of studies conducted by programmatic and administrative managers, the Office of Inspector General, the Government Accountability Office, and others to assist in this effort. Based on activities undertaken during FY 2023, the Department is able to provide an unmodified statement of assurance that its internal controls and financial management systems meet the objectives of the FMFIA, except for the material weakness identified by the auditors. Additional detailed performance information and results will be released in the Annual Performance Report in February 2024.

I am proud of the work achieved by the Department and look forward to the path set forward for future success. As we continue to pursue the strategic goals of the Department, we will remain committed to being good stewards of taxpayer dollars, bringing the highest possible return on America's investment in Commerce Department programs. By amplifying America's greatest strengths – our unrivaled innovation, our diversity of talent and communities, and our resilience in the face of unprecedented challenges – we will outcompete everyone.



Gina M. Raimondo  
Secretary of Commerce  
November 13, 2023



# How to Use This Report



This Agency Financial Report (AFR) for the fiscal year ended September 30 (FY) 2023 provides the Department of Commerce’s financial and summary performance information in accordance with OMB Circular A-136, *Financial Reporting Requirements*.

The Department has chosen to produce an AFR. The Department will provide performance results in the FY 2025 Congressional Budget in conjunction with performance plan information as the “FY 2023 Annual Performance Report and FY 2025 Annual Performance Plan” for each bureau and will post it on the Department’s website at <https://www.commerce.gov/about/budget-and-performance>.

The Department’s annual AFR is available on the Department’s website at <https://www.commerce.gov/ofm/agency-financial-reports>. The Department welcomes feedback on the form and content of this report, and contact information for providing feedback is located in the Connect with the Department of Commerce section of this report.

This report is organized into the following major components:

## **STATEMENT FROM THE SECRETARY OF COMMERCE (Unaudited)**

The Secretary’s statement includes an assessment of the reliability and completeness of the financial and summary performance information presented in the report and a statement of assurance on the Department’s management controls as required by the Federal Managers’ Financial Integrity Act (FMFIA).

## **MANAGEMENT’S DISCUSSION AND ANALYSIS (MD&A) (Unaudited)**

This section provides an overview of the financial and summary-level performance information contained in the Performance Summary, Financial Section, and Other Information. The MD&A includes an overview of the summary of the strategic planning process and performance information, financial performance information to include the FY 2023 financial condition and results, as well as information on financial systems, controls, and legal compliance.

## **FINANCIAL SECTION**

This section contains details of the Department’s finances in FY 2023. A message from the Department’s Chief Financial Officer (unaudited) is followed by the independent auditors’ report, audited financial statements and notes, and required supplementary information (unaudited).

## **OTHER INFORMATION (Unaudited)**

This section provides the Office of Inspector General’s (OIG) summary on top management and performance challenges, a summary of financial statement audit and management assurances, payment integrity information, a schedule of civil monetary penalties’ adjustments for inflation, a summary of oversight of expired grant and cooperative agreement awards, and a summary of climate-related financial risk.

## **APPENDIX (Unaudited)**

This section provides a glossary of acronyms, ways to connect with the Department of Commerce, acknowledgements, and Certificate of Excellence in Accountability Reporting information.





# MANAGEMENT'S DISCUSSION AND ANALYSIS (Unaudited)





# Mission and Organization



## Mission

The Department of Commerce's mission is to create the conditions for economic growth and opportunity for all communities.

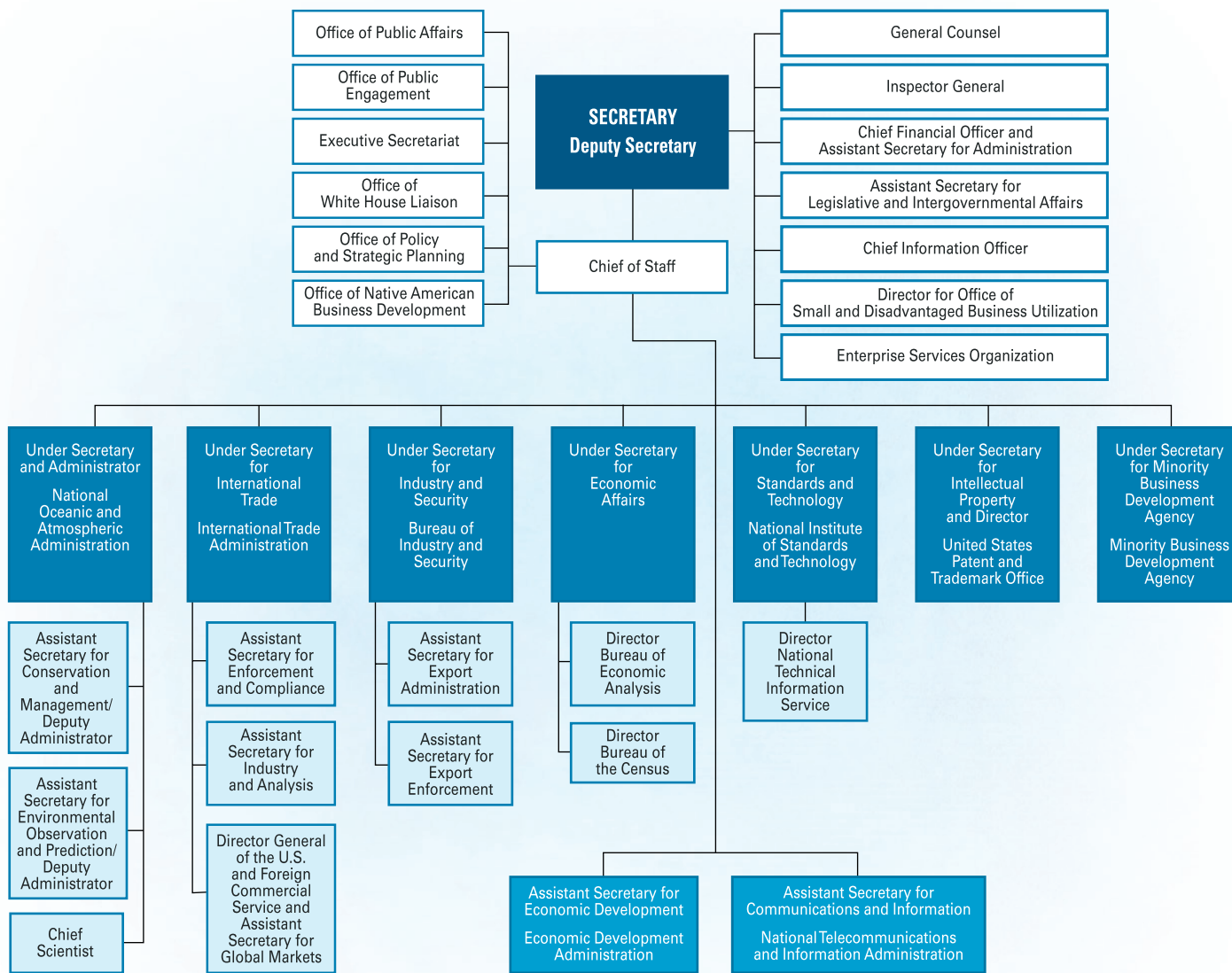
## Organization

The Department's headquarters offices and component bureaus, listed below, implement over 225 budgeted programs and activities:

- Office of the Secretary (OS)
- Office of Inspector General (OIG)
- Bureau of Economic Analysis (BEA)
- Bureau of Industry and Security (BIS)
- Census Bureau (Census)
- Economic Development Administration (EDA)
- International Trade Administration (ITA)
- Minority Business Development Agency (MBDA)
- National Institute of Standards and Technology (NIST)
- National Oceanic and Atmospheric Administration (NOAA)
- National Technical Information Service (NTIS)
- National Telecommunications and Information Administration (NTIA)
- Office of the Undersecretary for Economic Affairs (OUSEA)
- U.S. Patent and Trademark Office (USPTO)



## U.S. DEPARTMENT OF COMMERCE



### Workforce

As of September 30, 2023, the Department had approximately 49,100 employees. The Department’s workforce ranges from uniformed service officers in the NOAA Commissioned Officer Corps, diplomats who are Foreign Commercial Service Officers, badged law enforcement officers in BIS, patent examiners at USPTO, to a wide variety of other civil service employees who deliver critical services directly to U.S. businesses and the public.

### History and Enabling Legislation

The Department was originally established by Congressional Act on February 14, 1903, as the Department of Commerce and Labor (32 Stat. 826; 5 U.S.C. 591). It was subsequently renamed the U.S. Department of Commerce by President William H. Taft on March 4, 1913 (15 U.S.C. 1512). The defined role of the new Department was “to foster, promote, and develop the foreign and domestic commerce, the mining, manufacturing, and fishery industries of the United States.”

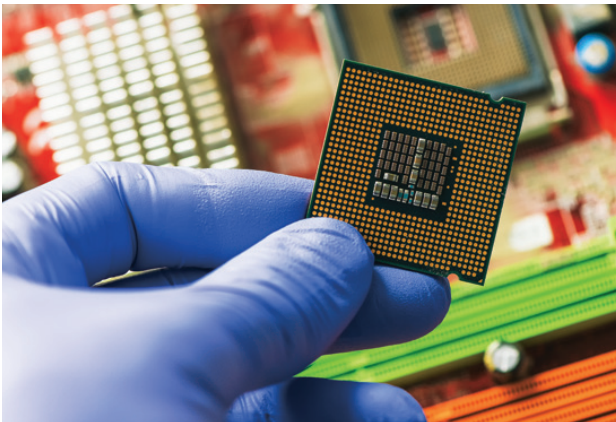


## Locations

The Department is headquartered in Washington, D.C., at the Herbert Clark Hoover Building, 1401 Constitution Ave NW. The Department has field offices in every state and territory. The largest is the multibureau campus and laboratories in Boulder, CO. The Department also maintains trade offices in more than 86 countries.

## Impact on the American Public

The Department of Commerce's mission is to create the conditions for economic growth and opportunity for all communities. Through its 13 bureaus, the Department works to drive U.S. economic competitiveness, strengthen domestic industry, and spur the growth of quality jobs in all communities across the country. The Department serves as the voice of business in the federal government, and at the same time, the Department touches and serves every American every day. The Department fosters the innovation and invention that underpin the U.S. comparative advantage. Its scientists research emerging technologies such as quantum computing and artificial intelligence (AI). Companies use NIST and NTIA laboratories to conduct research and development (R&D). NOAA advances R&D of the commercial space industry and climate science. USPTO's intellectual property (IP) protections ensure American innovators profit from their work.



The Department helps lay the foundation for a strong manufacturing and industrial base comprised of world class businesses. NIST develops and disseminates standards that allow technology to work seamlessly and business to operate smoothly. NIST, MBDA, and ITA support firms as they grow—adopting new technologies or processes, entering new export markets for the first time, investing in the U.S. market for the first time, accessing capital, and training workers. EDA prepares regions and communities for greater economic development and resilience. NTIA is working to bring reliable high-speed internet to all homes and businesses.

The Department promotes trade and commercial agreements that bring new opportunity to U.S. businesses and maintain national security. The Department facilitates international collaboration to solve industrial challenges from supply chain resilience to decarbonization. ITA provides market research and networking opportunities that help American companies begin exporting their products and services. BIS enforces export controls that keep U.S. technology out of the wrong hands.

Recognizing the inextricable link between the economy and the environment, the Department will drive mitigation, adaptation, and resilience efforts that use bureau core competencies and support the President's whole-of-government approach to tackling the climate crisis. These efforts include acceleration of clean technology deployment, particularly through ITA's focus on clean technology exports; and providing actionable climate information and tools through NOAA's climate services.

The Department provides vast amounts of data to inform better decisions for business, government, and the public, making it "America's data agency." NOAA provides weather forecasts and climate models that help emergency managers keep Americans out of harm's way during extreme weather events. The Census Bureau delivers essential data on the U.S. population and economy, including the decennial census of people and households. BEA produces the national economic accounts, including gross domestic product (GDP). IP, trade, and scientific measurement data are among the other sets of information whose value the Department wants to maximize.



MANAGEMENT'S DISCUSSION AND ANALYSIS

# STRATEGIC PLANNING AND PERFORMANCE





# The Department of Commerce Process for Strategic Planning and Performance Reporting

## Background on Strategic Planning and Required Monitoring

---

The Government Performance and Results Act (GPRA) and the Modernization Act of 2010 (GPRAMA) require federal agencies to publish a new strategic plan by the first Monday in February following the year in which the term of the President begins. Additionally, the Foundations for Evidence-Based Policymaking Act of 2018 (Evidence Act) complements GPRAMA through evaluation and evidence-building activities that answer priority questions that are relevant to the programs, policies, and regulations of the agency. These questions are included in the Department's Learning Agenda and Annual Evaluation Plan.

In February 2022, the Secretary of Commerce launched the Department's 2022 – 2026 Strategic Plan and Learning Agenda in accordance with GPRAMA and the policies and timetable established by the Office of Management and Budget (OMB).

Development of the Strategic Plan and Learning Agenda included collaboration across all bureaus and offices as well as key political and career leadership. The effort was led by the Office of the Secretary Performance Excellence Office and the Department Evaluation Office. The Strategic Plan includes new strategic goals and objectives, Agency Priority Goals, strategies, key performance indicators, and learning priorities in line with guidance from the Secretary, the Office of Strategic Planning and Policy, and the White House. The Learning Agenda identifies short and long-term strategic questions (i.e., questions about how, how well, and how should programs, policies, and regulations function) and operational questions (i.e., questions that inform or assess operations such as human resources, grant-making, and internal processes).

In the spring of 2023, the Department conducted the OMB-required Annual Strategic Review (ASR) of progress implementing the 2022 – 2026 Strategic Plan. The ASR findings were delivered to OMB in July. A summary of the ASR performance information, as of FY 2023, is included in this report.

During the summer of 2023, the Department prepared the initial draft Annual Performance Plan and Report (APPR). This draft was submitted to OMB, for review, in September along with the Department's FY 2025 Budget Justification. While this draft provided only partial information on FY 2023 key performance indicator results, it also included details on strategic objective milestones achieved by the Department and establishes key performance indicator targets for the next two fiscal years. The final APPR will be published in February 2024. It will include the Department's complete organizational performance information as of September 30, 2023, and will be sent to Congress with the President's Budget.

## Commerce Strategic Plan Monitoring

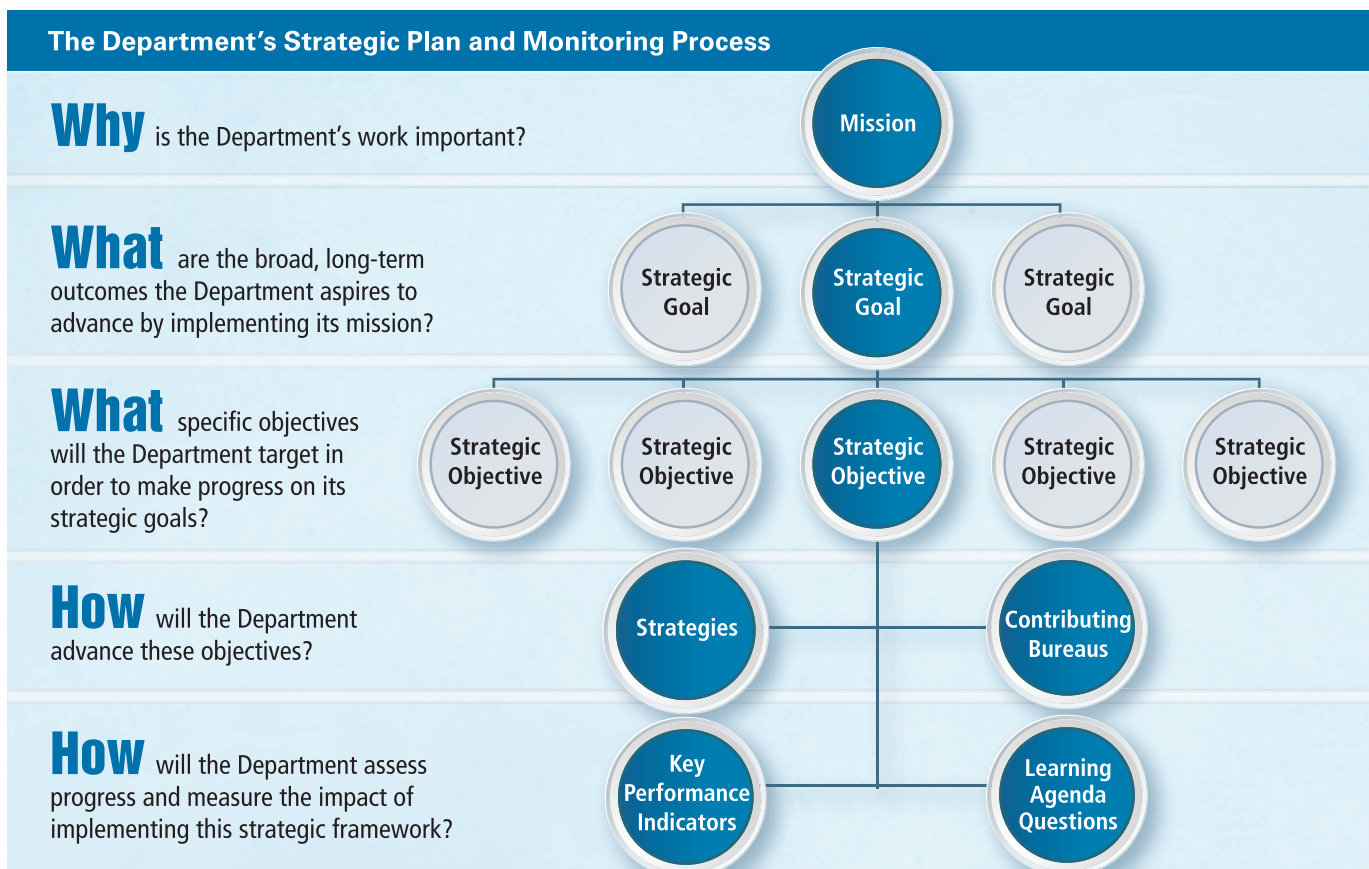
---

Each spring, the Department's Deputy Secretary, in his role as Chief Operating Officer, conducts an internal ASR to assess progress on each of the Strategic Objectives listed in the Strategic Plan. The ASR process includes deliberations by multi-bureau Strategic Objective teams. These team meetings foster learning and inform revisions to strategies and key performance indicators. Upon completion of the internal ASR, the Deputy Secretary meets with OMB leadership to discuss Strategic Plan progress, major actions, risks, and opportunities based on data, key performance indicators, and milestones.

This year, the Department also conducted an internal review of how the major operating units monitor organizational health and performance. The Department has maintained a robust systems-based framework and monitoring approach across all major operating units for more than a decade. The review of this framework and approach determined that they are highly effective in monitoring and addressing organizational health and performance.

The Department uses a systems-based management framework that empowers every employee to participate in performance management. This framework aligns and integrates leadership, strategic planning, employee engagement, process management, business information, and customer input into feedback loops that produce continuous learning and improvement. The Department uses key performance indicators, Enterprise Risk Management, and program evaluation to increase evidence to support the Department's budget formulation and decision-making. This structure complies with guidance from OMB, the GPRAMA, and the Evidence Act.

The infographic below illustrates the structure of the Department's strategic plan and monitoring process.



The Evidence Act requires that the Learning Agenda is part of the Department's Strategic Plan, covers the same four-year period, and addresses priority questions across the entire Agency. The Learning Agenda and strategic planning processes leverage and inform each other. This linkage ensures that Learning Agenda questions are aligned with strategic goals and objectives, thereby making the resulting evidence and Key Performance Indicators (KPIs) relevant for timely decision-making.



The Learning Agenda and Strategic Plan are reviewed annually to ensure updates properly answer the Department's priority questions, assess progress on strategic objectives, shift Department priorities or planned actions, change contexts or strategies within which the Department operates, include input from relevant stakeholders, and address emergent needs. Developing and regularly analyzing the documents together allows evidence to inform strategy from the outset and also allows the Department to properly assess progress and ensure the right set of KPIs are in place to measure program impacts. More detailed information on the linkage between the Learning Agenda and the Strategic Framework can be found in OMB Circular A-11 Sections 290.8 and 290.9.

## Strategic Goals and Objectives

---

The Department of Commerce Strategic Plan is organized by Strategic Goals, Strategic Objectives, Strategies, and Key Performance Indicators. This strategic planning structure follows the standardized OMB **Federal Performance Framework** and is used to organize content in all federal agencies' APPRs.

The Strategic Goal areas are major elements of the Department's mission and mission-support functions. Strategic Goals typically include three to seven Strategic Objectives that state specific important outcomes the Department aims to achieve (e.g., increase international cooperation and commerce). Strategies are the approaches that will be used to achieve a strategic objective (e.g., increase U.S. Exports by broadening access to the Department's network, programs, and services for the U.S. small and medium-sized businesses with a focus on the Nation's underserved communities). Key Performance Indicators are measures of success (e.g., number of export clients assisted).

The chart on the following page summarizes the strategic goals and objectives established in the Department's 2022 – 2026 Strategic Plan. The full plan is online at <https://www.commerce.gov/about/strategic-plan> and at <https://www.performance.gov/agencies/doc/>.

**Strategic Goals and Objectives of the 2022 – 2026 Strategic Plan**

Strategic Goals	Strategic Objectives
<p><b>Goal 1 –</b> Drive U.S. Innovation and Global Competitiveness</p>	1.1 – Revitalize U.S. manufacturing and strengthen domestic supply chains
	1.2 – Accelerate the development, commercialization, and deployment of critical and emerging technologies
	1.3 – Increase international cooperation and commerce
	1.4 – Protect national security interests and enforce trade rules
	1.5 – Promote accessible, strong, and effective intellectual property rights to advance innovation, creativity, and entrepreneurship
	1.6 – Improve the Nation’s cybersecurity and protect federal government networks
	1.7 – Advance U.S. leadership in the global commercial space industry
<p><b>Goal 2 –</b> Foster Inclusive Capitalism and Equitable Economic Growth</p>	2.1 – Drive equitable, resilient, place-based economic development and job growth
	2.2 – Build sustainable, employer-driven career pathways to meet employers’ need for talent and to connect Americans to quality jobs
	2.3 – Advance entrepreneurship and high-growth small and medium-sized enterprises
	2.4 – Expand affordable, high-quality broadband to every American
<p><b>Goal 3 –</b> Address the Climate Crisis Through Mitigation, Adaptation, and Resilience Efforts</p>	3.1 – Increase the impact of climate data and services for decisionmakers through enhanced service delivery and improved weather, water, and climate forecasts
	3.2 – Strengthen coastal resilience and advance conservation and restoration of lands and waters for current and future generations
	3.3 – Accelerate development and deployment of clean technologies
	3.4 – Embed climate considerations across Department programs
<p><b>Goal 4 –</b> Expand Opportunity and Discovery Through Data</p>	4.1 – Implement evidence-based decision-making within the Department of Commerce to increase program and policy impact
	4.2 – Modernize economic and demographic statistics to better meet business, policymaker, and community needs
	4.3 – Improve Commerce data usability and advance ethical, responsible, and equitable data practices
<p><b>Goal 5 –</b> Provide 21st Century Service with 21st Century Capabilities</p>	5.1 – Effectively implement new Department of Commerce authorities and investments
	5.2 – Optimize workforce and diversity, equity, and inclusion practices
	5.3 – Equitably deliver exceptional customer experience
	5.4 – Make Department facilities and operations more sustainable and efficient
	5.5 – Modernize mission support processes and infrastructure



# Organizational Performance Overview

## Fueling Leading-Edge Performance Management

---

The Department of Commerce made marked improvements during 2023 to mature the integration of Diversity, Equity, Inclusion, and Accessibility (DEIA) and Customer Experience (CX) components into its systems-based performance management approach. In close collaboration with the Department's newly appointed Chief Diversity Officer, the Performance Office designed and developed an internal dashboard to track and report progress on the Department's 2022 – 2024 DEIA Strategic Plan. Additionally, the Department integrated progress oversight of two OMB-designated High Impact Service Providers (HISPs) into its performance monitoring and reporting processes. Previously, oversight of the U.S. Patent and Trademark Office (USPTO) and Census Bureau HISP activities were a stand-alone process, but now the CX lessons learned and best practices are shared across the Department's performance community of practice. HISP progress tracking is now integrated into the Department's APPR.

As a premier federal statistical agency, the Department strives to lead the way to improve how data is made more easily accessible and useful for the American public. Consistent with the Evidence Act imperatives for data accessibility, the Department maintains Commerce Performance Data Pro (<https://performance.commerce.gov/>), a website that provides the American public an interactive online tool for learning more about the Department of Commerce, its strategic objectives, and the progress the Department is making. This website is an excellent example of how the federal government is making performance data more easily accessible and useful for the public. By using Commerce Performance Data Pro, the American public can easily understand the progress the Department of Commerce is making. Researchers, businesses, and interested citizens will appreciate the website's engaging stories and data about the Department's programs that impact daily life. Users can interact with performance data, monitor the Department's efforts to strengthen the U.S. economy, and learn more about efforts to improve many critical services.

The Commerce Performance Data Pro website provides citizens who are interested in the Department and want information on its progress with the following tools and capabilities:

- Featured **Commerce Impact Stories** about the Department's focus areas and new strategic initiatives
- **Citizen's View Dashboards** that summarize progress on the Department's strategic plan and show each bureau's performance
- Access to approximately 200 **KPI Insights** tiles that measure program results
- Ability to connect directly to datasets using an Application Programming Interface

The Department's Annual Performance Plan and Report (APPR) and the Annual Budget Submission to Congress that report detailed organizational performance information will be posted for the public in February 2024 on [www.performance.gov](http://www.performance.gov) and [www.commerce.gov/about/budget-and-performance](http://www.commerce.gov/about/budget-and-performance).

## FY 2023 Performance Summary

The Department's Strategic Objectives are the primary unit for strategic analysis and decision-making. The Department's Performance Office provided a standard template to each Strategic Objective Lead's team to facilitate their analysis of progress and their designated status of the strategic objective in FY 2023. All assessments of **Noteworthy Progress**, **On Track**, or **Focus Area for Improvement** are supported by KPIs and/or milestones and integrate Enterprise Risk Management information to identify vulnerabilities and risks, mitigating actions, issues, and evidence related to the Strategic Objective.

Mission-focused Strategic Objective Leaders (i.e., Strategic Goals 1 – 4) convened their multi-bureau teams to analyze progress and reach consensus on the assessment. Mission support-focused Strategic Objective Leaders' (i.e., Strategic Goal 5) assessments included analysis of relevant President's Management Agenda actions and were assisted by meetings with the Department's Office of Performance Excellence. The Department's Office of Performance Excellence analyzed all information submitted by the Strategic Objective Leader, ensured the most recently available data was included, conducted follow up meetings as needed, and presented the progress assessment for the Chief Financial Officer/Assistant Secretary for Administration, Performance Improvement Officer, Chief Data Officer, Evaluation Officer, and Deputy Secretary's consideration.

The FY 2023 performance results shared in the following tables assess broad organizational outcomes and minimize duplicative reporting with the APPR in accordance with the Statement of Federal Financial and Accounting Standards (SFFAS 15) and OMB Circular A-136. For the latest and most detailed performance data by Strategic Objective, please visit the Commerce Performance Data Pro website at <https://performance.commerce.gov/>.

The tables on the following pages show the Department's FY 2023 and FY 2022 progress, rating each Strategic Objective status as either:  Area Demonstrating Noteworthy Progress (Noteworthy Progress);  On Track;  Focus Area for Improvement. The rating of each Strategic Objective status conforms with OMB's definition stated in OMB Circular A-11, Section 260.18.



### Strategic Goal 1 – Drive U.S. Innovation and Global Competitiveness

The Department of Commerce has long focused on advancing U.S. innovation and competitiveness. To maintain its global technological leadership, the United States must innovate more and innovate faster than the rest of the world. When U.S. businesses innovate, they drive economic growth, create jobs, and help Americans lead better lives. It is increasingly clear that innovation, economic security, and national security are deeply connected, and all rely on a resilient domestic industrial base, an effective innovation ecosystem, and strategic global engagement. This means the United States must prioritize investments in its people, infrastructure, technology, and supply chains.

To advance innovation and competitiveness, the Department is strengthening production, supply chain resilience, and innovation at home; facilitating trade and collaboration abroad; defending U.S. businesses and communities against unfair trade practices; and engaging allies and partners to promote innovation, sustainability, and global security.



The following table shows the Strategic Objective performance assessments for Strategic Goal 1.

<b>Strategic Goal 1 Strategic Objective Performance Assessments</b>		
<b>Strategic Objectives</b>	<b>FY 2022 Status</b>	<b>FY 2023 Status</b>
1.1 – Revitalize U.S. manufacturing and strengthen domestic supply chains	On Track	On Track
1.2 – Accelerate the development, commercialization, and deployment of critical and emerging technologies	On Track	On Track
1.3 – Increase international cooperation and commerce	Noteworthy Progress	On Track
1.4 – Protect national security interests and enforce trade rules	On Track	Noteworthy Progress
1.5 – Promote accessible, strong, and effective intellectual property rights to advance innovation, creativity, and entrepreneurship	On Track	On Track
1.6 – Improve the Nation’s cybersecurity and protect federal government networks	On Track	On Track
1.7 – Advance U.S. leadership in the global commercial space industry	On Track	Focus Area for Improvement



**Strategic Goal 2 – Foster Inclusive Capitalism and Equitable Economic Growth**

Global competitiveness and a healthy democracy require that all Americans have an opportunity to participate in the 21st century economy. The talents and strengths of the entire country must be harnessed, including women, people of color, and others who are too often left behind. Inclusive growth is good economics. The Nation will fail to meet its full potential if it does not invest in all communities, workers, inventors, and entrepreneurs.

Expanding opportunity for more Americans is central to the Department of Commerce’s mission, and as the Nation continues to build back better, this mission is more critical than ever. The Department is promoting place-based growth, ensuring innovation in artificial intelligence (AI), robotics, quantum computing, and biotechnology, creating pathways to quality jobs, ensuring access to affordable, high-speed broadband internet and supporting American small and medium-sized businesses, women and minority-owned businesses, and entrepreneurs.

The following table shows the Strategic Objective performance assessments for Strategic Goal 2.

<b>Strategic Goal 2 Strategic Objective Performance Assessments</b>		
<b>Strategic Objectives</b>	<b>FY 2022 Status</b>	<b>FY 2023 Status</b>
2.1 – Drive equitable, resilient, place-based economic development and job growth	On Track	On Track
2.2 – Build sustainable, employer-driven career pathways to meet employers’ need for talent and to connect Americans to quality jobs	On Track	On Track
2.3 – Advance entrepreneurship and high-growth small and medium-sized enterprises	On Track	On Track
2.4 – Expand affordable, high-quality broadband to every American	On Track	On Track



### Strategic Goal 3 – Address the Climate Crisis Through Mitigation, Adaptation, and Resilience Efforts

Every American family and community, as well as the entire U.S. economy, are susceptible to the effects of climate change. A narrow window of opportunity remains to create science-based and equitable solutions to avoid the most catastrophic impacts of climate change, while helping to create a clean energy economy. In 2021, a total of 20 weather and climate disasters cost the Nation a combined \$145 billion in damages.

Addressing the climate crisis is an essential and existential component of the Department's mission to create the conditions for economic growth and opportunity. In support of the government-wide approach to tackle the climate crisis, the Department is accelerating clean technology development and deployment, providing actionable climate information and tools to decisionmakers, and providing support for vulnerable communities. These tools address climate-related risks in every sector of the economy, especially in the most vulnerable communities and populations.

The following table shows the Strategic Objective performance assessments for Strategic Goal 3.

Strategic Goal 3 Strategic Objective Performance Assessments		
Strategic Objectives	FY 2022 Status	FY 2023 Status
3.1 – Increase the impact of climate data and services for decisionmakers through enhanced service delivery and improved weather, water, and climate forecasts	Noteworthy Progress	On Track
3.2 – Strengthen coastal resilience and advance conservation and restoration of lands and waters for current and future generations	On Track	On Track
3.3 – Accelerate development and deployment of clean technologies	On Track	On Track
3.4 – Embed climate considerations across Department programs	On Track	On Track



### Strategic Goal 4 – Expand Opportunity and Discovery Through Data

Accurate, timely, and usable data are critical to the Department's mission to create the conditions for economic growth and opportunity for all communities. More than 30 million U.S. businesses and 325 million Americans rely on the Department's data products, which shape fiscal policy that affects economic growth. Each year, the federal government uses Department of Commerce data to inform how it distributes more than \$1 trillion to states and municipalities. American communities, policymakers, and businesses need detailed, timely, and user-friendly data and statistics to navigate a changing economy. As America's top producer of public data, the Department of Commerce develops new economic indicators to track growth in emerging sectors.

To fulfill its mission, the Department is deploying data and evaluation to design and evaluate its own programs and policies; improving usability, accessibility, timeliness, and granularity of data disseminated to the public; ensuring ethical data practices; modernizing the Department's data ecosystems; and improving confidentiality and privacy.



The following table shows the Strategic Objective performance assessments for Strategic Goal 4.

<b>Strategic Goal 4 Strategic Objective Performance Assessments</b>		
<b>Strategic Objectives</b>	<b>FY 2022 Status</b>	<b>FY 2023 Status</b>
4.1 – Implement evidence-based decision-making within the Department of Commerce to increase program and policy impact	Focus Area for Improvement	On Track
4.2 – Modernize economic and demographic statistics to better meet business, policymaker, and community needs	Noteworthy Progress	Noteworthy Progress
4.3 – Improve Commerce data usability and advance ethical, responsible, and equitable data practices	On Track	On Track



### Strategic Goal 5 – Provide 21st Century Service with 21st Century Capabilities

The Department cannot meet its performance targets in Strategic Goals 1 through 4 without quality, timely human resources, information technology (IT), and acquisition services. Success also requires a workforce that is diverse, highly skilled, and passionate about delivering value to the American public. The President’s Management Agenda directs federal agencies to optimize internal operations, infrastructure, workforce quality and equity, sustainability, and overall customer experience. These transformations depend on a strong organizational culture that is inclusive, learning, and customer-focused.

The Department is ensuring exceptional stewardship of taxpayer dollars, promoting data driven decision-making, reimagining the future of work, improving hiring timeliness and candidate quality, ensuring employees are trained and highly skilled, delivering exceptional customer experience, and implementing sustainable and efficient infrastructure and operations.

The following table shows the Strategic Objective performance assessments for Strategic Goal 5.

<b>Strategic Goal 5 Strategic Objective Performance Assessments</b>		
<b>Strategic Objectives</b>	<b>FY 2022 Status</b>	<b>FY 2023 Status</b>
5.1 – Effectively implement new Department of Commerce authorities and investments	On Track	On Track
5.2 – Optimize workforce and diversity, equity, and inclusion practices	Focus Area for Improvement	Noteworthy Progress
5.3 – Equitably deliver exceptional customer experience	On Track	On Track
5.4 – Make Department facilities and operations more sustainable and efficient	On Track	On Track
5.5 – Modernize mission support processes and infrastructure	On Track	Focus Area for Improvement

## FY 2023 Focus Areas for Improvement

Focus Areas for Improvement are defined in OMB Circular A-11 as a specific aspect within a program or strategic objective that requires attention due to issues such as inadequate impact on program outcomes, inability to adequately address problems, unintended outcomes, cost-effectiveness concerns, or the existence of significant risks which may impact program delivery or outcomes.

### Strategic Objective 1.7 – Advance U.S. leadership in the global commercial space industry

Space Commerce is a focus area due to high risks related to minimizing orbital debris potential to impact program resources, standards, and international partner cooperation. The development of the National Oceanic and Atmospheric Administration's (NOAA) Traffic Coordination System for Space (TraCSS) will provide space situational awareness to commercial and civil space operators. TraCSS development is highly complex including architecting a phased development approach and acquisition strategy, implementing a large ramp-up in funding, increasing staffing, collaborating with other federal agencies on transition priorities and responsibilities through working groups, and building organization and management processes.

To accelerate progress towards Strategic Objective 1.7, the Department will:

- Use federal funding to address staffing need for critical positions;
- Continue NOAA's Commercial Data Program;
- Support commercial Space Situational Awareness services;
- Improve space regulations;
- Participate in the National Space Council; and
- Participate in space standards development processes.

### Strategic Objective 5.5 – Modernize mission support processes and infrastructure

Infrastructure Modernization is a focus area due to issues with aligning current data and system security capabilities with modern IT architectures within the originally planned timeframe. Additionally, transitioning legacy systems to more modern applications is at risk of not being completed within the originally scheduled time frames.

To accelerate progress towards Strategic Objective 5.5, the Department will:

- Advance core IT competencies and accelerate digital transformations underway across the Department;
- Improve enterprise system and application migration management;
- Streamline IT governance processes and practices; and
- Integrate Federal Information Technology Acquisition Reform Act (FITARA) compliance in all new IT projects and activities.



## FY 2023 Areas Demonstrating Noteworthy Progress

Areas Demonstrating Noteworthy Progress are defined in OMB Circular A-11 as significant advancements in a program or strategic objective, characterized by the realization of intended results or improvements in outcomes, innovative strategies leading to enhanced outcomes, risk, or cost reduction, and promising greater future impact, as well as strategies being more effective than intended, or decreased in a problem's magnitude and a corresponding improvement in national welfare.

### Strategic Objective 1.4 – Protect national security interests and enforce trade rules

In FY 2023, the Department of Commerce made noteworthy progress to protect national security interests and enforce trade rules. Since the Russian Federation's (Russia's) further invasion of Ukraine, the Bureau of Industry and Security (BIS) added substantial new Russia license requirements and licensing policies to the Export Administration Regulations to reflect U.S. national security and foreign policy interests. The Department imposed the most expansive export controls ever levied against another major economy with cooperation from other ally countries. This level of cooperation significantly enhances the effectiveness of our controls as the United States alone accounted for less than 6 percent of Russia's imports prior to Russia's invasion of Ukraine. Additionally, BIS issued a rule to restrict China's access to certain semiconductors and related items that are necessary for the development of advanced computing, including AI.

Accomplishments:

- In FY 2023, processed approximately 62,760 Exclusion Requests;
- Worked with key international and interagency partners to implement alternative arrangements to Section 232 Steel and Aluminum Tariffs that preserve the national security objectives of Section 232;
- In FY 2023, worked with the Department of Justice to complete 44 investigations resulting in criminal convictions and worked with the Department of Commerce's Office of Chief Counsel for Industry and Security in issuing orders in six administrative enforcement cases. In total, BIS has levied more than \$1.7 million in criminal fines, \$3.4 million in forfeitures, 1,779 months in federal imprisonment, \$303.4 million in administrative penalties, and issued 36 Temporary Denial Orders (TDO) and TDO Renewals; and
- Worked to disrupt the China Communist Party's efforts to ramp up its government-directed technology investments and efforts to obfuscate military procurement.

### Strategic Objective 4.2 – Modernize economic and demographic statistics to better meet business, policymaker, and community needs

In FY 2023, the Department of Commerce made noteworthy progress to modernize economic and demographic statistics to better meet business, policymaker, and community needs. The Census Bureau initiated the major data collection activities for the 2022 Economic Census and Census of Island Areas. Major activities included initial and post mail data collection activities (i.e., imprinting, mailing and telephone follow-up, postage, check-in, data capture and problem solving). The Economic Census leveraged mature data collection and processing systems and continued research and development work needed to implement the Census Bureau's new requirements for confidentiality data protection work. Additionally, the program continued to leverage the use of big data to supplement data received from businesses and new strategies for publicizing and disseminating survey results.

## Accomplishments:

- Released 13 sets of public use data files, 13 sets of detailed data tables, and 13 versions of the interactive data tool;
- Provided near real-time data informing on the impacts the pandemic and other social and economic issues had on American households through the Household Pulse Survey;
- Began data collection for the Business Trends & Outlook Survey, a new High Frequency Data Program that provides ongoing granular and timely data products in near real-time; and
- Launched a new Customer Experience survey to understand users accessing Census data on a mobile device.

### Strategic Objective 5.2 – Optimize workforce and diversity, equity, and inclusive practices

In FY 2023, the Department of Commerce made noteworthy progress on DEIA practices across the Department. Based on the 2022 Federal Employee Viewpoint Survey (FEVS) results, the Department was ranked the 4th Best Place to Work in the Federal Government and was in the Top 5 for 11 consecutive years. In support of Executive Order 14035, *DEIA in the Federal Workforce*, the Department implemented the Department DEIA Strategic Plan in a timely and effective manner with 85 percent of actions completed or on track for FY 2023. The 2022 results of the FEVS new DEIA Index show that 75 percent of Department respondents are satisfied with the Department's DEIA efforts. This is 6 percentage points higher than the government-wide score.

## Accomplishments:

- Implemented DEIA plan with 85 percent of actions completed or on track for FY 2023;
- Updated Senior Executive Service DEIA performance plan language for approximately 400 executives;
- Linked governance structure with 15 Diversity Councils and a Community of Practice with over 150 Employee Resources Groups (ERG);
- Established a Strategic Outreach and Recruitment (SOAR) workgroup;
- Held the first Inaugural Congress of Diversity Councils with 14 participating bureau Diversity Councils; and
- Held the first ERG Summit for more than 140 ERGs.



## Agency Priority Goals

The GPRAMA requires agencies to establish Agency Priority Goals (APG). An APG is a near-term result or achievement that the Department wants to accomplish within approximately 24 months. APGs are limited in number and align to the Department's top near-term performance improvement priorities. The Department established the following priority goals for FY 2022 to FY 2023. The APGs for FY 2024 to FY 2025 have not yet been approved by OMB as of September 30, 2023.

### APG 1: Ensure all Americans have access to high-speed, affordable, and reliable broadband

**Bureau: *National Telecommunications and Information Administration (NTIA) (Jointly implemented with the U.S. Department of Agriculture)***

By September 30, 2023, the Departments of Agriculture and Commerce will expand affordable and reliable access to broadband service by funding projects, which when completed, will provide at least 550,000 households with reliable and affordable access to high-quality internet service.

**APG Status:** Not Achieved (Department expects to reach target by May 2024)

### APG 2: Increase conservation of America's coastal land and waters

**Bureau: *National Oceanic and Atmospheric Administration (NOAA)***

By September 30, 2023, in support of the America the Beautiful initiative, NOAA will advance formal designation or expansion processes to conserve at least 590,000 square miles of additional coastal and marine habitats as National Marine Sanctuaries or National Estuarine Research Reserves to help ensure that nationally significant resources continue to provide economic, social, and environmental benefits for future generations.

**APG Status:** Achieved

### APG 3: Strengthen the global competitiveness of American businesses

**Bureau: *International Trade Administration (ITA)***

By September 30, 2023, in support of expanding the global footprint of American small and medium-sized enterprises (SME) and enhancing its accessibility and assistance to businesses in underserved communities, ITA will accelerate its digital transformation to double the annual number of clients assisted from 38,000 in FY 2020 to 76,000 in FY 2023, with a particular focus on SMEs and the Nation's underserved communities.

**APG Status:** Achieved

# Looking Forward

The Department of Commerce is committed to creating the conditions for economic growth and opportunity for all communities. The 2022 – 2026 Strategic Plan for the Department was released in February 2022 and sets out the priorities that have been established for the Department over the next several years. Additional information regarding the strategic plan and the five strategic goals is discussed in further detail in the *Department of Commerce Process for Strategic Planning and Performance Reporting* and *Organizational Performance Overview* sections of the MD&A portion of this report.

Challenges highlighted in Inspector General reports will be central to the Department's management plan in FY 2024 and beyond. The Department faces challenges in strengthening oversight to address cybersecurity weaknesses. Addressing these weaknesses will be key to protecting systems from attacks and other compromises that may pose risks to critical and sensitive data. The Department will work to improve the Department's capability to respond to emerging cyber threats and enhance the information technology security program and fulfill the President's executive order on improving the Nation's cybersecurity. While the Department has made progress in implementing zero trust architecture, the Department will continue to look ahead at coordinating tasks and resources in order to meet the zero trust architecture adoption goal of September 2024.

The Department also will work to maintain continuity, manage risks, and leverage investments to improve satellite data, products, and services. Some tasks the Department will undertake to address satellite related priorities in FY 2024 and beyond include managing technical challenges with polar and geostationary satellites, planning, and implementing next generation satellite systems, addressing risks from frequency interference, initiating a space traffic management pilot program, and leveraging investments for cost-effective weather data and services to help increase resilience to climate change.

The Department must also place sustained focus on its contract and grant awards as well as oversight of these awards to ensure that the funds are efficiently and effectively spent for their intended purpose. This includes ensuring programs approved for the State Small Business Credit Initiative funding comply with program requirements to developing and retaining a competent acquisitions workforce to support the Department's mission. Other challenges include enhancing capacity to enforce fair and secure trade and meeting intellectual property stakeholder needs in the midst of economic, technological, and legal changes, and the deployment of the Nationwide Public Safety Broadband Network which are inherently challenging and complex that will receive commensurate resources and disciplined program management oversight.

In August 2022, President Joe Biden signed into law the CHIPS (Creating Helpful Incentives to Produce Semiconductors) and Science Act of 2022. This is an important first step that provides the Department with \$50 billion for a suite of programs to strengthen and revitalize the U.S. position in semiconductor research, development, and manufacturing—while also investing in American workers. In the coming years the Department will work to implement the CHIPS program. It will be important for the Department to balance urgent needs in the semiconductor industry with long-term strategic goals. In FY 2024 and beyond, both the CHIPS Program Office and the CHIPS Research and Development Office must ensure that they have enough staff to ensure proper oversight and use of the funds.

Additionally, the Department will continue actions in FY 2024 to establish a strong framework for designing the 2030 Census. In preparation for the 2030 Decennial Census lifecycle, the Census Bureau has already begun evaluating and assessing 2020 Census operations. This effort will be critically important in laying the groundwork for improving innovations used during the 2020 Census and ensuring that data collection is high quality, that advertising efforts increase response rates, and that proper candidates for federal employment are hired for the 2030 Decennial Census.

The Department remains committed to expanding internal Diversity, Equity, Inclusion, and Accessibility (DEIA) efforts across the Department. To lead the efforts, the Department established the Commerce Equity (DEIA) Council to develop and implement Commerce's DEIA Strategic Plan, FY 2022 – FY 2024 as required under Executive Order 14035, *Advancing DEIA in the Federal Workforce*. The Council is also responsible for completing and implementing Commerce's Equity Action Plan under Executive Order 13985, *Advancing Racial Equity and Outreach to Underserved Communities*. The work of the Council aligns with the Department's 2022 – 2026 Strategic Plan, as well as the Department's Learning Agenda. The Department plans to continue to implement goals from the DEIA Strategic Plan in the coming years including the following:

- Creating and promoting an organizational culture that is diverse through enhanced recruitment and hiring practices;
- Creating an equitable and accessible organizational culture;
- Creating and promoting an organizational culture that is inclusive and supports a sense of belonging; and
- Strengthening the Department's DEIA infrastructure to ensure sustainability.



# Climate Change

In FY 2023, the Department of Commerce provided the White House Council on Environmental Quality a verbal progress report to its 2021 Climate Action Plan for Adaptation and Resilience, developed in accordance with Executive Order 14008, *Tackling the Climate Crisis at Home and Abroad*. In FY 2024, the Department will prepare a new Climate Adaption and Resilience Plan for 2024 – 2027. This plan will include action items for a risk assessment process, implementation planning, and steps for measuring plan process, utilizing several climate assessment tools developed by the Department of Energy (DoE) and the General Services Administration.

Addressing climate change is a key consideration in the Department's 2022 – 2026 Strategic Plan. The plan features an entire strategic goal focused on the climate; *Address the Climate Crisis through mitigation, adaptation, and resilience efforts*, and a separate strategic objective to make the Department's facilities and operations more sustainable and efficient. One key performance indicator to meet the strategic objective to 'Make Department facilities and operations more sustainable and efficient' includes measuring annual investment in sustainable and climate-resilient design measures, energy and water efficiencies, and/or use of clean energy, which is reported annually to DoE and aggregated in a report to Congress. In FY 2023, the Department focused on prioritizing its owned and leased facilities for actions needed to make the facilities more climate resilient and net-zero emissions by 2045. The Department also engaged in planning efforts with the White House Council on Environmental Quality, the Office of Management and Budget, and DoE to identify opportunities to purchase carbon pollution free electricity through federal contracting mechanisms directly with facilities' utility providers. This effort will continue over the next several years as more utility contracting options are negotiated.

THIS PAGE LEFT INTENTIONALLY BLANK



MANAGEMENT'S DISCUSSION AND ANALYSIS

# FINANCIAL PERFORMANCE





# Analysis of FY 2023 Financial Statements

## Analysis of Assets

Assets are resources that embody economic benefits or services that the Department can obtain or control and are reported on the Department's Consolidated Balance Sheet at a fixed point in time. As of September 30, 2023, the Department's assets totaled \$160.61 billion. Bureaus NTIA, NIST, NOAA, and Departmental Management (DM) made up 92 percent of the Department's assets and 96 percent of total assets stemmed from two financial statement lines: Fund Balance with Treasury (FBwT) and General Property, Plant, and Equipment, Net (PP&E).

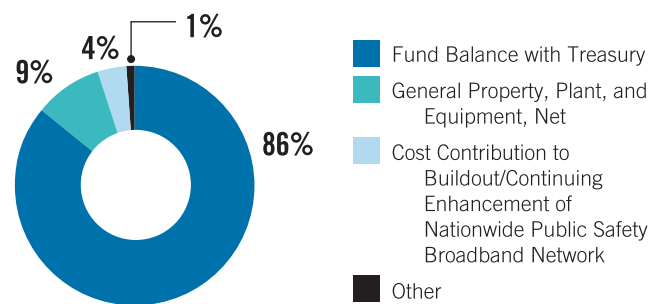
Departmental Assets	FY 2023	FY 2022	Increase / (Decrease)	% Change
Fund Balance with Treasury	\$ 138,659,106	\$ 117,920,185	\$ 20,738,921	18%
General PP&E, Net	15,126,238	15,452,737	(326,499)	(2)%
Cost Contribution to Buildout/Continuing Enhancement of Nationwide Public Safety Broadband Network	5,633,944	5,727,385	(93,441)	(2)%
Accounts Receivable, Net	493,229	135,015	358,214	265%
Loans Receivable, Net and Other Assets	701,553	681,814	19,739	3%
<b>Total Assets</b>	<b>\$160,614,070</b>	<b>\$ 139,917,136</b>	<b>\$ 20,696,934</b>	<b>15%</b>

As reflected in the table above, the Department's assets increased \$20.70 billion from FY 2022 to FY 2023. The variance mainly stems from significant increases in FBwT and Accounts Receivable with offsetting immaterial decreases in multiple other financial statement lines.

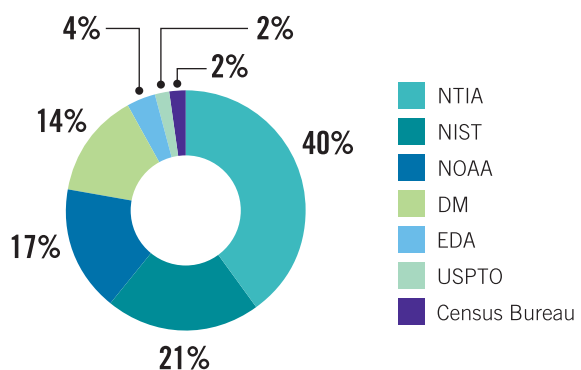
**FBwT** increased \$20.74 billion primarily due to DM Nonrecurring Expenses Fund (NEF) receiving \$22.00 billion in new, unexpended appropriations from Division A, Title I of the Fiscal Responsibility Act of 2023 (P.L. 118-5); the \$22.00 billion was appropriated to carry out programs related to government efficiencies in FY 2024 and FY 2025.

**Accounts Receivable** increased \$358.2 million primarily due to a BIS-related \$300.0 million civil penalty against a nonfederal organization. The remaining increase stemmed from higher reimbursable activity between the Census Bureau and other federal entities.

ASSET COMPOSITION AS OF SEPTEMBER 30, 2023



ASSETS BY BUREAU AS OF SEPTEMBER 30, 2023



## Analysis of Liabilities

Liabilities are probable and measurable future outflows or other sacrifices of resources caused by past transactions or events. As of September 30, 2023, the Department's liabilities totaled \$7.11 billion. Bureaus NOAA, USPTO, and NTIA made up 75 percent of the Department's liabilities and multiple statement lines made up the majority of the balance.

Departmental Liabilities	FY 2023	FY 2022	Increase / (Decrease)	% Change
Advances from Others and Deferred Revenue	\$ 2,080,438	\$ 2,086,596	\$ (6,158)	0%
Federal Employee Benefits Payable	1,778,880	1,688,076	90,804	5%
Accounts Payable	1,055,179	926,624	128,555	14%
Accrued Grant Liabilities	600,649	352,658	247,991	70%
Custodial Payable to Treasury	300,096	214	299,882	140,132%
Liability to General Fund of the U.S. Government for Deficit Reduction	-	12,186,661	(12,186,661)	(100)%
Other, Debt, and Accrued Funded Payroll and Leave	1,293,864	1,264,666	29,198	2%
<b>Total Liabilities</b>	<b>\$ 7,109,106</b>	<b>\$ 18,505,495</b>	<b>\$ (11,396,389)</b>	<b>(62)%</b>

As reflected in the table above, the Department's liabilities decreased \$11.40 billion from FY 2022 to FY 2023. The variance mainly stems from the decrease in the Liability to the General Fund of the U.S. Government for Deficit Reduction with offsetting increases in Custodial Payable to Treasury, Accrued Grant Liabilities, and Accounts Payable.

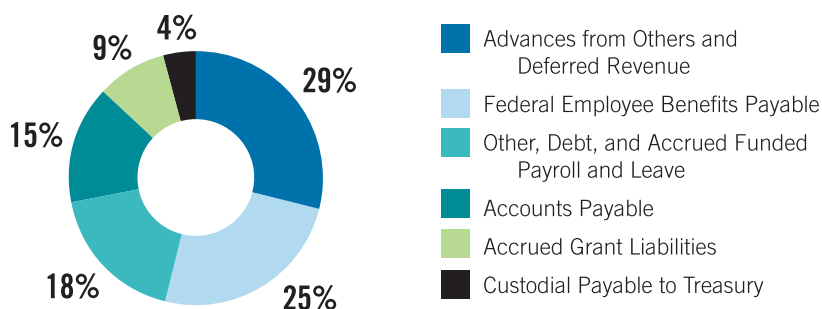
### Liability to General Fund of the U.S. Government for Deficit Reduction

decreased \$12.19 billion due to NTIA's Public Safety Trust Fund being required by the Middle Class Tax Relief and Job Creation Act of 2012 to deposit any remaining amounts within the fund to the General Fund of the U.S. government for deficit reduction. The remaining funds were swept on September 30, 2023.

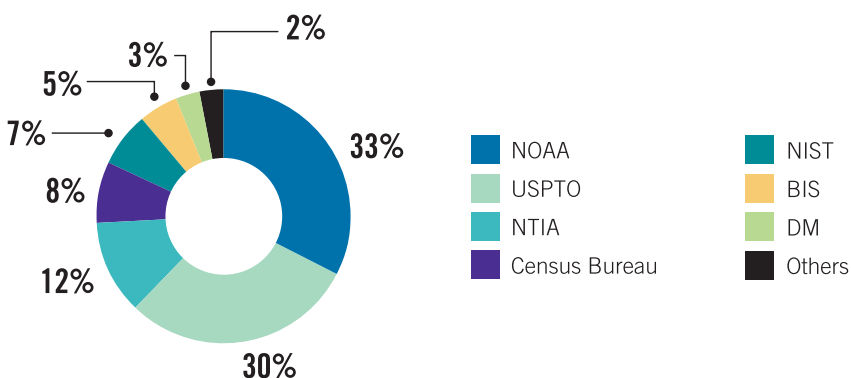
**Custodial Payable to Treasury** increased \$300.0 million due to a BIS-related \$300.0 million civil penalty against a nonfederal organization.

**Accrued Grant Liabilities** increased \$248.0 million primarily due to increased grant activities within NTIA's newest programs as well as increased grant activities and awards within NOAA's National Marine Fisheries Service.

### LIABILITY COMPOSITION AS OF SEPTEMBER 30, 2023



### LIABILITIES BY BUREAU AS OF SEPTEMBER 30, 2023



**Accounts Payable** increased \$128.6 million primarily due to increased accounts payable accruals within NOAA for other than intragovernmental vendors as well as NTIA's Nationwide Public Safety Broadband Network contract task orders with AT&T.

## Analysis of Net Costs

The Net Cost of Operations is comprised of the Department's expenses incurred less any revenue earned. The Department's FY 2023 Net Cost of Operations totaled \$13.41 billion and consisted of Gross Costs of \$18.59 billion less Earned Revenue of \$5.18 billion.

Departmental Net Cost of Operations	FY 2023	FY 2022	Increase / (Decrease)	% Change
Gross Departmental Costs	\$ 18,586,410	\$ 17,066,598	\$ 1,519,812	9%
Less: Total Earned Revenue	(5,177,755)	(5,003,465)	(174,290)	3%
<b>Net Cost of Operations</b>	<b>\$ 13,408,655</b>	<b>\$ 12,063,133</b>	<b>\$ 1,345,522</b>	<b>11%</b>

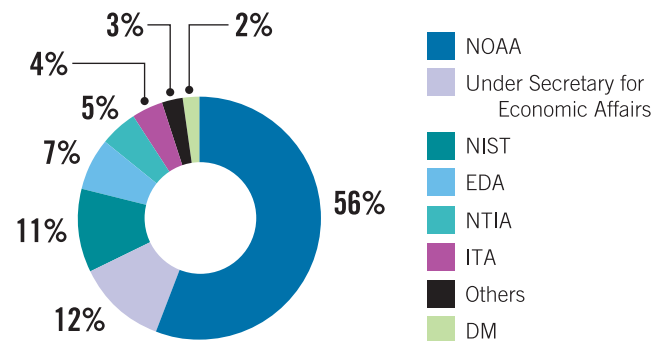
Net Cost (Surplus) of Operations by Responsibility Segment	FY 2023	FY 2022	Increase / (Decrease)	% Change
National Oceanic and Atmospheric Administration	\$ 7,491,914	\$ 6,732,493	\$ 759,421	11%
Under Secretary for Economic Affairs	1,653,054	2,061,247	(408,193)	(20)%
National Institute of Standards and Technology	1,429,795	1,135,918	293,877	26%
Economic Development Administration	962,256	1,050,569	(88,313)	(8)%
National Telecommunications and Information Administration	730,781	375,443	355,338	95%
International Trade Administration	583,311	542,994	40,317	7%
Departmental Management	218,996	177,902	41,094	23%
U.S. Patent and Trademark Office	93,985	(214,280)	308,265	144%
Others	244,563	200,847	43,716	22%
<b>Total Net Cost of Operations</b>	<b>\$ 13,408,655</b>	<b>\$ 12,063,133</b>	<b>\$ 1,345,522</b>	<b>11%</b>

As noted in the table above, Net Cost of Operations increased by 11 percent from FY 2022 to FY 2023 and NOAA, the Under Secretary for Economic Affairs, NIST, EDA, and NTIA make up 91 percent of the Department's Net Cost.

**The Department's Net Cost of Operations** increased \$1.35 billion primarily due to:

- \$799.1 million increase in gross costs with the public relating to NOAA's core mission of enhancing weather forecasting, water quality monitoring, and climate reporting, while also facilitating informed decision-making.

### FY 2023 NET COST OF OPERATIONS BY RESPONSIBILITY SEGMENT





- \$412.2 million increase stemming from grant-related and administrative expenses from the (1) Broadband Connectivity Fund; (2) Broadband Equity, Access, and Deployment Program Fund, and 3) the Connecting Minority Communities Fund. NTIA's activities include managing the federal use of spectrum, identifying additional spectrum for commercial use, and administering grant programs that further the deployment and use of broadband and other technologies in America.
- \$301.8 million increase in USPTO's operating and administrative expenses with the public as well as other federal agencies in order to fulfill its responsibility of granting U.S. patents and registering trademarks.

## Analysis of Net Position

Net Position is the residual difference between assets and liabilities and is composed of Unexpended Appropriations and Cumulative Results of Operations. Unexpended Appropriations represent the total amount of unexpended budget authority that is classified as appropriations, both obligated and unobligated. Unexpended Appropriations is increased for Appropriations Received, is reduced for Appropriations Used, and is adjusted for other changes in appropriations, such as transfers and rescissions. Cumulative Results of Operations is the net result of the Department's operations since inception.

The Department's FY 2023 Net Position totaled \$153.50 billion and increased \$32.09 billion, from FY 2022 to FY 2023 as reflected in the table below. The increase stems mainly from Unexpended Appropriations.

Departmental Net Position	FY 2023	FY 2022	Increase / (Decrease)	% Change
Unexpended Appropriations	\$122,674,043	\$ 90,083,922	\$ 32,590,121	36%
Cumulative Results of Operations	30,830,921	31,327,719	(496,798)	(2)%
<b>Total Net Position</b>	<b>\$153,504,964</b>	<b>\$121,411,641</b>	<b>\$ 32,093,323</b>	<b>26%</b>

Unexpended Appropriations increased \$32.59 billion primarily due to appropriations received in FY 2023 of \$44.60 billion less appropriations used of \$11.88 billion. The significant decrease in appropriations received from FY 2022 to FY 2023 of \$40.01 billion is discussed below.

1. In FY 2022, the Department received \$84.61 billion in new appropriations, most notably for NTIA and NIST from the Infrastructure Investment and Jobs Act (IIJA) and Creating Helpful Incentives to Produce Semiconductors Act of 2022 (CHIPS Act), respectively, while Appropriations Used in FY 2022 totaled only \$10.86 billion. These material amounts, in combination with other less material changes, caused a large Unexpended Appropriations Beginning Balance for FY 2023.
2. The Department received \$44.60 billion in Appropriations in FY 2023 in comparison to the \$84.61 billion in Appropriations Received in FY 2022. The significant decrease in appropriations relates to both NTIA and NIST and the large, one-time appropriations received from the IIJA and CHIPS Act in FY 2022 whereas no similarly large appropriations were received in FY 2023.

Net Position by Bureau	FY 2023	FY 2022	Increase / (Decrease)	% Change
National Telecommunications and Information Administration	\$ 63,859,180	\$ 62,667,970	\$ 1,191,210	2%
National Institute of Standards and Technology	33,657,036	26,356,537	7,300,499	28%
National Oceanic and Atmospheric Administration	24,154,143	23,338,154	815,989	3%
Departmental Management	22,345,541	343,602	22,001,939	6,403%
Economic Development Administration	5,887,352	5,248,363	638,989	12%
Census Bureau	1,571,111	1,545,199	25,912	2%
U.S. Patent and Trademark Office	1,573,821	1,554,999	18,822	1%
Minority Business Development Agency	175,574	151,793	23,781	16%
International Trade Administration	148,776	104,580	44,196	42%
Bureau of Industry and Security	86,280	64,295	21,985	34%
National Technical Information Service	22,197	20,637	1,560	8%
Bureau of Economic Analysis	23,953	15,512	8,441	54%
<b>Total Net Position</b>	<b>\$153,504,964</b>	<b>\$121,411,641</b>	<b>\$ 32,093,323</b>	<b>26%</b>

NTIA, NIST, NOAA, Departmental Management, and EDA make up 98 percent of the Department's FY 2023 Net Position and the following bureaus had material variances from FY 2022 to FY 2023:

- DM NEF increased \$22.00 billion due to unexpended appropriations received from Division A, Title I of the Fiscal Responsibility Act of 2023; the \$22.00 billion was appropriated to carry out programs related to government efficiencies in FY 2024 and FY 2025.
- NIST increased \$7.30 billion primarily due to the receipt of \$8.69 billion in appropriations from Division B, Title I of the Consolidated Appropriations Act, 2023 for scientific and technical research, industrial technology services (ITS), and construction of research facilities.
- NTIA increased \$1.19 billion primarily due to the receipt of \$1.96 billion in appropriations from Division B, Title I of the Consolidated Appropriations Act, 2023 for salaries and expenses as well as public telecommunications facilities, planning and construction.
- NOAA increased \$.82 billion primarily due to (1) the receipt of \$7.64 billion in appropriations from Division B, Title I of the Consolidated Appropriations Act, 2023 for NOAA's main funding groups which include: Operations, Research, and Facilities; Procurement, Acquisition, and Construction; Pacific Coastal Salmon Recovery; Fisheries Disaster Assistance; Fishermen's Contingency Fund; and Fisheries Finance Program; and (2) \$6.31 billion in appropriations used for NOAA's main funding groups.
- EDA increased \$.64 billion primarily due to the receipt of \$1.62 billion in appropriations from Division B, Title I of the Consolidated Appropriations Act, 2023 for economic development assistance programs and salaries and expenses.

## Analysis of Budgetary Resources

Budgetary resources represent amounts available to incur obligations in a given year. These resources are composed of new budget authority and unobligated balances of budget authority provided in previous years. Commonly referred to as funding, budget authority is the amount of money available to a federal agency for a specific purpose. The authority to commit to spending federal funds is provided to agencies by law.

The Department's Budgetary Resources totaled \$130.91 billion and increased \$30.40 billion from FY 2022 to FY 2023. Bureaus NTIA, NIST, Departmental Management, and NOAA make up 91 percent of the Department's Budgetary Resources.

Selected Lines from the Statement of Budgetary Resources	FY 2023	FY 2022	Increase / (Decrease)	% Change
Unobligated Balance from Prior Year Budget Authority, Net	\$ 79,331,160	\$ 9,271,838	\$ 70,059,322	756%
Appropriations	44,946,358	84,872,274	(39,925,916)	(47)%
Borrowing Authority	233,845	29,782	204,063	685%
Spending Authority from Offsetting Collections	6,397,881	6,338,495	59,386	1%
<b>Total Budgetary Resources</b>	<b>\$130,909,244</b>	<b>\$100,512,389</b>	<b>\$ 30,396,855</b>	<b>30%</b>
<b>Unobligated Balance, End of Year, Unexpired Accounts</b>	<b>\$ 107,842,396</b>	<b>\$ 78,184,011</b>	<b>\$ 29,658,385</b>	<b>38%</b>
<b>New Obligations and Upward Adjustments</b>	<b>\$ 22,375,323</b>	<b>\$ 21,733,610</b>	<b>\$ 641,713</b>	<b>3%</b>
<b>Outlays, Net</b>	<b>\$ 12,031,046</b>	<b>\$ 11,752,756</b>	<b>\$ 278,290</b>	<b>2%</b>

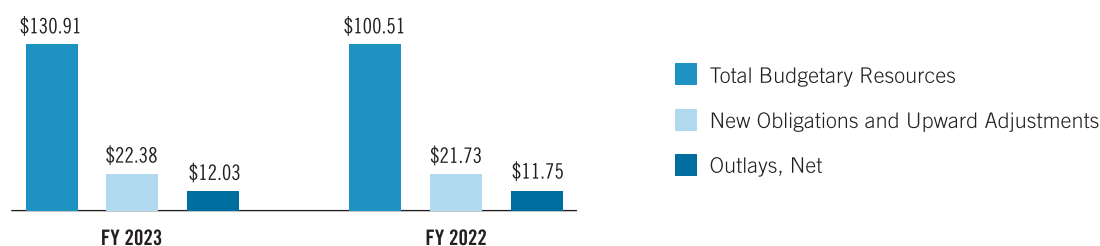
**Unobligated Balance from Prior Year Budget Authority, Net** increased \$70.06 billion from FY 2022 to FY 2023. This budgetary resources line consists of unobligated balance brought forward as of October 1, as increased or decreased by current fiscal year activity related to the unobligated balance brought forward—typical items include recoveries of prior year unpaid obligations, cancellations of annual or multi-year appropriations, nonexpenditure transfers of prior year unobligated balances, and other changes including refunds collected for downward adjustments of prior year paid delivered obligations, and borrowing authority withdrawn. The Department received large appropriations in FY 2022 of (1) \$42.45 billion in NTIA's Broadband Equity, Access, and Deployment Program under the IIJA; and (2) \$24.00 billion for NIST under the CHIPS Act of 2022. Further, a considerable portion of the prior year appropriations were unobligated as of September 30, 2022 which caused the increase in this statement line.

**Appropriations** decreased \$39.93 billion primarily due to NTIA's Broadband Equity, Access, and Deployment Program received \$42.45 billion under the Infrastructure Investment and Jobs Act (IIJA) in FY 2022; whereas there were no new appropriations for this program in FY 2023.

**Borrowing Authority** increased \$204.1 million primarily due to NOAA's new Community Development Quota (CDQ) Loan Program which obligated \$197.0 million in CDQ loans in FY 2023. The loans will be for fisheries-related projects for the six CDQ groups in western Alaska.

**Unobligated Balance, End of Year, Unexpired Accounts** increased \$29.66 billion primarily due to the following (1) the aforementioned \$22.00 billion appropriated to DM NEF in FY 2023 for future fiscal years; and (2) \$11.79 billion in unobligated balances of appropriated funds within the NIST CHIPS and ITS programs. This budgetary resource category includes the unobligated balance as of September 30, which can be adjusted by the current fiscal year's apportionment. Some of these unobligated balances may be apportioned for future use.

#### SELECTED BUDGETARY DATA BY YEAR *(In Billions)*





# Financial and Performance Impact of COVID-19

The Department was not appropriated additional funding related to the COVID-19 pandemic in FY 2023 but did continue to obligate and disburse funding received by the Department in FY 2020 and FY 2021 for COVID-19 relief. In FY 2021, the Department received funds under both Public Law 116-260, the *Coronavirus Response and Relief Supplemental Appropriations* (CRRSA Act) and Public Law 117-2, the American Rescue Plan Act (ARP), in addition to the funding received in FY 2020 under the *Coronavirus Aid, Relief, and Economic Security Act* (Public Law 116-136) (CARES Act).

At the beginning of FY 2023, less than \$400 million in total relief funding received by the Department for COVID-19 relief remained available for obligation. During FY 2023, approximately \$390 million of that funding was obligated by the Economic Development Administration (EDA), Minority Business Development Agency (MBDA), and the National Telecommunications and Information Administration (NTIA) to support the following initiatives:

- \$249.6 million obligated by NTIA to establish an Office of Minority Broadband Initiatives and creates a Connecting Minority Communities Fund to be used to carry out a pilot program of assistance to be used to purchase broadband internet access service or equipment or to hire or train information technology personnel.
- \$118.6 million obligated by MBDA to provide technical assistance to business enterprises owned and controlled by socially and economically disadvantaged individuals.
- \$21.4 million obligated by EDA to provide planning and technical assistance to support economic recovery assistance activities associated with COVID-19.

The additional appropriations received by the Department have resulted in an increase in volume and value of grants and financial assistance provided by the bureaus detailed above. There is also a temporary increase in assets, budgetary resources, and expenses as the funds are received, obligated, and disbursed by the Department, although these impacts have begun to significantly decrease in FY 2023 and will continue to decrease in FY 2024. Additional details regarding the COVID-19 funds received by the Department are provided in Note 26, *COVID-19 Reporting*, of the notes to the financial statements.

# Stewardship Investments

Stewardship investments are substantial investments made by the federal government for the benefit of the Nation, but are not physical assets owned by the federal government. Though treated as expenses when incurred to determine the Department's Net Cost of Operations, these items merit special treatment, so that users of federal financial reports know the extent of investments that are made for the long-term benefit of the Nation.

## Investments in Non-federal Physical Property:

Non-federal physical property investments are expenses included in the Department's Net Cost of Operations for the purchase, construction, or major renovation of physical property owned by state and local governments. Based on a review of the Department's programs, EDA and NOAA have significant investments in non-federal physical property.

The following table summarizes EDA's and NOAA's investments in non-federal physical property for FY 2023 and FY 2022:

*(In Millions)*

Program	FY 2023	FY 2022
<b>EDA:</b>		
Public Works	\$ 126.7	\$ 124.7
Economic Adjustment Assistance	10.2	13.8
Assistance to Coal Communities	44.3	34.4
Assistance to Nuclear Closure Communities	–	14.7
Disaster Recovery	63.5	25.5
COVID-19 Relief	.8	1,198.8
<b>EDA Subtotal</b>	<b>245.5</b>	<b>1,411.9</b>
<b>NOAA:</b>		
National Estuarine Research Reserves	2.3	6.1
<b>NOAA Subtotal</b>	<b>2.3</b>	<b>6.1</b>
<b>Total</b>	<b>\$ 247.8</b>	<b>\$ 1,418.0</b>

EDA's investments in non-federal physical property, other than Disaster Recovery and COVID-19 relief, require matching funds by state and local governments of 20 to 50 percent. Disaster Recovery and COVID-19 relief grants do not require matching funds and can be up to 100 percent of the investment costs.

## EDA:

**Public Works:** The Public Works program promotes long-term economic development in distressed areas by providing investments for vital public infrastructure and development facilities. These critical investments enable communities to attract new, or support existing, businesses that will generate new jobs and income for unemployed and underemployed residents.

**Economic Adjustment Assistance:** The Economic Adjustment Assistance program provides flexible investments for communities facing sudden or severe economic distress to diversify and stabilize their economies. EDA's investments in non-federal physical property include key public infrastructure, such as technology-based facilities that utilize distance learning networks, smart rooms, and smart buildings; multitenant manufacturing and other facilities; business and industrial parks with fiber optic cable; and telecommunications and development facilities. In addition, EDA invests in traditional public works projects, including water and sewer systems improvements, industrial parks, business incubator facilities, expansion of port and harbor facilities, skill-training facilities, and brownfields redevelopment.

**Assistance to Coal Communities:** This program competitively awards grants to coalitions of regionally driven economic development and workforce development organizations anchored in impacted coal communities. These grants enable grantees to take deliberate and measured steps to build economic resilience, industry diversification, and promote new job creation opportunities.

**Assistance to Nuclear Closure Communities:** This program competitively awards grants to coalitions of regionally-driven economic development and workforce development organizations anchored in impacted nuclear communities. These grants enable grantees to take deliberate and measured steps to build economic resilience, industry diversification, and promote new job creation opportunities.

**Disaster Recovery:** EDA supports the repair of infrastructure and economic development-related facilities damaged by floods and other natural disasters. Funding for Disaster Recovery is generally through supplemental appropriations from Congress for recovery efforts to save, sustain, and preserve private enterprise and job creation in economically distressed communities.

**COVID-19 Relief:** EDA received supplemental appropriations to prevent, prepare for, and respond to COVID-19, domestically or internationally through programs authorized under Economic Adjustment Assistance, for which EDA also receives annual appropriations. The program funding received for COVID-19 relief expired at the end of FY 2022 so there are no obligations in FY 2023 but there is one upward adjustment of \$769 thousand.

## **NOAA:**

**National Estuarine Research Reserves (NERR):** NERR system consists of 30 estuarine reserves protected by federal, state, and local partnerships that work to preserve and protect the Nation's estuaries. The reserves were created with the passage of the Coastal Zone Management Act of 1972. NERRs are state-operated and managed in cooperation with NOAA. NOAA's investments in non-federal physical property are for the acquisition of lands and development or construction of facilities, auxiliary structures, and public access routes for any NERR site.

## **Investments in Human Capital:**

These investments are for education and training programs that are intended to increase or maintain national economic productive capacity and produce outputs and outcomes that provide evidence of the constant or increasing national productive capacity. These investments exclude education and training expenses for federal civilian and military personnel. The most significant investments in human capital are by NOAA.



The following table summarizes NOAA's investments in human capital for FY 2023 and FY 2022:

(In Millions)

Program	FY 2023	FY 2022
Educational Partnership Program	\$ 20.2	\$ 19.9
Ernest F. Hollings Undergraduate Scholarship Program	14.8	7.1
NERR Margaret Davidson Fellowship Program	1.4	1.4
<b>Total</b>	<b>\$ 36.4</b>	<b>\$ 28.4</b>

**Educational Partnership Program:** The NOAA Educational Partnership Program with Minority Serving Institutions provides financial assistance through competitive processes to minority serving institutions that support research and training of students in NOAA-related sciences, through Cooperative Science Centers. The program's goals include (1) increase the number of trained and graduated students, from underrepresented communities in science and technology, directly related to NOAA's mission; and (2) increase collaborative research efforts between NOAA scientists and researchers at minority serving academic institutions.

**Ernest F. Hollings Undergraduate Scholarship Program:** This program was established in 2005 to (1) increase undergraduate training in oceanic and atmospheric science, research, technology, and education, and foster multidisciplinary training opportunities; (2) increase public understanding and support for stewardship of the ocean and atmosphere and improve environmental literacy; (3) recruit and prepare students for public service careers with NOAA and other agencies at the federal, state, and local levels of government; and (4) recruit and prepare students for careers as teachers and educators in oceanic and atmospheric science and to improve scientific and environmental education in the United States.

**National Estuarine Research Reserve Margaret Davidson Fellowship Program:** This program supports activities designed to increase public awareness of estuary issues, provide information to improve management decisions in estuarine areas, and train graduate students in estuarine science. This Fellowship Program places one graduate student at each of the Nation's 30 national estuarine research reserves. Through a research project, fellows will address a key coastal management question to help scientists and communities understand coastal challenges that may influence future policy and management strategies.

### Investments in Research and Development (R&D):

Investments in R&D are expenses that are included in the Department's Net Cost of Operations. The investments are divided into three categories: (1) basic research, the systematic study to gain knowledge or understanding of the fundamental aspects of phenomena and of observable facts without specific applications toward processes or products in mind; (2) applied research, the systematic study to gain knowledge or understanding necessary for determining the means by which a recognized and specific need may be met; and (3) development, the systematic use of the knowledge and understanding gained from research for the production of useful materials, devices, systems, or methods, including the design and development of prototypes and processes. The investments are made with the expectation of maintaining or increasing national economic productive capacity, or yielding other future economic or societal benefits. Based on a review of the Department's programs, the significant investments in R&D are by the NIST and NOAA.

The following table summarizes NIST's R&D investments for FY 2023 and FY 2022:

(In Millions)

Program	FY 2023	FY 2022
NIST Laboratory Program	\$ 875.2	\$ 822.7
Manufacturing USA	45.4	28.8
Public Safety Communications Research Program	13.8	44.4
Creating Helpful Incentives to Produce Semiconductors for America (CHIPS)	6.1	–
<b>Total</b>	<b>\$ 940.5</b>	<b>\$ 895.9</b>

**NIST Laboratory Program:** The NIST Laboratory Program works at the frontiers of measurement science, ensuring that the U.S. system of measurements is firmly grounded on sound scientific and technical principles. NIST laboratories address increasingly complex measurement challenges, ranging from the very small (quantum devices) to the very large (vehicles and buildings), and from the physical (resilient infrastructure) to the virtual (cybersecurity). As new technologies develop and evolve, NIST's measurement research and services remain central to innovation, productivity, trade, national security, and public safety. NIST's mission is essential for U.S. commerce and global competitiveness.

**Manufacturing USA:** The Manufacturing USA program serves to increase U.S. global competitiveness by creation of an effective public-private manufacturing research infrastructure for U.S. industry and academia to solve industry-relevant problems. Manufacturing USA consists of industry-led institutes with initial federal start-up funding plus matching non-federal funds over a five to seven-year period, after which institutes are intended to be self-sustaining. The institutes form a network for manufacturing innovation which have common goals, but unique technical concentrations, that can benefit an entire industry sector.

**Public Safety Communications Research Program:** In partnership with industry and public safety organizations, NIST conducted research to develop new standards, technologies, and applications to advance public safety communications in support of NTIA's First Responder Network Authority's efforts to buildout, deploy, operate, and maintain an interoperable nationwide broadband network for first responders. The funds expired for obligation in FY 2022.

**Creating Helpful Incentives to Produce Semiconductors for America (CHIPS):** The CHIPS for America program, housed within NIST, intends to revitalize the domestic semiconductor industry and spur innovation while creating good-paying jobs in communities across the country. Investments from the program will catalyze economically sustainable long-term growth in the domestic semiconductor industry in support of our national and economic security. One of the goals involving R&D is to strengthen U.S. semiconductor R&D leadership to catalyze and capture the next set of critical technologies, applications, and industries.

The following table summarizes NOAA's R&D investments by program for FY 2023 and FY 2022:

(In Millions)

Program	FY 2023	FY 2022
Environmental and Climate	\$ 833.9	\$ 655.9
Fisheries	64.8	75.5
Weather Service	63.8	46.5
Other	172.1	153.5
<b>Total</b>	<b>\$ 1,134.6</b>	<b>\$ 931.4</b>

**Environmental and Climate:** The Office of Oceanic and Atmospheric Research is NOAA's primary R&D office. This office conducts research in three major areas: climate research; weather and air quality research; and ocean, coastal, and Great Lakes research. NOAA's research laboratories, Climate Program Office, and research partners conduct wide-ranging research into complex climate systems, including the exploration and investigation of ocean habitats and resources. NOAA's research organizations conduct applied research to predict severe weather events and hazardous conditions that threaten life, property, and economic well being.

**Fisheries:** NOAA's National Marine Fisheries Service (NMFS) supports sustainable fisheries and protected resources management including in the areas of improving aquaculture; improving fishery data collection and assessment, protected species science, techniques for reducing bycatch and other adverse impacts, adapting to climate change and other long-term ecosystem change, and socioeconomic research. Other examples of R&D are process-oriented studies to understand mechanisms that control reproductive success, population genetics and stock structure, animal behavior, biophysical modeling, and the functional value of habitat.

**Weather Service:** The National Weather Service (NWS) conducts applied research and development to support integrated water prediction. A primary goal is to expand and accelerate critical weather forecasting research to operation through accelerated development and implementation of current global weather prediction models, improved data assimilation techniques, and improved software architecture and system engineering.

**Other Programs:** As a national lead for coastal stewardship, NOAA's National Ocean Service (NOS) supports research and development on the cartographic, hydrographic, and oceanographic sciences that underpin mapping, observing, and modeling efforts. This R&D leads to new technologies, models, and products and tools. NOAA's National Environmental Satellite Data and Information Service, Center for Satellite Applications and Research accelerates the transfer of satellite observations of land, atmosphere, ocean, and climate from scientific R&D into routine operations, enabling NOAA to offer state-of-the-art data, products, and services to decisionmakers.

## Limitations of the Financial Statements

The principal financial statements in the financial section have been prepared to report the overall financial position, financial condition, and results of operations of the Department, pursuant to the requirements of 31 U.S.C. 3515(b). The statements have been prepared from the books and records of the Department in accordance with the generally accepted accounting principles (GAAP) for federal entities and the formats prescribed in OMB Circular A-136, *Financial Reporting Requirements*. Reports produced and used to monitor and control budgetary resources are prepared from the same records. Users of the financial statements are advised that the statements are for a component of the U.S. government.

THIS PAGE LEFT INTENTIONALLY BLANK





MANAGEMENT'S DISCUSSION AND ANALYSIS

# SYSTEMS, CONTROLS, AND LEGAL COMPLIANCE



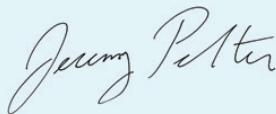
# Management Controls

## Statement of Assurance

The Department's management is responsible for establishing and maintaining effective internal control and financial management systems that meet the objectives of Sections 2 and 4 of the Federal Managers' Financial Integrity Act. During FY 2023, the Department assessed its internal control over the effectiveness and efficiency of operations and compliance with applicable laws and regulations in accordance with Office of Management and Budget (OMB) Circular A-123, *Management's Responsibility for Enterprise Risk Management and Internal Control*. Based on the results of this evaluation, the Department can provide reasonable assurance that its internal control over the effectiveness and efficiency of operations and compliance with applicable laws and regulations as of September 30, 2023, was operating effectively and no material weaknesses were found in the design or operation of the internal controls.

The Department conducted its assessment of the effectiveness of internal control over reporting, which includes safeguarding of assets and compliance with applicable laws and regulations, in accordance with the requirements of Appendix A of OMB Circular A-123. Based on the results of this evaluation, the Department can provide reasonable assurance that its internal control over reporting as of September 30, 2023, was operating effectively, except for one material weakness noted by our independent financial statement auditors related to controls over accounting for certain property, plant, and equipment and heritage assets.

Based on reviews conducted by the Department, it has been able to determine that its financial systems are in conformance with the Federal Financial Management Improvement Act of 1996.



Jeremy Pelter  
Deputy Assistant Secretary for Administration,  
performing the non-exclusive functions and duties of the  
Chief Financial Officer and Assistant Secretary for Administration  
November 13, 2023



Gina M. Raimondo  
Secretary of Commerce  
November 13, 2023

## Federal Managers' Financial Integrity Act (FMFIA) of 1982

---

The objective of the Department's management control system is to provide reasonable assurance that:

- Resources are economically and efficiently controlled, communicated, and monitored and obligations and costs are in compliance with applicable laws;
- Assets are safeguarded against waste, loss, unauthorized use, or misappropriation;
- Revenues and expenditures applicable to Agency operations are properly recorded and accounted for, permitting accurate accounts, reliable financial reports, and full accountability for assets; and
- Programs are efficiently and effectively carried out in accordance with applicable laws and management policy.

The Federal Managers' Financial Integrity Act of 1982 requires federal agencies to annually evaluate and report on the effectiveness and efficiency of their internal controls and financial management systems to ensure the integrity of federal programs and operations. Section 2 of FMFIA requires that federal agencies report, based on annual assessments, any material weaknesses that have been identified in connection with their internal and administrative controls, while Section 4 requires conformance with federal financial systems requirements. Based on the FY 2023 evaluations, and a review of its management control system in accordance with the requirements of FMFIA, OMB, and Departmental guidelines, the Department can provide reasonable assurance that its (1) internal control over the effectiveness and efficiency of operations and compliance with applicable laws and regulations was operating effectively, except for the material weakness identified by the auditors; and (2) financial management systems comply with federal financial systems requirements.

The efficiency of the Department's operations is continually evaluated using information obtained from reviews conducted by the Government Accountability Office (GAO) and the Office of Inspector General (OIG), evaluations conducted by other federal agencies such as the Office of Personnel Management, and other specifically requested studies. The diverse reviews that took place during FY 2023 that were key to the organization provide assurance that Department systems and management controls comply with standards established under FMFIA.

The revised Appendix A to OMB Circular A-123, *Management of Reporting and Data Integrity Risk*, expands assurance for internal controls over reporting beyond finance. In preparing the Department's statement of assurance, attention was given to activities related to the Digital Accountability and Transparency Act (DATA Act), OIG Top Management Challenges, GAO High Risk List, performance reporting, strategic plans and performance metrics, real property and asset management, human resource reporting, broadband initiatives related to the Consolidated Appropriations Act of 2021, the Infrastructure Investment and Jobs Act (IIJA), the Creating Helpful Incentives to Produce Semiconductors (CHIPS) and Science Act of 2022, the Inflation Reduction Act (IRA) of 2022, and above-base appropriations for all other major above-base legislative initiatives between 2021 and 2023. Controls related to risks in the Department's risk profile and fraud risk were also considered in providing reasonable assurance on internal controls.

## Federal Financial Management Improvement Act (FFMIA) of 1996

---

Under FFMIA, the Department is required to have financial management systems that comply with federal financial management system requirements, federal accounting standards, and the U.S. Government Standard General Ledger at the transaction level. In FY 2023, the Department remained in compliance with FFMIA.

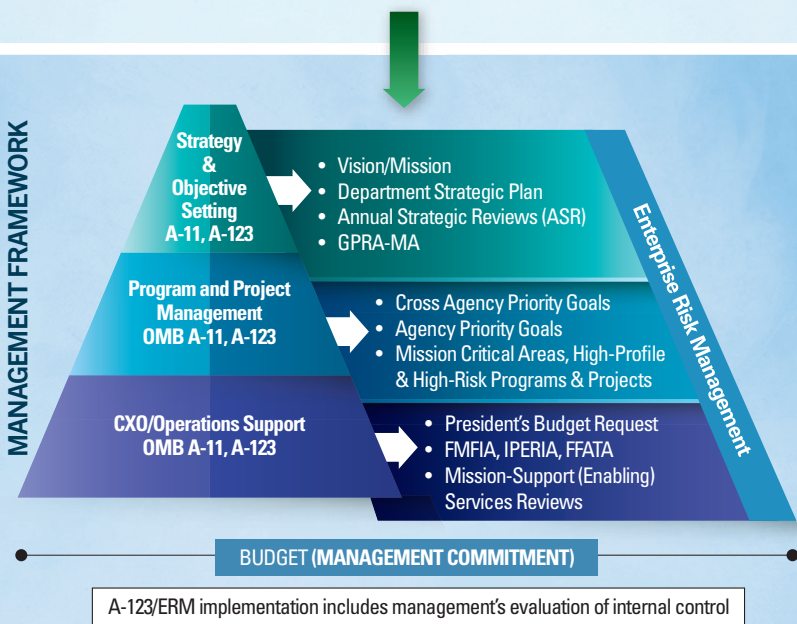


## ENTERPRISE RISK MANAGEMENT FRAMEWORK

**PRINCIPLES**

1. Creates, Protects, and Preserves Value.
2. Systematic, Structured, and Timely.
3. Explicitly Addresses Uncertainty.
4. Emerging Risks to Objectives Are Dynamically Identified and Managed.
5. Risk Management Practices Are Integrated Into Informed Decision-Making and Priority-Setting.
6. Consistent and Disciplined Consideration of Risk Is Part of Our Every Day Processes.
7. Open, Transparent and Inclusive.
8. Responsive to Change.
9. Takes Human and Cultural Factors Into Account.
10. Facilitates Continual Improvement and Enhancement of the Department.

**MANAGEMENT FRAMEWORK**



**RISK PROCESS**



## Enterprise Risk Management (ERM)

### Background

Risk management is not a new practice at the Department of Commerce. It is every employee's responsibility and a critical component of overall program, project, and performance management that is integral to the Department's operations. Applying the International Organization for Standardization (ISO) 31000's definition for risk, the Department defines risk as the effect of uncertainty on objectives. Since 2011, the Department's ERM Program has advanced an integrated approach to risk management, providing an enterprise process for proactively identifying, managing, and treating risk in achieving the Department's strategic objectives, program execution and Department operations utilizing an ERM program framework (See Enterprise Risk Management Framework on left).

The Department has seen substantial progress for integrating risk management into operations to improve organizational effectiveness. Its efforts have resulted in increased risk awareness, and strategic and operational efficiencies for complex and high-profile mission critical programs and activities, including mission-enabling services, key high-priority programs included in the Annual Strategic Review (ASR) and progress in advancing the Department's ERM maturity.

Rising complexity and interconnectedness of Departmental risks coupled with fast-pace change and uncertainty from global chain events such as COVID-19, sophisticated cybercrime, climate change, geopolitical divides and supply chain shocks reinforce critical importance in applying a consistent, integrated approach to risk management to detect risks early for proactive response. Bureau and Office of the Secretary (OS) office risk profiles are a critical component to ERM's "top-down, bottom-up" approach to developing the Department's Risk Profile.

Adapted from OMB, ISO, and Committee of Sponsoring Organizations (COSO) Frameworks



The primary purpose of a risk profile is to provide a thoughtful analysis of the risks an agency faces towards achieving its strategic objectives arising from its activities and operations and to identify appropriate options for addressing significant risks. As the likelihood/consequence is lowered for negative risks and consequences, nonessential risk can be removed from the profile to reprioritize resources to meet mission critical needs.

A risk profile is also a subset of the Department's enterprise risk inventory. It provides insight into the organization's mission and mission support risks and is designed to inform the Department's strategic plan, reform plans and budget process. The risk profile requirement satisfies OMB's A-123 risk profile requirements for *Management's Responsibility for Enterprise Risk Management and Internal Control*. The objective in submitting the bureau risk profiles is to ensure that this subset of the Department's enterprise risk inventory is an accurate representation for the Department.

### **Fiscal Year 2023 Achievements**

In FY 2023, ERM completed another in a series of enterprise Department Risk Profiles, elevating new top risks for consideration in decision-making and driven by the high visibility legislation directed for specific goals or objectives, such as the CHIPS (Creating Helpful Incentives to Produce Semiconductors) and Science Act of 2022. In addition, the Department developed a quarterly reporting cadence to maintain visibility and provide regular updates to the risk mitigation status of the Risk Profile. The requirement of ensuring that risks on the Department's Risk Profile included treatment plans that addressed challenges for executing mitigation strategies as well as a status on progress made was continued. The integration of risk mitigation plan discussions in the Department's Enterprise Risk Management Council (ERM-C) governance process reinforces Department-wide commitment to effective ERM.

The ERM-C continues to include and engage Risk Owners responsible for crosscutting and unique risks with significant mission impact. This inclusion has advanced strategic and impactful discussion related to risk mitigation and performance, particularly in the areas of cybersecurity, hiring, IT, facilities, diversity, and emerging high-risk exposure areas that cut across the Department.

As the Department continues to move forward, the Risk Profile for FY 2024 will reflect management's continued high-level commitment to identify and discuss enterprise risks.

## Report on OIG Audit Follow-up

This report shows audit follow-up activity on OIG audits, as well as the amount of potential monetary benefits the OIG found could be achieved through implementing open recommendations in these reports. Reports are closed when final action has been taken to implement all recommendations.

### SUMMARY OF ACTIVITY ON AUDIT REPORTS OCTOBER 1, 2022 THROUGH SEPTEMBER 30, 2023

	Number of Reports <sup>1</sup>	Potential Monetary Benefits of Open Recommendations <sup>2</sup>
Beginning Balance	34	\$ 34,313,462
New Reports	15	335,987,905
Total Reports Open During the Period	49	370,301,367
Total Reports Closed During the Period <sup>3</sup>	11	—
Ending Balance	38	\$ 370,301,367

<sup>1</sup> The table includes Performance Audits, Evaluations, and Inspections. Audits comply with standards established by the Comptroller General of the United States for audits of federal establishments, organizations, programs, activities, and functions. Evaluations and inspections include evaluations, inquiries, and similar types of reviews that do not constitute an audit or a criminal investigation.

<sup>2</sup> In some audits, the OIG identifies potential monetary benefits that could be realized when or if the recommendations are implemented. Potential Monetary Benefits of open recommendations include Questioned Costs and Funds to Be Put to Better Use.

- **Questioned Costs:** This is a cost questioned by the OIG because of (1) an alleged violation of a provision of a law, regulation, contract, grant, cooperative agreement, or other agreement or document governing the expenditure of funds; (2) a finding that, at the time of the audit, such cost is not supported by adequate documentation; or (3) a finding that an expenditure of funds for the intended purpose is unnecessary or unreasonable.
- **Funds to Be Put to Better Use:** This dollar value results from an OIG recommendation that funds could be used more efficiently if Departmental Management took action to implement and complete the recommendation. Such actions may include (1) reductions in outlays; (2) deobligation of funds from programs or operations; (3) withdrawal of interest subsidy costs on loans or loan guarantees, insurance, or bonds; (4) costs not incurred by implementing recommended improvements related to the Department, a contractor, or a grantee; (5) avoidance of unnecessary expenditures identified in preaward reviews of contracts or grant agreements; or (6) any other savings specifically identified.

<sup>3</sup> The Potential Monetary Benefits amount in this row includes potential monetary benefits of recommendations that were closed even though the corresponding reports remained open.

## Compliance With Other Laws and Regulations

---

In addition to the aforementioned laws and regulations that the Department complies with, the Department makes it a priority to comply with all other applicable legal and regulatory requirements such as the Antideficiency Act (ADA), Prompt Payment Act (PPA), Payment Integrity Information Act of 2019 (PIIA), etc. The ADA is one of the key laws through which fiscal control of appropriated funds is maintained. Among other things, the ADA prohibits agencies from obligating funds in excess of appropriations. In the event of a suspected ADA violation, the Department completes a thorough review of the suspected ADA violation and reports on the findings as appropriate. As of September 30, 2023, the Department is currently investigating 14 potential ADA violations impacting the Department and its bureaus. The PPA requires agencies to pay proper invoices within 30 days or be liable for interest on delinquent payments and, in FY 2023, the Department's overall PPA success rate was 98.5 percent. PIIA replaced multiple other improper payment-related laws and regulations but still requires agencies to conduct improper payment risk assessments for all programs and report on improper payments to OMB annually, among other things. For more information on PIIA-related activities, see the Other Information section.

## Financial Management Systems

---

The Department maintains an FFMI-compliant financial management system, Commerce Business Systems (CBS), which provides reliable, timely information within a sophisticated security infrastructure. The system is capable of producing both financial and budget reports from information generated within the financial management system. CBS consists of a Core Financial System, including the Budget and Execution Data Warehouse. CBS is interfaced with the Electronic Travel System (E2), the SmartPay3 bankcard system, the U.S. Department of Agriculture's National Finance Center Payroll System, and the U.S. Department of the Treasury's (Treasury) Automated Standard Application for Payments.

The financial information from CBS is integrated in the Corporate Database for consolidated financial reporting, resulting in a single integrated financial management system. The Corporate Database is a commercial off-the-shelf (COTS) software package for consolidating financial data and producing financial reports. The Corporate Database is an integrated solution that provides financial statements and Adjusted Trial Balances reported at the Department, bureau, and Treasury Appropriation/Fund Group level. It also provides the ability to perform data analysis and produce the Department's footnotes, financial analysis reports, and other additional information required for the government-wide financial statements.

The Department has continued its efforts to enhance its financial systems by working towards implementing the Business Application Solutions (BAS). The BAS program is a Department modernization initiative to deploy an integrated suite of financial and business management applications in support of the Department's mission. The objectives of BAS include implementing and integrating a suite of COTS business systems, Enterprise Data Warehouse (EDW) and Business Intelligence (BI) reporting solution, and system interfaces in a hosted environment. The BAS program will continue the ongoing emphasis on achieving organizational excellence and outstanding customer service for the Department.

The Department remains dedicated to providing monthly submissions to meet the Digital Accountability and Transparency Act (DATA Act) requirements, as well as addressing any necessary modifications as required.

During FY 2023, the Department accomplished the following initiatives:

- Successfully implemented the mandated use of Government Invoicing (G-Invoicing) on October 1, 2022. The use of G-Invoicing by the Department, supports Treasury's initiative to standardize the interagency agreement process across the government;
- Completion of training and testing activities, the BAS Portal set up, configuration, and testing, and the BAS Help Desk Training and deployment readiness events for Sunflower Asset Management and Prism Advance Acquisition Planning started in October 2023;
- Continued to provide production support operations for E2, the Department's travel management system;
- Successfully lead the Department in monthly DATA Act submissions to Treasury that included adding new Disaster Emergency Fund Codes (DEFC) codes for disaster reporting;
- Continued preparation for Phase 1B Implementation of the BAS Solution Suite scheduled for October 2023 and involving NOAA, EDA, and BIS. In preparation for implantation, the BAS project office worked with bureau and program testers to conduct detailed User Acceptance Testing (UAT) over a period of four months, which tested approximately 500 business processes across the BAS core applications and integration components;
- Confirmed final, single configuration for all core applications (Oracle, Prism, Enterprise Business Suite [EBS]) and finalized production support processes and procedures to support BAS Software-as-a-Service (SaaS) operations; and
- Provided end user training for staff for all BAS components in anticipation for BAS Phase 1B go-live;

The Department plans to accomplish the following in FY 2024 and beyond:

- Complete Phase 2 BAS Implementation activities and prepare for deployment of the National Institute of Standards and Technology (NIST) and serviced-bureaus on the new financial and acquisition system in the beginning of FY 2024;
- Provide production support to end-users after BAS Phase 1B was officially launched on the October 25, 2023 go-live date;
- Continue to integrate with Treasury on planning and implementation activities and provide their Quality Service Management Offices team with regular status updates regarding the BAS project;
- Provide operations and maintenance support activities for the SmartPay3 interface files for CBS; and
- Continue to coordinate with financial management staff and travel support contractors to design, build, and deploy new E2 travel reporting capabilities.





# FINANCIAL SECTION



# Message From the Chief Financial Officer

## (Unaudited)

This FY 2023 Agency Financial Report provides financial and high-level program performance information to enable the Department's stakeholders to understand and evaluate our achievements relative to our mission and resources. The Department is committed to operational excellence, with a focus on providing outstanding service to our customers. This includes providing the public with highlights of our performance, and detailed financial information. This report also fulfills several statutory requirements, including the Reports Consolidation Act of 2000, the Chief Financial Officers Act, the Federal Managers' Financial Integrity Act (FMFIA), and the Government Management Reform Act.

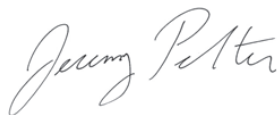
In FY 2023, the Department achieved an unmodified audit opinion for the twenty-fifth consecutive year from the independent auditors tasked with auditing the financial statements. However, one material weakness was identified by the financial statement auditors related to improvement needed in controls over accounting for certain property, plant, and equipment and heritage assets. We will take the appropriate corrective actions to strengthen controls in this area in FY 2024.

The Department will continue enhancing financial and non-financial controls under FMFIA and Office of Management and Budget (OMB) Circular A-123. The Department has provided an unmodified statement of assurance that its internal controls and financial management systems meet the objectives of FMFIA and that those internal controls operated effectively, except for the material weakness identified by the auditors.

The commitment to improving the Department's capacity to deliver our mission with customer-focused outcomes is an important focus of the Department's Leadership Team. As with most organizations, our most important resource is our people. The mission of the Department of Commerce would not be possible without our employees' continued commitment to the Commerce mission and public service. We embrace that sound financial management is a cornerstone of effective and efficient stewardship over the financial resources for which we are responsible. Only through effective financial management can the Department accomplish its mission and goals and ensure the American public that we are effectively utilizing the resources that we have been entrusted with.

The Department's Financial Management (OFM) team had many accomplishments during FY 2023. We are proud that the Department was recognized by the Association of Government Accountants (AGA) for excellence in financial reporting with the prestigious Certificate of Excellence in Accountability Reporting (CEAR) for our FY 2022 AFR. This award represents the diligent work, efforts, resourcefulness, and collaboration of the OFM team and our partners throughout the department to produce clear, concise, and accurate financial reporting to our stakeholders.

One of the technological innovations being implemented at the Department is through the Business Applications Solution (BAS) solution, which will replace outdated financial, acquisitions, and property systems across the Department. These systems will allow for increased reporting functionality for internal and external stakeholders, resulting in the ability for Departmental Leadership to make timely and informed business decisions. In FY 2023, the Department continued work on the BAS contract and implementation activities. These efforts will continue in FY 2024 and beyond, as the BAS program continues the ongoing emphasis on achieving organizational excellence and outstanding customer service for the Department. The work completed to date along with the coordination with Treasury and OMB is already being viewed as a model for a government-wide approach to financial management within the federal financial management community.



Jeremy Pelter  
Deputy Assistant Secretary for Administration,  
performing the non-exclusive functions and duties of the  
Chief Financial Officer and Assistant Secretary for Administration  
November 13, 2023





FINANCIAL SECTION

# INDEPENDENT AUDITORS' REPORT





UNITED STATES DEPARTMENT OF COMMERCE  
Office of Inspector General  
Washington, D.C. 20230

## INFORMATION MEMORANDUM FOR SECRETARY RAIMONDO

---

**FROM:** Richard Bachman, Assistant Inspector General for Audit and Evaluation,  
(202) 793-3344

**DATE:** Tuesday, November 14, 2023

**RE:** *Department of Commerce FY 2023 Financial Statements*  
**Final Report No. OIG-24-007-A**

---

I am pleased to provide you with the attached audit report, which presents an unmodified opinion on the U.S. Department of Commerce's (the Department's) fiscal year 2023 consolidated financial statements. KPMG LLP—an independent public accounting firm—performed the audit in accordance with U.S. generally accepted auditing standards, standards applicable to financial audits contained in *Government Auditing Standards*, and Office of Management and Budget Bulletin No. 24-01, *Audit Requirements for Federal Financial Statements*.

In its audit of the Department, KPMG

- determined that the financial statements were fairly presented, in all material respects, and in accordance with U.S. generally accepted accounting principles;
- identified certain deficiencies in internal control over financial reporting that, in the aggregate, it considers to be a material weakness; and
- identified no instances of reportable noncompliance with applicable laws, regulations, contracts, and grant agreements, as well as no instances in which the Department's financial management systems did not substantially comply with certain provisions from Section 803(a) of the Federal Financial Management Improvement Act of 1996.

KPMG is solely responsible for the attached audit report and the conclusions expressed in it. We do not express any opinion on the Department's financial statements, any conclusions about the effectiveness of internal control over financial reporting, or any conclusions on compliance with applicable laws, regulations, contracts, and grant agreements.

This report will appear on our website pursuant to the Inspector General Act of 1978, as amended (5 U.S.C. §§ 404 & 420).

We would like to thank the Department's staff and management for its cooperation and courtesies extended to KPMG and my office during this audit.

Attachment





KPMG LLP  
Suite 12000  
1801 K Street, NW  
Washington, DC 20006

## Independent Auditors' Report

Inspector General, U.S. Department of Commerce and  
Secretary, U.S. Department of Commerce:

### Report on the Audit of the Consolidated Financial Statements

#### *Opinion*

We have audited the consolidated financial statements of the U.S. Department of Commerce (Department), which comprise the consolidated balance sheets as of September 30, 2023 and 2022, and the related consolidated statements of net cost and changes in net position, and combined statements of budgetary resources for the years then ended, and the related notes to the consolidated financial statements.

In our opinion, the accompanying consolidated financial statements present fairly, in all material respects, the financial position of the Department as of September 30, 2023 and 2022, and its net costs, changes in net position, and budgetary resources for the years then ended in accordance with U.S. generally accepted accounting principles.

#### *Basis for Opinion*

We conducted our audits in accordance with auditing standards generally accepted in the United States of America (GAAS), the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States, and Office of Management and Budget (OMB) Bulletin No. 24-01, *Audit Requirements for Federal Financial Statements*. Our responsibilities under those standards and OMB Bulletin No. 24-01 are further described in the Auditors' Responsibilities for the Audit of the Consolidated Financial Statements section of our report. We are required to be independent of the Department and to meet our other ethical responsibilities, in accordance with the relevant ethical requirements relating to our audits. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

#### *Other Matter – Interactive Data*

Management has elected to reference to information on websites or other forms of interactive data outside the Agency Financial Report to provide additional information for the users of its consolidated financial statements. Such information is not a required part of the consolidated financial statements or supplementary information required by the Federal Accounting Standards Advisory Board. The information on these websites or the other interactive data has not been subjected to any of our auditing procedures, and accordingly we do not express an opinion or provide any assurance on it.

#### *Responsibilities of Management for the Consolidated Financial Statements*

Management is responsible for the preparation and fair presentation of the consolidated financial statements in accordance with U.S. generally accepted accounting principles, and for the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of consolidated financial statements that are free from material misstatement, whether due to fraud or error.

KPMG LLP, a Delaware limited liability partnership and a member firm of the KPMG global organization of independent member firms affiliated with KPMG International Limited, a private English company limited by guarantee.



#### *Auditors' Responsibilities for the Audit of the Consolidated Financial Statements*

Our objectives are to obtain reasonable assurance about whether the consolidated financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditors' report that includes our opinion. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with GAAS, *Government Auditing Standards*, and OMB Bulletin No. 24-01 will always detect a material misstatement when it exists. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Misstatements are considered material if there is a substantial likelihood that, individually or in the aggregate, they would influence the judgment made by a reasonable user based on the consolidated financial statements.

In performing an audit in accordance with GAAS, *Government Auditing Standards*, and OMB Bulletin No. 24-01, we:

- Exercise professional judgment and maintain professional skepticism throughout the audit.
- Identify and assess the risks of material misstatement of the consolidated financial statements, whether due to fraud or error, and design and perform audit procedures responsive to those risks. Such procedures include examining, on a test basis, evidence regarding the amounts and disclosures in the consolidated financial statements.
- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the Department's internal control. Accordingly, no such opinion is expressed.
- Evaluate the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluate the overall presentation of the consolidated financial statements.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit, significant audit findings, and certain internal control related matters that we identified during the audit.

#### *Required Supplementary Information*

U.S. generally accepted accounting principles require that the information in the Management's Discussion and Analysis and Required Supplementary Information sections be presented to supplement the basic consolidated financial statements. Such information is the responsibility of management and, although not a part of the basic consolidated financial statements, is required by the Federal Accounting Standards Advisory Board who considers it to be an essential part of financial reporting for placing the basic consolidated financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with GAAS, which consisted of inquiries of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic consolidated financial statements, and other knowledge we obtained during our audits of the basic consolidated financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

#### *Other Information*

Management is responsible for the other information included in the Agency Financial Report. The other information comprises Table of Contents, Message From Secretary Raimondo, How to Use This Report, Message from the Chief Financial Officer, Other Information, and Appendix, but does not include the consolidated financial statements and our auditors' report thereon. Our opinion on the consolidated financial statements does not cover the other information, and we do not express an opinion or any form of assurance thereon.



In connection with our audit of the consolidated financial statements, our responsibility is to read the other information and consider whether a material inconsistency exists between the other information and the consolidated financial statements, or the other information otherwise appears to be materially misstated. If, based on the work performed, we conclude that an uncorrected material misstatement of the other information exists, we are required to describe it in our report.

#### **Report on Internal Control over Financial Reporting**

In planning and performing our audit of the consolidated financial statements as of and for the year ended September 30, 2023, we considered the Department's internal control over financial reporting (internal control) as a basis for designing audit procedures that are appropriate in the circumstances for the purpose of expressing our opinion on the consolidated financial statements, but not for the purpose of expressing an opinion on the effectiveness of the Department's internal control. Accordingly, we do not express an opinion on the effectiveness of the Department's internal control. We did not test all internal controls relevant to operating objectives as broadly defined by the *Federal Managers' Financial Integrity Act of 1982*.

Our consideration of internal control was for the limited purpose described in the preceding paragraph and was not designed to identify all deficiencies in internal control that might be material weaknesses or significant deficiencies and therefore, material weaknesses or significant deficiencies may exist that were not identified. However, as described in Exhibit I, we identified certain deficiencies in internal control that we consider to be a material weakness.

A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements on a timely basis. A material weakness is a deficiency, or a combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected, on a timely basis. A significant deficiency is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance. We consider the deficiencies described in Exhibit I to be a material weakness.

#### **Report on Compliance and Other Matters**

As part of obtaining reasonable assurance about whether the Department's consolidated financial statements as of and for the year ended September 30, 2023 are free from material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on the consolidated financial statements. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards* or OMB Bulletin No. 24-01.

We also performed tests of the Department's compliance with certain provisions referred to in Section 803(a) of the *Federal Financial Management Improvement Act of 1996* (FFMIA). Providing an opinion on compliance with FFMIA was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed no instances in which the Department's financial management systems did not substantially comply with the (1) Federal financial management systems requirements, (2) applicable Federal accounting standards, and (3) the United States Government Standard General Ledger at the transaction level.

**Department's Response to Findings**

*Government Auditing Standards* requires the auditor to perform limited procedures on the Department's response to the findings identified in our audit and described in Exhibit I. The Department's response was not subjected to the other auditing procedures applied in the audit of the consolidated financial statements and, accordingly, we express no opinion on the response.

**Purpose of the Reporting Required by Government Auditing Standards**

The purpose of the communication described in the Report on Internal Control over Financial Reporting and the Report on Compliance and Other Matters sections is solely to describe the scope of our testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the Department's internal control or compliance. Accordingly, this communication is not suitable for any other purpose.

KPMG LLP

Washington, District of Columbia  
November 13, 2023



## Exhibit I – Material Weakness

---

### A. Controls over Accounting for Certain Property, Plant, and Equipment (PP&E) and Heritage Assets

PP&E, net, is composed of capital assets used by the Department of Commerce (Department) in providing goods and services. The Department's major PP&E categories include Structures, Facilities and Leasehold Improvements; Satellites/Weather Systems Personal Property; Other Personal Property; and Construction-in-progress. Per U.S. generally accepted accounting principles, although similar to PP&E but not capitalized, Heritage Assets are unique for their historical or natural significance, cultural, educational, or artistic importance, or significant architectural characteristics. The Department manages Non-collection-type and Collection-type Heritage Assets.

Management should design and implement internal controls to prevent or timely detect unauthorized acquisition, use, or disposition of the Department's assets; to secure and safeguard vulnerable assets; and to accurately present the assets in the Department's *Agency Financial Report*. However, we identified certain deficiencies in internal control that, in the aggregate, we consider to be a material weakness. The assets impacted by the identified deficiencies are Construction-in-progress, which represents \$3.8 billion (25%) of the Department's PP&E, net; Other Personal Property, net, which represents \$582 million (4%) of the Department's PP&E, net; Satellites/Weather System Personal Property, net, which represents \$8.3 billion (55%) of the Department's PP&E, net; Structures, Facilities, and Leasehold Improvements, net, which represents \$1.7 billion (11%) of the Department's PP&E, net; and Collection-type Heritage Assets with a reported count of 111,355 as of September 30, 2023.

#### *Controls over Additions to PP&E*

Controls over additions to Construction-in-progress at the National Oceanic and Atmospheric Administration (NOAA) did not operate effectively to determine whether costs should be capitalized or expensed.

In our statistical sampling as of April 30, 2023, we selected eight Construction-in-progress additions and identified one sample item for which clear documentation did not exist to support the determination of capitalized versus expensed costs. As a result, Construction-in-progress had a factual overstatement of \$292 thousand and an additional statistically projected overstatement of \$82 million as of April 30, 2023. Management did not correct this error as of September 30, 2023.

#### *Controls over Disposals of PP&E*

Controls over disposal of the Census Bureau's (Census) and the National Institute of Standards and Technology's (NIST) Other Personal Property and NOAA's Satellites/Weather System Personal Property did not operate effectively in the year that the asset was identified for disposal. In the subsequent years, the control to identify any PP&E assets that meet the criteria for awaiting disposal did not operate effectively.

During our non-statistical testing of Other Personal Property as of June 30, 2023, we determined that four of ten sample items had been identified as removed from service but had not been removed from these PP&E accounts, impacting NIST and Census. As a result, Other Personal Property, gross, and related Accumulated Depreciation had a factual overstatement of \$2.8 million and a judgmental overstatement of \$186 million as of June 30, 2023. Management did not correct these errors as of September 30, 2023.

In our statistical sampling as of June 30, 2023, we selected 54 Satellites/Weather System Personal Property assets, managed by NOAA, and identified one sample item that was incorrectly recorded as an in service capitalized asset instead of an asset awaiting disposal. As a result, Satellites/Weather System Personal Property, gross, and related Accumulated Depreciation had a factual overstatement of \$26.7 million and an additional statistically projected overstatement of \$22 million as of June 30, 2023. Management corrected the factual overstatement in August 2023.

### Exhibit I – Material Weakness, Continued

---

#### *Controls over Classification of PP&E*

NOAA's and NIST's controls over accurate recording of assets to the proper account did not operate effectively in the year the transaction occurred, and the controls to verify that the asset classification continued to be appropriate did not operate effectively in subsequent years.

In our statistical sample as of September 30, 2023, we selected six Construction-in-progress assets and identified costs for one sample item that were not transferred from Construction-in-progress to a depreciable asset account when placed in service, impacting NOAA. In addition, during our non-statistical testing of Construction-in-progress as of September 30, 2023, we identified costs for one asset that were not transferred from Construction-in-progress to a depreciable asset account when placed in service, impacting NIST.

As a result, Construction-in-progress had a factual overstatement of \$13 million; Structures, Facilities, and Leasehold Improvements had a factual understatement of \$4 million; and Satellites/Weather Systems Personal Property had a factual understatement of \$9 million. As these costs should have been moved to a depreciable asset account, accumulated depreciation is understated by \$1 million as of September 30, 2023, and depreciation expense is understated in total by \$1 million in fiscal years 2023 and prior. Management did not correct these errors as of September 30, 2023.

In our statistical sample as of June 30, 2023, we selected 20 Other Personal Property assets and identified one sample item, impacting NOAA, that was incorrectly recorded as Other Personal Property. As a result, Other Personal Property had a factual overstatement and Structures, Facilities, and Leasehold Improvements had a factual understatement of \$1.9 million as of June 30, 2023. Additionally, Other Personal Property had a statistically projected overstatement and Structures, Facilities, and Leasehold Improvements had a statistically projected understatement of \$69.9 million as of June 30, 2023. Management did not correct these errors as of September 30, 2023.

#### *Controls over Classification and Existence of Heritage Assets*

The control over the identification of Heritage Assets at Census, NOAA, and NIST did not operate effectively in the year certain assets were classified as Heritage Assets, and the controls to verify that the classification continued to be appropriate did not operate effectively in subsequent years. Additionally, the inventory count control over Collection-type Heritage Assets at NOAA and Census was not designed and implemented effectively during fiscal year 2023 to identify misclassified or missing items. Specifically, we noted 308 items classified as Heritage Assets that did not meet the criteria in Statement of Federal Financial Accounting Standards (SFFAS) No. 29 or that did not exist. Of these, 88 items were corrected as of September 30, 2023. As a result, Collection-type Heritage Assets were overstated by 308 as of September 30, 2022, and by 220 as of September 30, 2023, in *Note 23, Stewardship Property, Plant and Equipment*, in the Department's *Agency Financial Report*.

#### *Criteria*

The relevant criteria are the U.S. Government Accountability Office's (GAO) *Standards for Internal Control in the Federal Government*, dated September 2014; the Federal Accounting Standards Advisory Board's SFFAS No. 6 *Accounting for Property, Plant, and Equipment* and SFFAS No. 29 *Heritage Assets and Stewardship Land*; and the U.S. Standard General Ledger.

#### *Recommendations*

We recommend that:

1. Census, NOAA, and NIST management establish and implement policies to remove costs timely from PP&E accounts once an asset has been determined to be permanently removed from service.

**Exhibit I – Material Weakness, Continued**

---

2. NOAA and NIST management enhance its procedures to verify that PP&E assets are supported by proper documentation and accurately classified.
3. Census, NOAA, and NIST management assess and update, as necessary, its procedures to support the accurate classification of heritage assets.
4. Census management update its heritage asset inventory procedures to require inventory documentation be completed accurately and timely and to improve risk assessments over all assets not inventoried.
5. NOAA management perform inventories of heritage assets in accordance with the Department's *Personal Property Manual*.

**Management's Response**

The Department concurs with the one material weakness noted relating to controls over accounting for certain property, plant, and equipment and heritage assets. We recognize that further improvements are necessary, and we will continue to strengthen our controls in FY 2024 through implementation of detailed corrective action plans.

THIS PAGE LEFT INTENTIONALLY BLANK





FINANCIAL SECTION

# PRINCIPAL FINANCIAL STATEMENTS



# Introduction to the Principal Financial Statements

The principal financial statements are prepared to report the financial position and results of operations of the Department of Commerce, pursuant to the requirements prescribed by the Office of Management and Budget (OMB) in OMB Circular A-136, *Financial Reporting Requirements*.



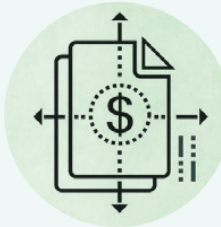
## Consolidated Balance Sheets

provide information on assets, liabilities, and net position as of the end of the reporting periods. Net position is the difference between assets and liabilities. It is a summary measure of the Department's financial condition at the end of the reporting periods. Intra-Departmental balances have been eliminated from the amounts presented.



## Consolidated Statements of Net Cost

report the components of the net costs of the Department's operations for the period. The net cost of operations consists of the gross cost incurred by the Department less any earned revenue from our activities. Intra-Departmental balances have been eliminated from the amounts presented.



## Consolidated Statements of Changes in Net Position

report the beginning net position, the transactions that affect net position for the period, and the ending net position. Intra-Departmental transactions have been eliminated from the consolidated amounts presented.



## Combined Statements of Budgetary Resources

report information on the sources and status of budgetary resources for the reporting periods. Information in these statements is reported on the budgetary basis of accounting, which supports compliance with budgetary controls and controlling legislation.



**United States Department of Commerce Consolidated Balance Sheets**  
**As of September 30, 2023 and 2022 (In Thousands)**

	FY 2023	FY 2022
<b>ASSETS (Note 9)</b>		
<b>Intragovernmental:</b>		
Fund Balance with Treasury (Notes 2 and 18)	\$ 138,659,106	\$ 117,920,185
Accounts Receivable (Note 3)	171,921	115,676
Advances and Prepayments	18,608	24,397
<b>Total Intragovernmental</b>	<b>138,849,635</b>	<b>118,060,258</b>
<b>Other than Intragovernmental:</b>		
Cash and Other Monetary Assets (Note 4)	10,281	11,035
Accounts Receivable, Net (Note 3)	321,308	19,339
Loans Receivable, Net (Note 5)	364,626	372,259
Inventory and Related Property, Net (Note 6)	123,909	128,770
General Property, Plant, and Equipment, Net (Note 7)	15,126,238	15,452,737
Advances and Prepayments	161,077	133,512
Other Assets		
Cost Contribution to Buildout/Continuing Enhancement of Nationwide Public Safety Broadband Network (Note 21 – NTIA's Network Construction Fund and First Responder Network Authority Fund)	5,633,944	5,727,385
Other (Note 8)	23,052	11,841
<b>Total Other than Intragovernmental</b>	<b>21,764,435</b>	<b>21,856,878</b>
<b>TOTAL ASSETS</b>	<b>\$ 160,614,070</b>	<b>\$ 139,917,136</b>
Stewardship Property, Plant, and Equipment – Heritage Assets (Note 23)		
<b>LIABILITIES (Note 15)</b>		
<b>Intragovernmental:</b>		
Accounts Payable	\$ 80,294	\$ 64,238
Debt (Note 10)	356,011	372,482
Advances from Others and Deferred Revenue	278,586	374,137
Other Liabilities		
Liability to General Fund of the U.S. Government for Deficit Reduction (Note 21 – NTIA's Public Safety Trust Fund)	–	12,186,661
Custodial Payable to Treasury (Note 19)	300,096	214
Other (Note 11)	165,885	155,641
<b>Total Intragovernmental</b>	<b>1,180,872</b>	<b>13,153,373</b>
<b>Other than Intragovernmental:</b>		
Accounts Payable	974,885	862,386
Federal Employee Benefits Payable (Note 12)	1,778,880	1,688,076
Environmental and Disposal Liabilities (Note 13)	189,895	152,523
Advances from Others and Deferred Revenue	1,801,852	1,712,459
Other Liabilities		
Accrued Funded Payroll and Leave	370,843	344,133
Accrued Grant Liabilities	600,649	352,658
Liability for Non-fiduciary Deposit Funds, Undeposited Collections, and Clearing Accounts	117,297	144,114
Other (Note 11)	93,933	95,773
<b>Total Other than Intragovernmental</b>	<b>5,928,234</b>	<b>5,352,122</b>
<b>TOTAL LIABILITIES</b>	<b>\$ 7,109,106</b>	<b>\$ 18,505,495</b>
Commitments and Contingencies (Note 16)		
<b>NET POSITION</b>		
Unexpended Appropriations – Funds from Dedicated Collections (Note 21)	\$ –	\$ –
Unexpended Appropriations – Funds from Other than Dedicated Collections	122,674,043	90,083,922
<b>Total Unexpended Appropriations (Consolidated)</b>	<b>122,674,043</b>	<b>90,083,922</b>
Cumulative Results of Operations – Funds from Dedicated Collections (Note 21)	16,778,537	17,011,137
Cumulative Results of Operations – Funds from Other than Dedicated Collections	14,052,384	14,316,582
<b>Total Cumulative Results of Operations (Consolidated)</b>	<b>30,830,921</b>	<b>31,327,719</b>
<b>TOTAL NET POSITION</b>	<b>\$ 153,504,964</b>	<b>\$ 121,411,641</b>
<b>TOTAL LIABILITIES AND NET POSITION</b>	<b>\$ 160,614,070</b>	<b>\$ 139,917,136</b>

The accompanying notes are an integral part of these financial statements.

**United States Department of Commerce Consolidated Statements of Net Cost  
For the Years Ended September 30, 2023 and 2022 (Note 17) (In Thousands)**

	FY 2023	FY 2022
<b>National Oceanic and Atmospheric Administration</b>		
Gross Costs	\$ 7,740,318	\$ 6,992,095
Less: Earned Revenue	(248,404)	(259,602)
<b>Net Cost of Operations</b>	<b>7,491,914</b>	<b>6,732,493</b>
<b>Under Secretary for Economic Affairs</b>		
Gross Costs	2,067,648	2,414,585
Less: Earned Revenue	(414,594)	(353,338)
<b>Net Cost of Operations</b>	<b>1,653,054</b>	<b>2,061,247</b>
<b>National Institute of Standards and Technology</b>		
Gross Costs	1,645,717	1,349,844
Less: Earned Revenue	(215,922)	(213,926)
<b>Net Cost of Operations</b>	<b>1,429,795</b>	<b>1,135,918</b>
<b>Economic Development Administration</b>		
Gross Costs	968,395	1,062,491
Less: Earned Revenue	(6,139)	(11,922)
<b>Net Cost of Operations</b>	<b>962,256</b>	<b>1,050,569</b>
<b>National Telecommunications and Information Administration</b>		
Gross Costs	1,017,781	539,801
Less: Earned Revenue	(287,000)	(164,358)
<b>Net Cost of Operations</b>	<b>730,781</b>	<b>375,443</b>
<b>International Trade Administration</b>		
Gross Costs	598,336	558,859
Less: Earned Revenue	(15,025)	(15,865)
<b>Net Cost of Operations</b>	<b>583,311</b>	<b>542,994</b>
<b>Departmental Management</b>		
Gross Costs	264,028	214,926
Less: Earned Revenue	(45,032)	(37,024)
<b>Net Cost of Operations</b>	<b>218,996</b>	<b>177,902</b>
<b>U.S. Patent and Trademark Office</b>		
Gross Costs	4,037,430	3,731,681
Less: Earned Revenue	(3,943,445)	(3,945,961)
<b>Net Cost (Surplus) of Operations</b>	<b>93,985</b>	<b>(214,280)</b>
<b>Others</b>		
Gross Costs	246,757	202,316
Less: Earned Revenue	(2,194)	(1,469)
<b>Net Cost of Operations</b>	<b>244,563</b>	<b>200,847</b>
Total Gross Departmental Costs	18,586,410	17,066,598
Less: Total Earned Revenue	(5,177,755)	(5,003,465)
<b>NET COST OF OPERATIONS</b>	<b>\$ 13,408,655</b>	<b>\$ 12,063,133</b>

The accompanying notes are an integral part of these financial statements.



**United States Department of Commerce Consolidated Statement of Changes in Net Position  
For the Year Ended September 30, 2023 (In Thousands)**

FY 2023				
	Funds from Dedicated Collections (Consolidated Totals) (Note 21)	Funds from Other than Dedicated Collections (Consolidated Totals)	Eliminations	Consolidated Total
<b>Unexpended Appropriations:</b>				
Beginning Balance	\$ -	\$ 90,083,922	\$ -	\$ 90,083,922
Appropriations Received (Note 18)	-	44,600,330	-	44,600,330
Appropriations Transferred In/Out	-	22,341	-	22,341
Other Adjustments	-	(154,456)	-	(154,456)
Appropriations Used	-	(11,878,094)	-	(11,878,094)
Net Change in Unexpended Appropriations	-	32,590,121	-	32,590,121
<b>Unexpended Appropriations: Ending</b>	<b>-</b>	<b>122,674,043</b>	<b>-</b>	<b>122,674,043</b>
<b>Cumulative Results of Operations:</b>				
Beginning Balance	17,011,137	14,316,582	-	31,327,719
Appropriations Used	-	11,878,094	-	11,878,094
Non-exchange Revenue	54,859	8,707	-	63,566
Donations and Forfeitures of Cash and Cash Equivalents	-	245	-	245
Transfers In/Out Without Reimbursement	88,516	411,418	-	499,934
Donations and Forfeitures of Property	-	21,087	-	21,087
Imputed Financing	117,646	337,056	-	454,702
Other	(567)	(5,204)	-	(5,771)
Net Cost of Operations	(493,054)	(12,915,601)	-	(13,408,655)
Net Change in Cumulative Results of Operations	(232,600)	(264,198)	-	(496,798)
<b>Cumulative Results of Operations: Ending</b>	<b>16,778,537</b>	<b>14,052,384</b>	<b>-</b>	<b>30,830,921</b>
<b>NET POSITION</b>	<b>\$ 16,778,537</b>	<b>\$ 136,726,427</b>	<b>\$ -</b>	<b>\$ 153,504,964</b>

The accompanying notes are an integral part of these financial statements.

**United States Department of Commerce Consolidated Statement of Changes in Net Position  
For the Year Ended September 30, 2022 (In Thousands)**

FY 2022				
	Funds from Dedicated Collections (Consolidated Totals) (Note 21)	Funds from Other than Dedicated Collections (Consolidated Totals)	Eliminations	Consolidated Total
<b>Unexpended Appropriations:</b>				
Beginning Balance	\$ -	\$ 16,315,922	\$ -	\$ 16,315,922
Appropriations Received (Note 18)	-	84,614,820	-	84,614,820
Appropriations Transferred In/Out	-	103,001	-	103,001
Other Adjustments	-	(91,804)	-	(91,804)
Appropriations Used	-	(10,858,017)	-	(10,858,017)
Net Change in Unexpended Appropriations	-	73,768,000	-	73,768,000
<b>Unexpended Appropriations: Ending</b>	<b>-</b>	<b>90,083,922</b>	<b>-</b>	<b>90,083,922</b>
<b>Cumulative Results of Operations:</b>				
Beginning Balance	17,051,604	14,862,023	-	31,913,627
Appropriations Used	-	10,858,017	-	10,858,017
Non-exchange Revenue	38,005	8,224	-	46,229
Donations and Forfeitures of Cash and Cash Equivalents	-	66	-	66
Transfers In/Out Without Reimbursement	47,535	261,444	-	308,979
Donations and Forfeitures of Property	-	79	-	79
Imputed Financing	51,573	240,632	-	292,205
Financing Sources Used for Recognizing Liability to General Fund of the U.S. Government for Deficit Reduction (Note 21 – NTIA's Public Safety Trust Fund)	(29,928)	-	-	(29,928)
Other	10,225	(8,647)	-	1,578
Net Cost of Operations	(157,877)	(11,905,256)	-	(12,063,133)
Net Change in Cumulative Results of Operations	(40,467)	(545,441)	-	(585,908)
<b>Cumulative Results of Operations: Ending</b>	<b>17,011,137</b>	<b>14,316,582</b>	<b>-</b>	<b>31,327,719</b>
<b>NET POSITION</b>	<b>\$ 17,011,137</b>	<b>\$ 104,400,504</b>	<b>\$ -</b>	<b>\$ 121,411,641</b>

The accompanying notes are an integral part of these financial statements.

**United States Department of Commerce Combined Statements of Budgetary Resources  
For the Years Ended September 30, 2023 and 2022 (Note 18) (In Thousands)**

	FY 2023		FY 2022	
	Budgetary	Non-budgetary Credit Reform Financing Accounts	Budgetary	Non-budgetary Credit Reform Financing Accounts
<b>BUDGETARY RESOURCES:</b>				
Unobligated Balance From Prior Year Budget Authority, Net Appropriations	\$ 79,330,534	\$ 626	\$ 9,270,882	\$ 956
Borrowing Authority	44,946,358	–	84,872,274	–
Spending Authority From Offsetting Collections	–	233,845	–	29,782
	6,387,678	10,203	6,325,363	13,132
<b>TOTAL BUDGETARY RESOURCES</b>	<b>\$ 130,664,570</b>	<b>\$ 244,674</b>	<b>\$ 100,468,519</b>	<b>\$ 43,870</b>
<b>STATUS OF BUDGETARY RESOURCES:</b>				
New Obligations and Upward Adjustments	\$ 22,132,099	\$ 243,224	\$ 21,690,366	\$ 43,244
Unobligated Balance, End of Year				
Apportioned, Unexpired Accounts	107,766,790	–	69,580,177	–
Exempt From Apportionment, Unexpired Accounts	708	–	712	–
Unapportioned, Unexpired Accounts	73,448	1,450	8,602,496	626
Unobligated Balance, End of Year, Unexpired Accounts	107,840,946	1,450	78,183,385	626
Unobligated Balance, End of Year, Expired Accounts	691,525	–	594,768	–
<b>Total Unobligated Balance, End of Year</b>	<b>108,532,471</b>	<b>1,450</b>	<b>78,778,153</b>	<b>626</b>
<b>TOTAL STATUS OF BUDGETARY RESOURCES</b>	<b>\$ 130,664,570</b>	<b>\$ 244,674</b>	<b>\$ 100,468,519</b>	<b>\$ 43,870</b>
<b>OUTLAYS, NET, AND DISBURSEMENTS, NET:</b>				
Outlays, Net	\$ 12,031,046		\$ 11,752,756	
Distributed Offsetting Receipts	14,048		(21,034)	
<b>AGENCY OUTLAYS, NET</b>	<b>\$ 12,045,094</b>		<b>\$ 11,731,722</b>	
<b>DISBURSEMENTS, NET</b>		<b>\$ (17,294)</b>		<b>\$ (14,277)</b>

The accompanying notes are an integral part of these financial statements.

THIS PAGE LEFT INTENTIONALLY BLANK





FINANCIAL SECTION

# NOTES TO THE FINANCIAL STATEMENTS



# Notes to the Financial Statements

*(Dollars in Tables are Presented in Thousands unless Otherwise Noted)*

Note 1. Summary of Significant Accounting Policies .....	67
Note 2. Fund Balance with Treasury .....	85
Note 3. Accounts Receivable, Net .....	85
Note 4. Cash and Other Monetary Assets .....	86
Note 5. Loans Receivable, Net .....	86
Note 6. Inventory and Related Property, Net .....	93
Note 7. General Property, Plant, and Equipment, Net .....	94
Note 8. Other Assets .....	95
Note 9. Non-entity Assets .....	95
Note 10. Debt .....	96
Note 11. Other Liabilities .....	96
Note 12. Federal Employee Benefits Payable .....	97
Note 13. Environmental and Disposal Liabilities .....	100
Note 14. Leases .....	101
Note 15. Liabilities Not Covered by Budgetary Resources .....	102
Note 16. Commitments and Contingencies .....	103
Note 17. Consolidated Statements of Net Cost by Major Budgetary Function .....	105
Note 18. Combined Statements of Budgetary Resources .....	106
Note 19. Custodial Non-exchange Activity .....	110
Note 20. Fiduciary Activities .....	111
Note 21. Funds from Dedicated Collections .....	112
Note 22. Reconciliation of Net Cost to Net Outlays .....	120
Note 23. Stewardship Property, Plant, and Equipment .....	122
Note 24. Disclosure Entity .....	130
Note 25. Disclosure Public-Private Partnerships .....	131
Note 26. COVID-19 Reporting .....	136
Note 27. Reclassification of Financial Statement Line Items for Financial Report Compilation Process .....	138



(Dollars in Tables are Presented in Thousands unless Otherwise Noted)

## Note 1. Summary of Significant Accounting Policies

### A Reporting Entity

The Department of Commerce (the Department) is a cabinet-level agency of the Executive Branch of the U.S. government. Established in 1903 to promote U.S. business and trade, the Department's broad range of responsibilities includes predicting the weather, granting patents and registering trademarks, measuring economic growth, gathering and disseminating statistical data, expanding U.S. exports, developing innovative technologies, helping local communities improve their economic development capabilities, promoting minority entrepreneurial activities, and monitoring the stewardship of national assets.

For the *Consolidated Statements of Net Cost*, the Department's entities have been grouped together as follows:

- National Oceanic and Atmospheric Administration (NOAA)
- Under Secretary for Economic Affairs
  - Bureau of Economic Analysis (BEA)
  - Census Bureau
- National Institute of Standards and Technology (NIST)
  - National Technical Information Service (NTIS)
- Economic Development Administration (EDA)
- National Telecommunications and Information Administration (NTIA)
  - First Responder Network Authority (FirstNet)<sup>1</sup>
- International Trade Administration (ITA)
- Departmental Management (DM)
  - Gifts and Bequests
  - Herbert C. Hoover Building Renovation Project
  - Nonrecurring Expenses Fund (NEF)
  - Office of Inspector General (OIG)
  - Salaries and Expenses (S&E)
  - Working Capital Fund (WCF)
- U.S. Patent and Trademark Office (USPTO)
- Others
  - Bureau of Industry and Security (BIS)
  - Minority Business Development Agency (MBDA)

Accounting standards require all entities to disclose that accounting standards allow certain presentations and disclosures to be modified, if needed, to prevent the disclosure of classified information.

<sup>1</sup> The Middle Class Tax Relief and Job Creation Act of 2012 created the First Responder Network Authority (FirstNet), included in these financial statements, as an independent authority within NTIA, to provide emergency responders with the first high-speed, nationwide network dedicated to public safety.

**Disclosure Entities:** The Federal Accounting Standards Advisory Board's (FASAB) Statement of Federal Financial Accounting Standards (SFFAS) 47, *Reporting Entity*, is intended to guide federal agencies in recognizing complex, diverse organizations possessing varying legal designations (e.g., government agencies, not-for-profit organizations, and corporations) that are involved in addressing public policy challenges. It provides guidance for determining what organizations should be included in a federal agency's financial statements (consolidation entities) and footnote disclosures (disclosure entities; and related parties) for financial accountability purposes, and is not intended to establish whether an organization is or should be considered a federal agency for legal or political purposes. Consolidation entities are organizations that should be consolidated in the Department's proprietary financial statements based on an assessment as prescribed in SFFAS 47. Disclosure entities are identified as such based on an assessment as prescribed in SFFAS 47; however, are not consolidated in the Department's proprietary financial statements, and for which information is disclosed in the Department's footnotes to the financial statements.

The Department performs evaluations at least annually to determine if there are any organizations that should be included in the Department's financial reporting as consolidation entities, disclosure entities, and/or related parties. Based on the Department's evaluations, the Department did not identify any consolidation entities that are not already included in the financial statements or related parties for inclusion in the Department's financial reporting. See Note 24, *Disclosure Entity*, for information regarding the Corporation for Travel Promotion (also known as Brand USA) which was identified as a disclosure entity for the Department's financial reporting.

The Department is a component of the U.S. government. For this reason, some of the assets and liabilities reported by the entity may be eliminated for government-wide reporting because they are offset by assets and liabilities of another U.S. government entity. These financial statements should be read with the realization that they are for a component of the U.S. government.

## **B** Basis of Accounting and Presentation

The financial statements and footnotes reflect transactions and balances under the proprietary, accrual basis of accounting with the exception of the *Combined Statements of Budgetary Resources (SBR)* and the *SBR*-related footnote as they both reflect transactions and balances under the budgetary basis of accounting. Under the proprietary basis of accounting, appropriations are recognized as used and exchange revenue is recognized as earned as costs are incurred (e.g., goods have been received or services have been rendered), without regard to the receipt or payment of cash. See Note 1.P, *Revenue and Other Financing Sources*, for more information on accounting policies for revenue and financing sources/ (uses). Departmental costs include both Gross Costs reported in the *Consolidated Statements of Net Cost* that relate to the fiscal year being reported on, and capitalized costs that are included in the *Consolidated Balance Sheets* and that are subsequently expensed in future fiscal year(s).

The purpose of federal budgetary accounting is to control, monitor, and report on funds made available to federal agencies by law and help ensure compliance with the law, and is designed to recognize budgetary resources for appropriations, spending authority from offsetting collections, borrowing authority, and contract authority for an agency, and the obligation and outlay or otherwise disbursement or disposition of funds made available, which in many cases occurs prior to the occurrence of a proprietary accounting transaction. The following budget terms are commonly used:

**Appropriations** are provisions of law (not necessarily in an appropriations act) authorizing the expenditure of funds for a given purpose. Usually, but not always, an appropriation provides budget authority.



**Borrowing authority** is a type of budget authority that permits obligations and outlays to be financed by borrowing.

**Budgetary resources** are amounts available to incur obligations in a given year. Budgetary resources consist of new budget authority and unobligated balances of budget authority provided in previous years.

**Offsetting collections** mean payments to the government that, by law, are credited directly to expenditure accounts and deducted from gross budget authority and outlays of the expenditure account, rather than added to receipts. Usually, offsetting collections are authorized to be spent for the purposes of the account without further action by Congress. They usually result from business-like transactions with the public, including payments from the public in exchange for goods and services, reimbursements for damages, and gifts or donations of money to the government and from intragovernmental transactions with other government accounts. The authority to spend offsetting collections is a form of budget authority.

**Offsetting receipts** mean payments to the government that are credited to offsetting receipt accounts and deducted from gross budget authority and outlays, rather than added to receipts. Usually they are deducted at the level of the agency and subfunction, but in some cases they are deducted at the level of the government as a whole. They are not authorized to be credited to expenditure accounts. The legislation that authorizes the offsetting receipts may earmark them for a specific purpose and either appropriate them for expenditure for that purpose or require them to be appropriated in annual appropriations acts before they can be spent. Like offsetting collections, they usually result from business-like transactions with the public, including payments from the public in exchange for goods and services, reimbursements for damages, and gifts or donations of money to the government, and from intragovernmental transactions with other government accounts.

**Obligations** are binding agreements that will result in outlays, immediately or in the future. Budgetary resources must be available before obligations can be incurred legally.

**Outlays** are payments to liquidate an obligation (other than the repayment of debt principal or other disbursements that are "means of financing" transactions). Outlays generally are equal to cash disbursements but also are recorded for cash-equivalent transactions, such as the issuance of debentures to pay insurance claims, and in a few cases are recorded on an accrual basis such as interest on public issues of the public debt. Outlays are the measure of government spending.

**Spending authority from offsetting collections** is a type of budget authority that permits obligations and outlays to be financed by offsetting collections.

For further information about budget terms and concepts, see the "Budget Concepts" chapter of the *Analytical Perspectives* volume of the President's Budget.

The *SBR* presents, for the aggregate of discretionary and mandatory funds:

- a. Budgetary resources for the fiscal year. The Department's budgetary resources consist of Unobligated Balance From Prior Year Budget Authority, Net; Appropriations; Borrowing Authority; and Spending Authority From Offsetting Collections;
- b. Status of those budgetary resources. The Department's status of budgetary resources consists of New Obligations and Upward Adjustments: Unobligated Balance, End of Year, Unexpired Accounts (Apportioned; Exempt from Apportionment; and Unapportioned); and Unobligated Balance, End of Year, Expired Accounts.

- c. *Outlays, Net, and Disbursements, Net* (cash transactions) for the fiscal year, which includes:
- i. *Outlays, Net*, which is comprised of *Outlays, Gross less Actual Offsetting Collections*;
  - ii. *Agency Outlays, Net*, which is comprised of *Outlays, Net less Distributed Offsetting Receipts*. *Distributed Offsetting Receipts* represents actual collections from the public or from other federal entities, net of disbursements, that are credited to certain receipt accounts (general fund, special fund, trust fund, and gift and donation receipt accounts) and budget clearing accounts, and for which the net receipts recorded to this line offset the budget outlays of the agency that conducts the activity generating the receipts; and
  - iii. *Disbursements, Net*, which is limited to the Department's non-budgetary credit reform financing accounts, and is comprised of *Disbursements, Gross less Actual Offsetting Collections*.

Proprietary and budgetary accounting are complementary; however, both the types of information presented and the timing of their recognition are sometimes different. Information is therefore needed about the differences between proprietary and budgetary accounting, which is accomplished in part by presenting a *Reconciliation of Net Cost to Net Outlays* in Note 22. This reconciliation helps explain and clarify how proprietary basis of accounting *Net Cost of Operations* (based on accrual accounting concepts and includes cash and non-cash transactions) for the fiscal year relates to budgetary basis of accounting *Agency Outlays, Net* (cash transactions) for the fiscal year and the reconciling items between the two.

These financial statements have been prepared from the accounting records of the Department in conformance with U.S. generally accepted accounting principles (GAAP) and the form and content for entity financial statements specified in OMB Circular A-136 Revised, *Financial Reporting Requirements*. GAAP for federal entities are identified by FASAB, which is the official body for setting the accounting standards of the U.S. government.

Throughout these financial statements, intragovernmental assets, liabilities, gross costs, earned revenue, transfers, and other activity represent balances or activity totals with other federal entities. Other than intragovernmental assets, liabilities, gross costs, earned revenue, transfers, and other activity represent balances or activities with non-federal entities.

The Department has allocation transfer transactions with other federal agencies as both a transferring (parent) entity and as a receiving (child) entity. Allocation transfers are legal delegations by one department of its authority to obligate budget authority and outlay funds to another department. A separate fund account (allocation account) is created in the U.S. Department of the Treasury (Treasury) as a subset of the parent fund account for tracking and reporting purposes. All allocation transfers of balances are credited to this account, and subsequent obligations and outlays incurred by the child entity are charged to this allocation account as they execute the delegated activity on behalf of the parent entity. For the Department, all financial activity and balances as parent related to these allocation transfers (e.g., budgetary resources, obligations incurred, gross costs, and outlays, gross) are required to and are reported in the Department's financial statements (from which the underlying legislative authority, appropriations, and OMB apportionments are derived). For the Department, all child account activity and balances are required to be and are excluded from the Department's financial statements. EDA allocates funds, as the parent, to the U.S. Department of Agriculture's Rural Development Administration. EDA has received allocation transfers, as the child, from the Appalachian Regional Commission. Census Bureau has received allocation transfers, as the child, from the U.S. Department of Health and Human Services.

### **Funds from Dedicated Collections**

Funds from Dedicated Collections are financed by specifically identified revenues, often supplemented by other financing sources that are originally provided to the federal government by a non-federal source, which remain available over time. These specifically identified revenues and other financing sources are required by statute to be used for designated activities, benefits, or purposes, and must be accounted for separately from the federal government's general revenues.

Funds from Dedicated Collections include general funds, revolving funds (not including credit reform financing funds), special funds, and trust funds. For detailed information about the Department's funds from dedicated collections, see Note 21, *Funds from Dedicated Collections*.

#### **D Elimination of Intra-entity and Intra-Departmental Transactions and Balances**

**Consolidated Balance Sheets:** Line items are reported after elimination of transactions and balances within or among the Department's fund groups (intra-Departmental).

**Consolidated Statements of Net Cost:** Line items are reported after elimination of intra-Departmental transactions and balances.

**Consolidated Statements of Changes in Net Position:** For the multi-column presentation, the Funds from Dedicated Collections column and the Funds from Other than Dedicated Collections column are reported on a consolidated basis (after elimination of intra-Departmental transactions and balances), and any intra-Departmental transactions and balances between Funds from Dedicated Collections and Funds from Other than Dedicated Collections are eliminated, as shown in the Eliminations column.

The **Statements of Budgetary Resources** are presented on a combined basis; therefore, intra-Departmental transactions and balances have not been eliminated.

#### **E Assets**

An asset is a resource that embodies economic benefits or services that the federal government can obtain or control.

**Entity Assets**, included in the Department's *Consolidated Balance Sheets*, are assets that the Department has authority to use in its operations. **Non-entity Assets**, also included in the Department's *Consolidated Balance Sheets*, are assets held by the Department that are not available for use in its operations, and for which a liability has been recorded. Non-entity Fund Balance with Treasury includes non-federal customer deposits held by the Department for which orders have not yet been received, and for which there is a corresponding liability included in the *Liability for Non-fiduciary Deposit Funds, Undeposited Collections, and Clearing Accounts*, and monies payable to the General Fund of the U.S. government for custodial activity and loan programs.

#### **F Assignment of Assets to Bureaus/Reporting Entities**

A Departmental asset is normally assigned by default to the bureau/reporting entity that authorized its acquisition and controls the asset. In situations where an asset is not directly obtained by a bureau/reporting entity or for any other situation where the assignment of the asset to a bureau(s)/reporting entity(ies) is an issue, the Department's Office of Financial Management (OFM) will gather relevant information from all appropriate sources to perform an evaluation of the appropriate assignment of the asset to bureau(s)/reporting entity(ies). Upon the completion of OFM's evaluation, OFM will determine the appropriate assignment of the asset to bureau(s)/reporting entity(ies) and will communicate such results within the Department. There were not any significant assets assigned by the Department in FY 2023 and FY 2022.

#### **G Fund Balance with Treasury**

Fund Balance with Treasury is the aggregate amount of funds in the Department's accounts with Treasury. Treasury processes cash receipts and disbursements for the Department's domestic operations. Cash receipts and disbursements for the Department's overseas operations are primarily processed by the U.S. Department of State's financial service centers.

### **H** Accounts Receivable, Net

Accounts Receivable are recognized primarily when the Department performs reimbursable services or sells goods. Accounts Receivable are reduced to net realizable value by an Allowance for Uncollectible Accounts, when appropriate for both intragovernmental receivables and other than intragovernmental receivables. This allowance is estimated periodically using methods such as the identification of specific delinquent receivables, and the analysis of aging schedules and historical trends adjusted for current market conditions.

### **I** Advances and Prepayments

Advances are payments the Department has made to cover a part or all of a grant recipient's anticipated expenses, or are advance payments for the cost of goods and services to be acquired. For grant awards, the recipient is required to periodically (for example, quarterly) report the amount of costs incurred, which reduce the advance recorded. Prepayments are payments the Department has made to cover certain periodic expenses before those expenses are incurred, such as subscriptions and rent.

### **J** Loans Receivable, Net

A direct loan is recorded as a receivable after the Department disburses funds to a borrower.

Interest Receivable generally represents uncollected interest income earned on loans. For past-due loans, only up to 180 days of interest income is generally recorded.

Foreclosed Property is acquired primarily through foreclosure and voluntary conveyance, and is recorded at the fair market value at the time of acquisition. Foreclosed Property is adjusted to the current fair market value each fiscal year-end.

**Direct Loans and Loan Guarantees Obligated Prior to October 1, 1991 (pre-FY 1992):** Loans Receivable are reduced by an Allowance for Loan Losses, which is based on an analysis of each loan's outstanding balance. The value of each receivable, net of any Allowance for Loan Losses, is supported by the values of any pledged collateral and other assets available for liquidation, and by the Department's analysis of financial information of parties against whom the Department has recourse for the collection of these receivables.

**Direct Loans and Loan Guarantees Obligated After September 30, 1991 (post-FY 1991):** Post-FY 1991 obligated direct loans and loan guarantees and the resulting receivables are governed by the Federal Credit Reform Act of 1990.

For a direct or guaranteed loan disbursed during a fiscal year, a subsidy cost is initially recognized. Subsidy costs are intended to estimate the long-term cost to the U.S. government of its loan programs. The subsidy cost equals the present value of estimated cash outflows over the life of the loan, minus the present value of estimated cash inflows, discounted at the applicable Treasury interest rate. Administrative costs such as salaries are not included in the subsidy costs. Subsidy costs can arise from interest rate differentials, interest subsidies, delinquencies and defaults, loan origination and other fees, and other cash flows. The Department calculates its subsidy costs based on a model created and provided by OMB.

A Loan Receivable is recorded at the present value of the estimated cash inflows less cash outflows. The difference between the outstanding principal of the loan and the present value of its net cash inflows is recorded as the Allowance for Subsidy Cost. A subsidy reestimate is normally performed annually, as of September 30. The subsidy reestimate takes into account all factors that may have affected the estimated cash flows. Any adjustment resulting from the reestimate is recognized as a subsidy expense (or a reduction in subsidy expense). The portion of the Allowance for Subsidy Cost related to subsidy modifications and reestimates is calculated annually, as of September 30.



The amounts of any downward subsidy reestimates as of September 30 must be disbursed to Treasury in the subsequent fiscal year. Appropriations are normally obtained in the following fiscal year for any upward subsidy reestimates.

### **K Inventory and Related Property, Net**

Inventory, materials, and supplies are stated at the lower of cost or net realizable value under the weighted average method, as well as under other valuation methods that approximate historical cost, and are adjusted for the results of physical inventories. There are no restrictions on their sale, use, or disposition.

### **L General Property, Plant, and Equipment, Net**

General Property, Plant, and Equipment, Net (PP&E) is composed of capital assets used in providing goods or services. General PP&E is stated at full cost, including all costs related to acquisition, delivery, and installation, less Accumulated Depreciation. Acquisitions of General PP&E include assets purchased, or assets acquired through other means such as through transfer in from another federal entity, donation, devise (a will or clause of a will disposing of property), judicial process, exchange between a federal entity and a non-federal entity, and forfeiture. General PP&E also includes assets acquired through capital leases, which are initially recorded at the amount recognized as a liability for the capital lease at its inception.

#### ***Capitalization Thresholds:***

**Single-asset Acquisitions:** The Department's policy is to capitalize single-asset acquisitions of General PP&E if the useful life is two years or more and the dollar amount meets the entity's single-asset acquisition capitalization threshold. Based on a Department-wide capitalization thresholds review, which reflects materiality and cost-benefit analyses, the Department's single-asset acquisition capitalization thresholds are as follows: NOAA—\$200 thousand or more; NIST—\$100 thousand or more; USPTO—\$50 thousand or more; and all other bureaus and Departmental Management—\$25 thousand or more.

**Personal Property Bulk Acquisitions:** NOAA has a personal property bulk acquisition capitalization threshold of \$1.0 million or more where individual items cost \$25 thousand or more but less than \$200 thousand; NIST has a personal property bulk acquisition capitalization threshold of \$500 thousand or more. The Census Bureau has a personal property bulk acquisition capitalization threshold of \$250 thousand or more where the individual items being capitalized meet the definition of accountable property for these purposes.<sup>2</sup> All other bureaus and Departmental Management have a personal property bulk acquisition capitalization threshold of \$250 thousand or more, except that USPTO has a furniture bulk acquisition capitalization threshold of \$50 thousand or more and NTIA's FirstNet has a personal property bulk acquisition capitalization threshold of \$150 thousand or more.

General PP&E not meeting the applicable capitalization threshold is expensed.

**Depreciation:** Depreciation is recognized on a straight-line basis over the estimated useful life of the asset with the exception of leasehold improvements, which are depreciated on a straight-line basis over the remaining life of the lease or over the useful life of the improvement, whichever is shorter. Land, Construction-in-progress, and Internal Use Software in Development are not depreciated.

---

<sup>2</sup> Accountable property is defined for these purposes as items with an initial purchase cost of \$5 thousand or more, or items that contain personally identifiable information (PII); software is excluded. Accountable property further includes "sensitive" items, irrespective of cost. "Sensitive" items are assets that have a high potential for theft and/or may be easily converted to personal use. Examples include digital cameras, laptop computers, personal computers, and related equipment such as scanners and printers.

**Construction-in-progress:** Costs for the construction, modification, or modernization of General PP&E are initially recorded as Construction-in-progress. The Department's construction-in-progress consists primarily of satellites under development for NOAA, and also includes major laboratory renovations and construction projects under development for NIST. Upon completion of the work, the costs are transferred to the appropriate General PP&E account.

**Internal Use Software:** Internal Use Software includes purchased commercial off-the-shelf (COTS) software and internally or contractor-developed software solely to meet the Department's internal or operational needs. Internally developed software includes the full cost (direct and indirect cost) incurred during the software development stage. For contractor-developed software, capitalized costs include the costs for the contractor to design, program, install, and implement the software.

**Real Property:** The U.S. General Services Administration (GSA) provides most of the facilities in which the Department operates, and generally charges rent based on comparable commercial rental rates under operating leases. Accordingly, GSA-owned properties under operating leases are not included in the Department's General PP&E. The Department's real property primarily consists of facilities for NIST and NOAA.

### **M Cost Contribution to Buildout/Continuing Enhancement of Nationwide Public Safety Broadband Network**

This asset captures NTIA's cost contributions for the buildout and continuing enhancement of the Nationwide Public Safety Broadband Network (NPSBN), as described in Note 21, *Funds from Dedicated Collections – NTIA's Network Construction Fund and First Responder Network Authority Fund*. The cost contributions and continuing enhancements that are recorded as an asset primarily include payments for completed and accepted AT&T contract performance for the buildout and continuing enhancements of the NPSBN under the FirstNet contract with AT&T to buildout, deploy, operate, and maintain the NPSBN.

An asset is recognized primarily because the cost contributions for the buildout/continuing enhancement of the NPSBN embodies (a) future economic benefits to NTIA from AT&T made possible in part by NTIA's cost contributions for the buildout of the NPSBN, as there are expected future revenue streams from AT&T to NTIA; and (b) future expected services to be received by NTIA from AT&T made possible in part by NTIA's buildout and continuing enhancement cost contributions, as AT&T, will buildout, deploy, operate, and maintain the NPSBN, thereby assisting NTIA's FirstNet with achieving its important mission of ensuring the operation and maintenance of the first high-speed, nationwide wireless broadband network dedicated to public safety.

To recognize contract services as received, the cost contributions for buildout of the NPSBN are expenses on a straight-line basis over the remaining time frame of the AT&T contract, and the cost contributions for a particular continuing enhancement of the NPSBN are expensed on a straight-line basis over the shorter of the performance period of the continuing enhancement or the remaining time frame of the AT&T contract. See Note 21, *Funds from Dedicated Collections*, for additional information.

### **N Liabilities**

A liability for federal accounting purposes is a probable and measurable future outflow or other sacrifice of resources as a result of past transactions or events.

**Accounts Payable:** Accounts Payable are amounts primarily owed for goods, services, or capitalized assets received, progress on contract performance by others, and other expenses due. The methods used to accrue payables are established by each bureau while the policy and underlying accounting principle is used consistently throughout the Department. NIST completes

a review of open obligations greater than \$25 thousand for NIST and greater than \$10 thousand for NIST-serviced bureaus to determine if there are outstanding invoices to be accrued for. NOAA/NOAA-serviced bureaus and the Census Bureau calculate their estimates by using both current and prior year undelivered order data. USPTO calculates the estimates based on status reports submitted by contractors as well as reports on prior activity and recently received invoices.

**Debt:** The Department has borrowed funds from Treasury through the Fisheries Finance Financing Account for various NOAA direct loan programs. To simplify interest calculations, the Fisheries Finance Financing Account borrowings are dated October 1. Interest rates are based on a single effective rate during the term of the borrowed funds. The single effective rate for each cohort's borrowing is recalculated at the end of each fiscal year during which disbursements are made. Annual interest payments on unpaid principal balances as of September 30 are required. Principal repayments are required only at maturity, but are permitted at any time during the term of the borrowing. The Department's primary financing source for repayments of Debt to Treasury is the collection of principal on the associated Loans Receivable. Balances of any borrowed but undisbursed Fisheries Finance Financing Account debt will earn interest at the same rate used in calculating interest expense. The amounts reported for Debt include accrued interest payable. See Note 10, *Debt*, for information regarding maturity dates.

**Advances from Others and Deferred Revenue:** This liability includes (a) the portion of monies received under customer orders or similar revenue-generating activities for which goods and services have not yet been provided or rendered by the Department—revenue is not recognized until costs are incurred under the accrual accounting concepts; and (b) the deferred revenue portion of FirstNet's annual collection from AT&T under the terms of its contract with AT&T to buildout, deploy, operate, and maintain the NPSBN (see Note 21, *Funds from Dedicated Collections – First Responder Network Authority Fund*, for more information). The intragovernmental liability primarily relates to monies collected under customer orders or similar arrangements. The majority of the other than intragovernmental liability represents patent and trademark application and user fees that are pending action by USPTO.

**Liability to General Fund of the U.S. Government for Deficit Reduction:** NTIA's Public Safety Trust Fund was created as a result of Section 6413 of the Middle Class Tax Relief and Job Creation Act of 2012 (Act). The Act provides funding for specified programs and activities, to be derived from the proceeds of Federal Communications Commission (FCC) auctions of spectrum licenses, to be deposited into the Public Safety Trust Fund. The Act directs the use of auction proceeds in an order of priority after the repayment of borrowings from Treasury (priority 1), which was fully completed in September 2015. Priority 8 of the Act specifies that any remaining amounts deposited into the Public Safety Trust Fund shall be deposited in the General Fund of the U.S. government for deficit reduction. The Act further specifies that any amounts remaining in the Public Safety Trust Fund after the end of FY 2022 shall be deposited in the General Fund of the U.S. government for deficit reduction. The Department maintained a liability balance to the General Fund of the U.S. government for the remaining amounts owed for priority 8 until remitted during FY 2023. See Note 21, *Funds from Dedicated Collections*, for more information on NTIA's Public Safety Trust Fund.

**Custodial Payable:** Custodial Payable represents the amount of applicable custodial non-exchange or exchange revenue yet to be transferred to the General Fund of the U.S. government, a trust fund, or other recipient entities. See Note 19, *Custodial Non-exchange Activity*, for information on the Department's custodial non-exchange activity.

**Other Liabilities – Employer Contributions and Payroll Taxes Payable:** This intragovernmental liability records the employer portion of payroll taxes and benefit contributions, such as retirement, including the Department's contribution to the Thrift Savings Plan, and health and life insurance for covered employees.

**Federal Employee Benefits Payable:**

**Actuarial FECA Liability:** Actuarial FECA Liability represents the liability for future workers' compensation (FWC) benefits, which includes the expected liability for death, disability, medical, and miscellaneous costs for approved cases. DOL calculates the actuarial liability for future workers' compensation benefits and reports to each agency its share of the liability on an annual basis.

To provide more specifically for the effects of inflation on the liability for FWC benefits, wage inflation factors (cost of living adjustments or COLAs) and medical inflation factors (consumer price index medical or CPI-Ms) are applied to the calculation of projected future benefits. The actual rates for these factors are also used to adjust the historical payments to current-year constant dollars.

**NOAA Corps Retirement System and NOAA Corps Blended Retirement System Liabilities, and NOAA Corps Post-retirement Health Benefits Liability:** These liabilities are recorded at the actuarial present value of projected benefits, calculated annually, as of September 30. The liability as of September 30, 2023 and 2022 is based on the number of participants as of June 30, 2023 and 2022, respectively. The actuarial cost method used to determine these liabilities is the aggregate entry age normal method. Under this method, the actuarial present value of projected benefits is allocated on a level basis over the earnings or the service of the group between entry age and assumed exit ages. The portion of this actuarial present value allocated to the valuation year is called the normal cost. For purposes of calculating the normal cost, certain actuarial assumptions utilized for the actual valuation of the U.S. Military Retirement System are used. Actuarial gains and losses, and prior and past service costs, if any, are recognized immediately in the fiscal year they occur, without amortization. The medical claim rates used for the NOAA Corps Post-retirement Health Benefits Liability actuarial calculations are based on the claim rates used for the U.S. Department of Defense Medicare-Eligible Retiree Health Care Fund actuarial valuations. NOAA Commissioned Officer Corps (NOAA Corps) is one of the Nation's eight uniformed services; therefore, the use of the U.S. Military Retirement System assumptions and U.S. Department of Defense medical claim rates in the calculations of these liabilities is appropriate. Demographic assumptions appropriate to covered personnel are also used. In developing the average historical Treasury rates, a minimum of five years of historical rates as of the reporting date should be used. For the liability balances as of September 30, 2023 and 2022, the discount rate was selected by averaging the quarterly spot yields over the 10-year period ended June 30, 2023 (or June 30, 2022) and determining the single equivalent discount rate that produced the same liability. The specific spot yields used were as of June 30, 2023 (or as of June 30, 2022) and each of the prior 39 calendar quarter-ends, by maturity from 1-year to 100-years. The actuary obtained this spot yield data from the Treasury website for all 40 quarterly yields. For background information about these plans, see Note 1.Q, *Employee Retirement Benefits*.

**Unfunded Leave:** This liability to employees is comprised of unpaid leave earned that an employee is entitled to upon separation and that will be funded by future years' budgetary resources.

**Environmental and Disposal Liabilities:**

**Asbestos-related Cleanup Costs:** The Department has incurred asbestos-related cleanup costs related to the costs of removing, containing, and/or disposing of asbestos-containing materials from property, plant, and equipment; specifically, from facilities owned by NIST and NOAA, and from ships owned by NOAA. The Department has estimated its liabilities for asbestos-related cleanup costs for both friable and nonfriable asbestos-related cleanup costs. Estimates of asbestos-related cleanup costs are reviewed periodically, and updated as appropriate, to account for actual or estimated increases or decreases in asbestos-containing materials, material changes due to inflation or deflation, and changes in regulations, plans, and/or technology.



Applicable laws and regulations of asbestos-related cleanup requirements for the Department include:

- Asbestos Hazard Emergency Response Act
- Asbestos Information Act
- Asbestos School Hazard Abatement Reauthorization Act
- Clean Air Act
- Toxic Substances Control Act
- U.S. Environmental Protection Agency (EPA) Standards and Rules:
  - National Emission Standards for Hazardous Air Pollutants (40 CFR Part 61)
  - National Emission Standard for Asbestos (40 CFR Part 61, Subpart M)
  - Asbestos Rules (40 CFR Part 763, *Asbestos*)
- Occupational Safety and Health Administration Asbestos Standards:
  - General Industry Standard (29 CFR Part 1910, Subpart 1001, *Asbestos*)
  - Construction Standard (29 CFR Part 1926, Subpart 1101, *Asbestos*)
- Applicable states laws or regulations dependent upon the location of asbestos-related cleanup

**Nuclear Reactor:** NIST operates a nuclear reactor licensed by the U.S. Nuclear Regulatory Commission, in accordance with NIST's mission of setting standards and examining new technologies. NIST's environmental and disposal liability for the facility is based on the total estimated decommissioning costs of the facility. The liability is calculated in compliance with U.S. Nuclear Regulatory Commission Regulation-1307, Revision 18, *Report on Waste Burial Charges: Changes in Decommissioning Waste Disposal Costs at Low-Level Waste Burial Facilities*, which is intended to provide reasonable assurance that adequate funds for decommissioning will be available when needed. Cost estimate factors (e.g., technology, disposal sites and costs, spent fuel shipment costs, and labor costs) for decommissioning are reviewed annually by NIST, and the annual reviews include an assessment of any changes in cost estimate factors that have occurred since the previous year's review. NIST's estimated total decommissioning costs includes an assumption that an off-site waste disposal facility will become available (estimated in 2029), when needed. Currently, an off-site disposal location has not been identified, and NIST's estimated total decommissioning costs includes an amount approved by the Nuclear Regulatory Commission for off-site waste disposal. The dollar amount of the liability is typically updated every three years with the most recent update occurring in FY 2023. The Department estimates the cost of decommissioning the facility to be \$122.2 million as of September 30, 2023. The total estimated decommissioning cost is being accrued on a straight-line basis over the life of the license to run the reactor, last renewed in 2009; a license lasts for 20 years. Under current legislation, funds to cover the expense of decommissioning the facility's nuclear reactor should be requested in a separate appropriation when the decommissioning date becomes relatively certain.

**Other:** The Department has incurred cleanup costs related to the costs of removing, containing, and/or disposing of hazardous waste from facilities used by NOAA. The Department has estimated its liabilities for environmental cleanup costs at all NOAA-used facilities, including the decommissioning of ships. The largest of NOAA's environmental liabilities relates to the cleanup of the Pribilof Islands in Alaska, which contains waste from the U.S. Department of Defense's use during World War II. Such cleanup activities are the responsibility of the Department because it became the successor agency of the waste generated from war-related programs. The Department does not recognize a liability for environmental cleanup costs for NOAA-used facilities that are less than \$25 thousand per project. When an estimate of cleanup costs includes a range of possible costs, the most likely cost is reported. When no cost is more likely than another, the lowest estimated cost in the range is reported. The liability is reduced as progress payments are made.

The Department may have liabilities associated with lead-based paints at certain NOAA facilities. All known issues are contained and NOAA facilities meet current environmental standards. No cost estimates are presently available because no facilities are currently identified.

**Accrued Funded Payroll and Leave:** This liability to employees includes funded salaries, wages, annual leave, and other leave that have been earned but are unpaid as of September 30.

**Accrued Grant Liabilities:** The Department administers a diverse array of financial assistance programs and projects concerned with the entire spectrum of business and economic development efforts that promote activities such as expanding U.S. exports, creating jobs, contributing to economic growth, developing innovative technologies, promoting minority entrepreneurship, protecting coastal oceans, providing weather services, managing worldwide environmental data, and using telecommunications and information technologies to better provide public services. Disbursements of funds under the Department's grant programs are generally made when requested by recipients. These drawdown requests may be fulfilled before recipients make the expenditures under the grant. When the Department has disbursed funds but the recipient has not yet incurred expenses, these disbursements are recorded as advances to the recipient. If a recipient, however, has expenditures under the grant that have not been advanced by the Department as of September 30, such amounts are recorded as grant expenses and Accrued Grants. The Department's bureaus accrue grant liabilities by reviewing historical data and information from the Standard Form 425 as well as by comparing total expected expenses against drawdowns.

**Liability for Non-fiduciary Deposit Funds, Undeposited Collections, and Clearing Accounts:** This other than intragovernmental liability represents collections held in non-fiduciary deposit funds and held in clearing accounts awaiting disposition, and primarily includes USPTO collections from customers held in a non-fiduciary deposit fund for when the customer has not yet requested a service.

**Other Liabilities – Unfunded Portion of Energy Savings Performance Contracts/Utility Energy Service Contracts Liability:**

Per the U.S. Department of Energy:

- Energy Savings Performance Contracts (ESPC) allow federal agencies to conduct energy projects with limited to no up-front capital costs, minimizing the need for Congressional appropriations. An ESPC is a working relationship between an agency and an energy service contractor. The contractor conducts a comprehensive energy audit for the federal facility and identifies improvements to save energy. In consultation with the agency, the contractor designs and constructs a project that meets the agency's needs and arranges the necessary funding. The contractor guarantees that the improvements will generate energy cost savings sufficient to pay for the project over the term of the contract. The cost of an ESPC project must be covered by the energy, water, and related cost savings generated at the project site. After the contract ends, any additional cost savings accrue to the agency.
- A Utility Energy Service Contract (UESC) is a limited-source contract between a federal agency and serving utility for energy management services including energy and water efficiency improvements and demand-reduction services. In a UESC, the federal agency will work closely with the utility, to assess potential, investigate technical and economic feasibility, and ensure a fair and reasonable price for design and implementation of the project.

This liability represents the portion of the ESPC/UESC contracts liability that is not covered by budgetary resources as of September 30. See Note 25, *Disclosure Public-Private Partnerships*, for information about a NIST ESPC contract for energy savings improvements for its Gaithersburg, MD campus.

**Capital Lease Liabilities:** Capital leases are leases for property, plant, and equipment that transfer substantially all the benefits and risks of ownership to the Department. The Department does not have any capital lease liabilities as of September 30, 2023 and 2022.

**Contingent Liabilities and Contingencies:** A contingency is an existing condition, situation, or set of circumstances involving uncertainty as to possible gain or loss. The uncertainty will ultimately be resolved when one or more future events occur or fail to occur. A contingent liability (included in Other Liabilities) and an expense are recognized when a past event has occurred, and a future outflow or other sacrifice of resources is measurable and probable. A contingency is considered probable when the future confirming event or events are more likely than not to occur, with the exception of pending or threatened litigation and unasserted claims. For pending or threatened litigation and unasserted claims, a contingency is considered probable when the future confirming event or events are likely to occur. A contingency is disclosed in the *Notes to the Financial Statements* if any of the conditions for liability recognition are not met and there is at least a reasonable possibility that a loss or an additional loss may have been incurred. A contingency is considered reasonably possible when the chance of the future confirming event or events occurring is more than remote but less than probable. A contingency is not recognized as a contingent liability and an expense nor disclosed in the *Notes to the Financial Statements* when the chance of the future event or events occurring is remote. A contingency is considered remote when the chance of the future event or events occurring is slight.

***Liabilities Not Covered by Budgetary Resources, Liabilities Covered by Budgetary Resources, and Liabilities Not Requiring Budgetary Resources:***

The Department's liabilities, all of which are reported on the Department's *Consolidated Balance Sheets*, are further classified into three categories: (a) Liabilities Not Covered by Budgetary Resources; (b) Liabilities Covered by Budgetary Resources; and (c) Liabilities Not Requiring Budgetary Resources.

**Liabilities Not Covered by Budgetary Resources**

These are liabilities for which actions are needed before budgetary resources can be provided. The Department expects that liabilities not covered by budgetary resources will be funded from future budgetary resources when required. These amounts are detailed by liability in Note 15, *Liabilities Not Covered by Budgetary Resources*.

The Department generally receives budgetary resources for the following *Federal Employee Benefits Payable* subcomponents when needed for disbursement: (a) Actuarial FECA Liability; (b) NOAA Corps Retirement System and NOAA Corps Blended Retirement System Liabilities; (c) NOAA Corps Post-retirement Health Benefits Liability; (d) Unfunded Leave; and (e) Other Unfunded Employment-related Liability. Regarding Unfunded Leave, under accrual accounting concepts, the expense and liability for leave is recognized when the leave is earned. For most of the Department's fund groups, however, budgetary resources are not obligated to pay for the leave until the leave is taken by the employee or is paid out to the employee. As a result, budgetary resources do not cover a significant portion of the Department's unpaid leave.

The Department generally receives budgetary resources for its *Environmental and Disposal Liabilities* when needed for disbursements.

The portion of the Department's other than intragovernmental *Advances from Others and Deferred Revenue* liability that is reported as not covered by budgetary resources is mainly comprised of USPTO's patent and trademark application and user fees that are pending action by USPTO. Furthermore, a portion of USPTO's application/user fees pending action is considered covered by budgetary resources—this portion is determined mainly by considering, as covered by budgetary resources, the dollar amount of the application/user fees pending USPTO action for which USPTO has available, unobligated budgetary resources as of September 30, as included in the *SBR*, Status of Budgetary Resources section, *Unobligated Balance, End of Year, Unapportioned, Unexpired Accounts* line.

### Liabilities Covered by Budgetary Resources

These are normally liability balances or a portion thereof for which realized budgetary resources have already been used by the Department as of September 30 for the liability, which is typically carried out by recording a budgetary basis of accounting obligation incurred, as adjusted. For example, an Accounts Payable item will normally also have a corresponding budgetary basis of accounting obligation incurred (delivered) recorded. There is differing treatment in the case of the *Advances from Others and Deferred Revenue* liability—there are normally available budgetary resources as of September 30 that are considered to cover the liability balance or a portion thereof with budgetary resources.

### Liabilities Not Requiring Budgetary Resources

These are the liabilities that are not expected to require the use of budgetary resources, which typically includes the Department's *Liability for Non-fiduciary Deposit Funds, Undeposited Collections, and Clearing Accounts*.

## O Net Position

Net Position is the residual difference between assets and liabilities, and is composed of Unexpended Appropriations and Cumulative Results of Operations. Unexpended Appropriations represent the total amount of unexpended budget authority that is classified as appropriations, both obligated and unobligated. Unexpended Appropriations is increased for Appropriations Received, is reduced for Appropriations Used, and is adjusted for other changes in appropriations, such as transfers and rescissions. Cumulative Results of Operations is the net result of the Department's operations since inception.

## P Revenue and Other Financing Sources

**Appropriations Used:** The Department receives appropriations (Appropriations Received) from Congress and the President for many of its annual, multiple-fiscal year, and no-year accounts. Appropriations Received are recognized as used when costs are incurred that require the use of appropriations, for example, when goods or services are received. There are instances of costs incurred for which appropriations are not required to be used or are not immediately required to be used. For example, depreciation and amortization expense does not require the use of appropriations and accrued environmental and disposal cleanup costs that do not immediately require the use of appropriations.

**Exchange and Non-exchange Revenue:** The Department classifies revenue as either exchange revenue or non-exchange revenue. Exchange revenue is derived from transactions in which both the federal government and the other party receive value, including processing patents and registering trademarks, the sale of weather data, nautical charts, and navigation information, reimbursable revenue, and other sales of goods and services. Exchange revenue is presented in the Department's *Consolidated Statements of Net Cost*. Non-exchange revenue is derived from the federal government's sovereign right to demand payment; and, for example, includes revenue of NOAA's Damage Assessment and Restoration Revolving Fund



as reported and described in Note 21, *Funds from Dedicated Collections*. Non-exchange revenue is recognized when a specifically identifiable, legally enforceable claim to resources arises, and to the extent that collection is probable and the amount is reasonably estimable. Non-exchange revenue is not considered to reduce the cost of the Department's operations and is therefore reported in the *Consolidated Statements of Changes in Net Position*.

In certain cases, law or regulation sets the prices charged by the Department, and, for program and other reasons, the Department may not receive full cost (e.g., the processing of patents and registering of trademarks, and the sale of weather data, nautical charts, and navigation information). Prices set for products and services offered through the Department's working capital funds are intended to recover the full costs incurred by these activities.

**Imputed Financing (and related Imputed Costs):** Goods and services are received from other federal entities at no cost or at a cost less than the full cost to the providing federal entity. Consistent with accounting standards, certain costs of the providing entity that are not fully reimbursed by the Department are included as imputed costs in the *Consolidated Statements of Net Cost*, and are offset by imputed financing sources from cost absorbed by others (non-exchange) included in the *Consolidated Statements of Changes in Net Position*. Such imputed costs and imputed financing relate to (a) certain employee retirement benefit programs paid for in part by the U.S. Office of Personnel Management (OPM)—CSRS, FERS, FEHB, and FEGLI (also see Note 1.Q below); (b) claims to be paid for by the Judgment Fund maintained by Treasury (also see Note 16, *Commitments and Contingencies*); and (c) business-type activities, which are defined in the accounting standards as "a significantly self-sustaining activity that finances its continuing cycle of operations through collection of exchange revenue." However, unreimbursed costs of goods and services other than those identified above are not included in the Department's financial statements.

**Transfers In/(Out):** Intragovernmental transfers, for example, of budgetary resources, or of assets without reimbursement that are recorded at book value, are reported in the *Consolidated Statements of Changes in Net Position*.

## **Q Employee Retirement Benefits**

**Civil Service Retirement System (CSRS) and Federal Employees Retirement System (FERS):** Most employees of the Department participate in either the CSRS or FERS defined-benefit pension plans. FERS went into effect on January 1, 1987. FERS and Social Security automatically cover most employees hired after December 31, 1983. Employees hired prior to January 1, 1984 could elect to either join FERS and Social Security, or remain in CSRS.

The Department is not responsible for and does not report CSRS or FERS assets, accumulated plan benefits, or liabilities applicable to its employees. OPM, which administers the plans, is responsible for and reports these amounts.

For CSRS-covered regular employees, the Department was required to make contributions to the plan equal to 7 percent of an employee's basic pay. Employees contributed 7 percent of basic pay. For each fiscal year, OPM calculates the U.S. government's service cost for covered employees, which is an estimate of the amount of funds, that, if accumulated annually and invested over an employee's career, would be enough to pay that employee's future benefits. Since the U.S. government's estimated service cost exceeds contributions made by employer agencies and covered employees, this plan is not fully funded by the Department and its employees. The Department, excluding USPTO, has recognized an imputed cost, and an imputed financing source from cost absorbed by others, for the difference between the estimated service cost and the contributions made by the Department and its covered employees. USPTO is required to make supplemental employer payments to OPM for CSRS, per annual USPTO appropriation provisions. The supplemental employer payments as a result reduce the dollar amount of USPTO imputed costs and related imputed financing source from costs absorbed by others.

**FERS Contribution Rates for Regular Employees (Effective October 1, 2021)**

FERS		FERS-RAE (Revised Annuity Employees)		FERS-FRAE (Further Revised Annuity Employees)	
Hired prior to January 1, 2013		Hired between December 31, 2012 – December 31, 2013		Hired after December 31, 2013	
Employee Percentage	Agency Percentage	Employee Percentage	Agency Percentage	Employee Percentage	Agency Percentage
0.8%	18.4%	3.1%	16.6%	4.4%	16.6%

For each fiscal year, OPM calculates the U.S. government’s service cost for covered employees. Since the U.S. government’s estimated service cost exceeds contributions made by employer agencies and covered employees, this plan was not fully funded by the Department and its employees. The Department has recognized an imputed cost, and an imputed financing source from cost absorbed by others, for the difference between the estimated service cost and the contributions made by the Department and its covered employees.

Employees participating in FERS are covered under the Federal Insurance Contributions Act, for which the Department contributes a matching amount to the Social Security Administration.

**NOAA Corps Retirement System and NOAA Corps Blended Retirement System:** Active-duty officers of the NOAA Corps are covered by the legacy NOAA Corps Retirement System or the new NOAA Corps Blended Retirement System (BRS). The NOAA Corps Retirement System and the defined benefit portion of the NOAA Corps BRS is an unfunded, defined benefit plan administered by the Department with the same features; participants do not contribute to the defined benefit plan for both of these retirement systems. Plan benefits are based primarily on years of service and compensation. Total participants for the two plans, as of June 30, 2023, included 323 active duty officers, 410 non-disability retiree annuitants, 21 disability retiree annuitants, and 67 surviving families. Key provisions include voluntary non-disability retirement after 20 years of active service, disability retirement, optional survivor benefits, Consumer Price Index (CPI) optional survivor benefits, and CPI adjustments for benefits.

The NOAA Corps BRS began on January 1, 2018 and is a retirement plan that was implemented for members of the Uniformed Services, including NOAA Corps active-duty officers. This retirement system blends together the defined benefits of the legacy NOAA Corps Retirement System along with automatic and matching contributions to the Thrift Savings Plan (TSP) and a mid-career continuation pay bonus. All new hires on January 1, 2018 and after will automatically be enrolled into the NOAA Corps BRS. For those NOAA Corps active-duty officers with fewer than 12 years of service on December 31, 2017, there was an opportunity to opt into the NOAA Corps BRS at any time during calendar year 2018. NOAA Corps BRS will not only continue to award those who are vested at 20 years, but will allow service members who choose to depart early to leave with some retirement savings.

**Foreign Service Retirement and Disability System, and the Foreign Service Pension System:** Foreign Commercial Officers are covered by the Foreign Service Retirement and Disability System and the Foreign Service Pension System. ITA makes contributions to the systems based on a percentage of an employee’s pay. Both systems are multi-employer plans administered by the U.S. Department of State. The Department is not responsible for and does not report plan assets, accumulated plan benefits, or liabilities applicable to its employees. The U.S. Department of State, which administers the plan, is responsible for and reports these amounts.

**Thrift Savings Plan (TSP):** Employees covered by CSRS, FERS, and NOAA Corps BRS are eligible to contribute to the U.S. government's TSP, administered by the Federal Retirement Thrift Investment Board. The Department makes no matching contributions for CSRS-covered employees. A TSP account is automatically established for FERS-covered employees and NOAA Corps BRS members, and the Department makes a mandatory contribution of one percent of basic pay upon eligibility. The Department also makes matching contributions of up to four percent of basic pay upon eligibility for FERS-covered employees and NOAA Corps BRS members. NOAA Corps BRS members entering service on or after January 1, 2018 will not begin receiving matching contributions until after completing two years of service.

**Federal Employees Health Benefit (FEHB) Program:** Most Departmental employees are enrolled in the FEHB Program, which provides post-retirement health benefits. OPM administers this program and is responsible for the reporting of liabilities. Employer agencies, excluding USPTO, and covered employees are not required to make any contributions for post-retirement health benefits. OPM calculates the U.S. government's service cost for covered employees each fiscal year. The Department, excluding USPTO, has recognized the entire service cost of these post-retirement health benefits for covered employees as an imputed cost, and an imputed financing source from cost absorbed by others. USPTO is required to make supplemental employer payments to OPM for the FEHB Program, per annual USPTO appropriation provisions. The supplemental employer payments as a result reduce the dollar amount of USPTO imputed costs and related imputed financing source from costs absorbed by others.

**NOAA Corps Post-retirement Health Benefits:** Active-duty officers of the NOAA Corps are covered by the health benefits program for the NOAA Corps, which provides post-retirement health benefits. This is a pay-as-you-go plan administered by the Department. Participants do not make any contributions to this plan.

**Federal Employees' Group Life Insurance (FGLI) Program:** Most Department employees are entitled to participate in the FGLI Program. Participating employees can obtain basic term life insurance, with the employee paying two-thirds of the cost and the Department paying one-third. Additional coverage is optional, to be paid fully by the employee. The basic life coverage may be continued into retirement if certain requirements are met. OPM administers this program and is responsible for the reporting of liabilities. For each fiscal year, OPM calculates the U.S. government's service cost for the post-retirement portion of basic life coverage. Because the Department's contributions to the basic life coverage are fully allocated by OPM to the pre-retirement portion of coverage, the Department, excluding USPTO, has recognized the entire service cost of the post-retirement portion of basic life coverage as an imputed cost and an imputed financing source from cost absorbed by others. USPTO is required to make supplemental employer payments to OPM for the FGLI Program, per annual USPTO appropriation provisions. The supplemental employer payments as a result reduce the dollar amount of USPTO imputed costs and related imputed financing source from costs absorbed by others.

## **R** Use of Estimates

The preparation of financial statements requires the Department to make estimates and assumptions that affect these financial statements. Actual results may differ from those estimates.

## **S** Tax Status

The Department is not subject to federal, state, or local income taxes. Accordingly, no provision for income taxes is recorded.

**T Fiduciary Activities**

Fiduciary activities are the collection or receipt, and the management, protection, accounting, and disposition by the federal government of cash or other assets in which non-federal individuals or entities have an ownership interest that the federal government must uphold. Fiduciary cash and other assets are not assets of the federal government, and are not recognized on the Balance Sheet, and are assets of a non-federal party for which the federal government is responsible. For more information on the Department's fiduciary activities, see Note 20, *Fiduciary Activities*.

**U Disclosure Public-Private Partnerships**

FASAB's SFFAS 49, *Public-Private Partnerships: Disclosure Requirements*, establishes principles to ensure that disclosures about applicable public-private partnerships (P3s) are presented in the Department's notes to the financial statements. The principles guide financial reporting disclosure by establishing a P3 definition and identifying risk-based characteristics that need to exist before considering the P3 arrangement or transaction for disclosure. The standard exempts certain arrangements or transactions from the P3 disclosure requirements, as such exempt arrangements or transactions are subject to existing disclosure requirements in other accounting standards.

The Department performs evaluations annually to determine if there are any arrangements or transactions that should be included in the Department's financial reporting disclosure for P3s. See Note 25, *Disclosure Public-Private Partnerships*, for information for the three P3s identified for disclosure.

**V Reclassification of FY 2022 Information**

Certain reclassifications have been made to the FY 2022 financial statements and notes to better align with the Department's financial reporting policies and procedures effective in FY 2023, in accordance with OMB Circular A-136 Revised.



## Note 2. Fund Balance with Treasury

*Fund Balance with Treasury, by status, is as follows as of September 30, 2023 and 2022:*

	FY 2023	FY 2022
Unobligated Balance		
Available	\$ 107,767,102	\$ 69,580,482
Unavailable	10,542,673	31,152,651
Obligated Balance Not Yet Disbursed	19,961,365	16,774,274
Non-budgetary	387,966	412,778
Total	\$ 138,659,106	\$ 117,920,185

See Note 18, *Combined Statements of Budgetary Resources*, for legal arrangements affecting the Department’s use of Fund Balance with Treasury for FY 2023 and FY 2022.

## Note 3. Accounts Receivable, Net

FY 2023			
	Accounts Receivable, Gross	Allowance for Uncollectible Accounts	Accounts Receivable, Net
Intragovernmental	\$ 171,921	\$ –	\$ 171,921
Other than Intragovernmental	\$ 370,413	\$ (49,105)	\$ 321,308

FY 2022			
	Accounts Receivable, Gross	Allowance for Uncollectible Accounts	Accounts Receivable, Net
Intragovernmental	\$ 115,676	\$ –	\$ 115,676
Other than Intragovernmental	\$ 67,329	\$ (47,990)	\$ 19,339

## Note 4. Cash and Other Monetary Assets

	FY 2023	FY 2022
Cash Not Yet Deposited with Treasury	\$ 9,751	\$ 10,473
Imprest Funds	396	406
Other Cash	134	156
<b>Total</b>	<b>\$ 10,281</b>	<b>\$ 11,035</b>

Cash Not Yet Deposited with Treasury primarily represents patent and trademark fees that were not processed as of September 30, 2023 and 2022, due to the lag time between receipt and initial review. Certain bureaus maintain imprest funds for operational necessity, such as law enforcement activities and for environments that do not permit the use of electronic payments.

## Note 5. Loans Receivable, Net

**The Department operates the following direct loan and loan guarantee programs as of September 30, 2023:**

**Direct Loan Programs:**

NIST	Creating Helpful Incentives to Produce Semiconductors (CHIPS) Incentives Loan Program <sup>1</sup>
NOAA	Alaska Purse Seine Fishery Buyback Loans
NOAA	Bering Sea and Aleutian Islands Non-Pollock Buyback Loans
NOAA	Bering Sea Pollock Fishery Buyback
NOAA	Coastal Energy Impact Program (CEIP)
NOAA	Community Development Quota (CDQ) Loan Program <sup>1</sup>
NOAA	Crab Buyback Loans
NOAA	Federal Gulf of Mexico Reef Fish Buyback Loans
NOAA	Fisheries Finance Individual Fishing Quota (IFQ) Loans
NOAA	Fisheries Finance Traditional Loans
NOAA	Fisheries Loan Fund
NOAA	New England Groundfish Buyback Loans <sup>1</sup>
NOAA	New England Lobster Buyback Loans <sup>1</sup>
NOAA	Pacific Groundfish Buyback Loans

**Loan Guarantee Program:**

NIST	CHIPS Incentives Loan Program <sup>2</sup>
NOAA	Fishing Vessel Obligation Guarantee Program <sup>3</sup>

<sup>1</sup> No direct loans have been disbursed for this program as of September 30, 2023.

<sup>2</sup> No guaranteed loans have been disbursed for this program as of September 30, 2023.

<sup>3</sup> There are no current guaranteed loans for this program as of September 30, 2023.

NOAA's Fisheries Finance Loan programs provide direct loans for certain fisheries costs, including vessels, shoreside facilities, aquaculture, and Individual Fishing Quota. Vessel financing is available for the purchase of used vessels or the reconstruction of vessels. Refinancing is available for existing debt obligations. The purpose of these loan programs is to contribute to stable fisheries and fishing communities, and ensure that fisheries are sustainable economic resources. NOAA's various buyback loan programs address excess fishing capacity which decreases fisheries earnings, complicates fisheries management, and imperils fisheries conservation. Buyback loans are disbursed to fisheries to permanently remove vessels and/or permits and thus lower fishing effort in overcapitalized fisheries. Loans are repaid from fees collected on the ex-vessel value of the catch in the fishery.

NIST has already received (FY 2022 and FY 2023) or will receive (FY 2024 through FY 2026) appropriations totaling \$50.00 billion under Public Law 117-167, *CHIPS and Science Act of 2022*, to remain available until expended. Appropriations made available for FY 2022 included up to \$6.00 billion for the subsidy cost of direct loans and loan guarantees as authorized by Public Law 116-283, *National Defense Authorization Act*, Section 9902. The amount of direct loans and loan guarantees subsidized will not exceed \$75.00 billion. See Note 18, *Combined Statements of Budgetary Resources*, for more information regarding these appropriations. These appropriations include funding for the new CHIPS Incentives Program, of which the CHIPS Incentives Loan Program is a component of, and which was established in FY 2023. The overall CHIPS Incentives Program aims to catalyze long-term economically sustainable growth in the domestic semiconductor industry in support of U.S. economic and national security, and thus far seeks applications for projects for the construction, expansion, or modernization of (a) commercial facilities for the front- and back-end fabrication of leading-edge, current-generation, and mature-node semiconductors; (b) commercial facilities for wafer manufacturing; and (c) commercial facilities for materials used to manufacture semiconductors and semiconductor manufacturing equipment, provided that the capital investment equals or exceeds \$300.0 million. The overall CHIPS Incentives Program can provide direct funding for eligible projects via grants, cooperative agreements, or other transactions, loans, and loan guarantees. The CHIPS Incentives Program is administered by the CHIPS Program Office within NIST. No loans have been disbursed under the CHIPS Incentives Loan Program as of September 30, 2023.

**The net assets for the Department's loan programs consist of:**

	FY 2023	FY 2022
Direct Loans Obligated Prior to FY 1992, Allowance for Loss Method	\$ 2,877	\$ 3,031
Direct Loans Obligated After FY 1991	361,745	369,224
Defaulted Guaranteed Loans from Pre-FY 1992 Guarantees, Allowance for Loss Method	4	4
<b>Total</b>	<b>\$ 364,626</b>	<b>\$ 372,259</b>

**Direct Loans Obligated Prior to FY 1992, Allowance for Loss Method:**

FY 2023				
Direct Loan Program	Loans Receivable, Gross	Interest Receivable	Allowance for Loan Losses	Direct Loans, Net
CEIP	\$ 16,142	\$ 5,310	\$ (18,575)	\$ 2,877
Fisheries Loan Fund	68	15	(83)	-
<b>Total</b>	<b>\$ 16,210</b>	<b>\$ 5,325</b>	<b>\$ (18,658)</b>	<b>\$ 2,877</b>

FY 2022				
Direct Loan Program	Loans Receivable, Gross	Interest Receivable	Allowance for Loan Losses	Direct Loans, Net
CEIP	\$ 16,296	\$ 5,175	\$ (18,440)	\$ 3,031
Fisheries Loan Fund	69	14	(83)	-
<b>Total</b>	<b>\$ 16,365</b>	<b>\$ 5,189</b>	<b>\$ (18,523)</b>	<b>\$ 3,031</b>

**Direct Loans Obligated After FY 1991:**

FY 2023				
Direct Loan Program	Loans Receivable, Gross	Interest and Fees Receivable	Allowance for Subsidy Cost (Present Value)	Direct Loans, Net
Alaska Purse Seine Fishery Buyback Loans	\$ 16,162	\$ 19	\$ 1,815	\$ 17,996
Bering Sea and Aleutian Islands Non-Pollock Buyback Loans	22,273	61	2,627	24,961
Crab Buyback Loans	55,979	1,805	12,382	70,166
Fisheries Finance IFQ Loans	15,726	128	1,448	17,302
Fisheries Finance Traditional Loans	207,086	716	13,723	221,525
Pacific Groundfish Buyback Loans	9,100	5	709	9,814
Community Development Loans	-	-	(19)	(19)
<b>Total</b>	<b>\$ 326,326</b>	<b>\$ 2,734</b>	<b>\$ 32,685</b>	<b>\$ 361,745</b>

FY 2022				
Direct Loan Program	Loans Receivable, Gross	Interest and Fees Receivable	Allowance for Subsidy Cost (Present Value)	Direct Loans, Net
Alaska Purse Seine Fishery Buyback Loans	\$ 16,446	\$ 23	\$ 1,749	\$ 18,218
Bering Sea and Aleutian Islands Non-Pollock Buyback Loans	23,741	66	2,799	26,606
Crab Buyback Loans	55,978	1,411	9,586	66,975
Fisheries Finance IFQ Loans	14,432	104	1,051	15,587
Fisheries Finance Traditional Loans	216,725	876	12,884	230,485
Pacific Groundfish Buyback Loans	10,485	17	851	11,353
<b>Total</b>	<b>\$ 337,807</b>	<b>\$ 2,497</b>	<b>\$ 28,920</b>	<b>\$ 369,224</b>



**Total Amount of Direct Loans Disbursed (Post-FY 1991):**

Direct Loan Program	FY 2023	FY 2022
Fisheries Finance IFQ Loans	\$ 2,254	\$ 2,792
Fisheries Finance Traditional Loans	10,080	68,588
<b>Total</b>	<b>\$ 12,334</b>	<b>\$ 71,380</b>

**Subsidy Expense for Direct Loan Programs by Component:**

**Subsidy Expense for New Direct Loans Disbursed:**

FY 2023					
Direct Loan Program	Interest Differential	Defaults	Fees and Other Collections	Other	Total
Fisheries Finance IFQ Loans	\$ (555)	\$ 8	\$ (19)	\$ 256	\$ (310)
Fisheries Finance Traditional Loans	(1,670)	131	(58)	741	(856)
<b>Total</b>	<b>\$ (2,225)</b>	<b>\$ 139</b>	<b>\$ (77)</b>	<b>\$ 997</b>	<b>\$ (1,166)</b>

FY 2022					
Direct Loan Program	Interest Differential	Defaults	Fees and Other Collections	Other	Total
Fisheries Finance IFQ Loans	\$ (693)	\$ 12	\$ (23)	\$ 331	\$ (373)
Fisheries Finance Traditional Loans	(11,288)	436	(392)	5,003	(6,241)
<b>Total</b>	<b>\$ (11,981)</b>	<b>\$ 448</b>	<b>\$ (415)</b>	<b>\$ 5,334</b>	<b>\$ (6,614)</b>

**Reestimates:**

FY 2023			
Direct Loan Program	Interest Rate Reestimates	Technical Reestimates	Total Reestimates
Alaska Purse Seine Fishery Buyback Loans	\$ (63)	\$ (115)	\$ (178)
Bering Sea and Aleutian Islands Non-Pollock Buyback Loans	(93)	(70)	(163)
Crab Buyback Loans	(349)	(210)	(559)
Fisheries Finance IFQ Loans	(46)	(353)	(399)
Fisheries Finance Traditional Loans	(232)	(4,564)	(4,796)
Pacific Groundfish Buyback Loans	(18)	(10)	(28)
<b>Total</b>	<b>\$ (801)</b>	<b>\$ (5,322)</b>	<b>\$ (6,123)</b>

FY 2022			
Direct Loan Program	Interest Rate Reestimates	Technical Reestimates	Total Reestimates
Alaska Purse Seine Fishery Buyback Loans	\$ 83	\$ 167	\$ 250
Bering Sea and Aleutian Islands Non-Pollock Buyback Loans	(12)	(9)	(21)
Crab Buyback Loans	(379)	(247)	(626)
Fisheries Finance IFQ Loans	8	(171)	(163)
Fisheries Finance Traditional Loans	557	2,928	3,485
Pacific Groundfish Buyback Loans	(5)	(4)	(9)
Total	\$ 252	\$ 2,664	\$ 2,916

**Total Direct Loan Subsidy Expense:**

Direct Loan Program	FY 2023	FY 2022
Alaska Purse Seine Fishery Buyback Loans	\$ (178)	\$ 250
Bering Sea and Aleutian Islands Non-Pollock Buyback Loans	(163)	(21)
Crab Buyback Loans	(559)	(626)
Fisheries Finance IFQ Loans	(709)	(536)
Fisheries Finance Traditional Loans	(5,652)	(2,756)
Pacific Groundfish Buyback Loans	(28)	(9)
Total	\$ (7,289)	\$ (3,698)

**Subsidy Rates for Direct Loans by Program and Component:**

**Budget Subsidy Rates for Direct Loans for the Current Fiscal-year's Cohorts:**

FY 2023					
Direct Loan Program	Interest Differential	Defaults	Fees and Other Collections	Other	Total
Community Development Quota (CDQ) Loan Program	(26.62) %	2.11 %	(0.58) %	15.10 %	(9.99) %
Fisheries Finance IFQ Loans	(24.49) %	0.25 %	(0.83) %	11.38 %	(13.69) %
Fisheries Finance Traditional Loans	(16.56) %	1.94 %	(0.58) %	7.45 %	(7.75) %

The budget subsidy rates disclosed pertain only to the reporting period's cohorts. These rates cannot be applied to the new disbursements of direct loans during the reporting period to yield the subsidy expense. The subsidy expense for new disbursements of direct loans for the reporting period could result from disbursements of loans from both the reporting period's cohorts and prior fiscal years' cohorts. The subsidy expense for the reporting period may also include modifications and reestimates.

**Schedule for Reconciling Subsidy Cost Allowance Balances (Post-FY 1991 Direct Loans):**

	FY 2023	FY 2022
<b>Beginning Balance of the Subsidy Cost Allowance</b>	\$ 28,920	\$ 31,096
<b>Add Total Subsidy Expense for Direct Loans Disbursed During the Reporting Years</b>	1,166	6,614
<b>Adjustments:</b>		
Fees Received	(65)	(266)
Loans Written Off	–	(29)
Subsidy Allowance Amortization	(3,459)	(5,579)
Ending Balance of the Subsidy Cost Allowance Before Reestimates	26,562	31,836
Add or Subtract Total Subsidy Reestimates	6,123	(2,916)
<b>Ending Balance of the Subsidy Cost Allowance</b>	\$ 32,685	\$ 28,920

**Defaulted Guaranteed Loans from Pre-FY 1992 Guarantees, Allowance for Loss Method:**

FY 2023				
Loan Guarantee Program	Defaulted Guaranteed Loans Receivable, Gross	Interest and Fees Receivable	Allowance for Loan Losses	Value of Assets Related to Defaulted Guaranteed Loans Receivable, Net
Fishing Vessel Obligation Guarantee Program	\$ 7,318	\$ 1	\$ (7,315)	\$ 4

FY 2022				
Loan Guarantee Program	Defaulted Guaranteed Loans Receivable, Gross	Interest and Fees Receivable	Allowance for Loan Losses	Value of Assets Related to Defaulted Guaranteed Loans Receivable, Net
Fishing Vessel Obligation Guarantee Program	\$ 7,318	\$ 1	\$ (7,315)	\$ 4

**Administrative Expenses:**

Administrative expenses in support of the Department's direct loan and loan guarantee programs consist of:

<b>Direct Loan Program</b>	<b>FY 2023</b>	<b>FY 2022</b>
NOAA Direct Loan Programs	\$ 2,955	\$ 3,355

<b>Loan Guarantee Program</b>	<b>FY 2023</b>	<b>FY 2022</b>
Fishing Vessel Obligation Guarantee Program	\$ 65	\$ 72

**Loans Receivable, Net:**

	<b>FY 2023</b>	<b>FY 2022</b>
<b>Beginning Balance of Loans Receivable, Net</b>	\$ 372,259	\$ 374,568
Add Loan Disbursements	12,334	71,380
Less Principal and Interest Payments Received	(23,732)	(71,542)
Less Fees Received	(65)	(266)
Add Subsidy Expense	1,166	6,614
Add Upward Reestimates	6,123	(3,735)
Less Downward Reestimates	–	819
Less Subsidy Allowance Amortization	(3,459)	(5,579)
<b>Ending Balance of Loans Receivable, Net</b>	\$ 364,626	\$ 372,259



## Note 6. Inventory and Related Property, Net

Category	Cost Flow Assumption	FY 2023	FY 2022
<b>Inventory</b>			
Items Held for Current Sale			
NIST Standard Reference Materials	Other <sup>1</sup>	\$ 24,502	\$ 25,199
Other	Historical	3	3
Total Inventory, Net		24,505	25,202
<b>Materials and Supplies</b>			
Items Held for Use			
NOAA's National Logistics Support Center	Weighted-average	50,990	48,058
Census Bureau	Other <sup>1</sup>	19,981	27,024
Other	Various	6,473	6,332
Items Held for Repair			
NOAA's National Reconditioning Center	Weighted-average	34,582	34,326
Allowance for Excess, Obsolete, and Unserviceable Items		(12,622)	(12,172)
Total Materials and Supplies, Net		99,404	103,568
Total		\$ 123,909	\$ 128,770

<sup>1</sup> Other valuation method that approximates historical cost

NIST's Standard Reference Materials Program provides reference materials for quality assurance of measurements, while NOAA's Materials and Supplies are primarily repair parts for weather forecasting equipment. Items held for repair are valued at the direct method. The cost of items held in repair is the issue cost, which is the weighted average of the procurement costs adjusted by the cost to repair the item.

## Note 7. General Property, Plant, and Equipment, Net

FY 2023				
Category	Useful Life (Years)	Cost	Accumulated Depreciation	Net Book Value
Land	N/A	\$ 16,039	\$ –	\$ 16,039
Structures, Facilities, and Leasehold Improvements	2-30	3,230,048	(1,484,482)	1,745,566
Satellites/Weather Systems Personal Property	2-25	18,664,063	(10,338,174)	8,325,889
Internal Use Software	3-20	2,392,431	(1,953,712)	438,719
Other Personal Property	3-30	2,295,252	(1,712,975)	582,277
Construction-in-progress	N/A	3,848,093	–	3,848,093
Internal Use Software in Development	N/A	169,655	–	169,655
<b>Total</b>		<b>\$ 30,615,581</b>	<b>\$ (15,489,343)</b>	<b>\$ 15,126,238</b>

FY 2022				
Category	Useful Life (Years)	Cost	Accumulated Depreciation	Net Book Value
Land	N/A	\$ 16,088	\$ –	\$ 16,088
Structures, Facilities, and Leasehold Improvements	2-30	3,026,314	(1,399,725)	1,626,589
Satellites/Weather Systems Personal Property	2-25	15,085,253	(9,622,591)	5,462,662
Internal Use Software	3-20	2,239,027	(1,770,298)	468,729
Other Personal Property	3-30	2,172,065	(1,605,557)	566,508
Construction-in-progress	N/A	7,197,844	–	7,197,844
Internal Use Software in Development	N/A	114,317	–	114,317
<b>Total</b>		<b>\$ 29,850,908</b>	<b>\$ (14,398,171)</b>	<b>\$ 15,452,737</b>

### Schedule for Reconciling General PP&E, Net

	FY 2023	FY 2022
<b>Balance, Beginning of Year</b>	\$ 15,452,737	\$ 15,906,966
Total Capitalized Acquisitions	1,356,423	1,369,104
Dispositions	(37,097)	(285,978)
Revaluations	(9,595)	–
Transfers In/Out Without Reimbursement	(51)	–
Depreciation Expense	(1,657,205)	(1,537,355)
Donations	20,922	–
Other	104	–
<b>Balance, End of Year</b>	<b>\$ 15,126,238</b>	<b>\$ 15,452,737</b>

## Note 8. Other Assets

	FY 2023	FY 2022
<b>Other than Intragovernmental</b>		
Bibliographic Database, Net	\$ 104	\$ 223
General PP&E Permanently Removed but Not Yet Disposed	1,633	1,633
Other	21,315	9,985
<b>Total</b>	<b>\$ 23,052</b>	<b>\$ 11,841</b>

The Bibliographic Database relates to NTIS scientific and technical information used to prepare products and services for sale. The database did not incur any additions this fiscal year and is therefore stated at its capitalized costs of \$78.2 million, less accumulated amortization of \$78.1 million and \$78.0 million, as of September 30, 2023 and 2022, respectively.

## Note 9. Non-entity Assets

The assets that are not available for use in the Department's operations, included in the Department's *Consolidated Balance Sheets*, are summarized below:

	FY 2023	FY 2022
<b>Intragovernmental</b>		
Fund Balance with Treasury	\$ 152,386	\$ 12,341,124
Total Intragovernmental	152,386	12,341,124
<b>Other than Intragovernmental</b>		
Cash	2,963	3,436
Accounts Receivable, Net	300,077	181
Other	4	4
Total Non-entity Assets	455,430	12,344,745
Total Entity Assets	160,158,640	127,572,391
<b>Total Assets</b>	<b>\$ 160,614,070</b>	<b>\$ 139,917,136</b>

## Note 10. Debt

FY 2023			
Loan Program	Beginning Balance	Net Borrowings (Repayments)	Ending Balance
<b>Direct Loan Program</b>			
Fisheries Finance, Financing Account	\$ 372,482	\$ (16,471)	\$ 356,011

Maturity dates range from September 2026 to September 2053, and interest rates range from 0.76 to 6.13 percent.

FY 2022			
Loan Program	Beginning Balance	Net Borrowings (Repayments)	Ending Balance
<b>Direct Loan Program</b>			
Fisheries Finance, Financing Account	\$ 387,088	\$ (14,606)	\$ 372,482

## Note 11. Other Liabilities

FY 2023			
	Current Portion	Non-current Portion	Total
<b>Intragovernmental</b>			
Employer Contributions and Payroll Taxes Payable	\$ 110,768	\$ –	\$ 110,768
Other	46,587	8,530	55,117
Total	\$ 157,355	\$ 8,530	\$ 165,885
<b>Other than Intragovernmental</b>			
Contingent Liabilities (Note 16)	\$ 29,996	\$ –	\$ 29,996
Other Liabilities Without Related Budgetary Obligations			
Unfunded Portion of Energy Savings Performance Contracts/Utility Energy Service Contracts Liability	3,828	59,512	63,340
Other	2	–	2
Other Liabilities With Related Budgetary Obligations	595	–	595
Total	\$ 34,421	\$ 59,512	\$ 93,933
Total Other Liabilities	\$ 191,776	\$ 68,042	\$ 259,818



FY 2022			
	Current Portion	Non-current Portion	Total
<b>Intragovernmental</b>			
Employer Contributions and Payroll Taxes Payable	\$ 102,677	\$ –	\$ 102,677
Other	45,460	7,504	52,964
<b>Total</b>	<b>\$ 148,137</b>	<b>\$ 7,504</b>	<b>\$ 155,641</b>
<b>Other than Intragovernmental</b>			
Contingent Liabilities (Note 16)	\$ 27,700	\$ –	\$ 27,700
Other Liabilities Without Related Budgetary Obligations			
Unfunded Portion of Energy Savings Performance Contracts/Utility Energy Service Contracts Liability	4,431	63,340	67,771
Other	2	–	2
Other Liabilities With Related Budgetary Obligations	300	–	300
<b>Total</b>	<b>\$ 32,433</b>	<b>\$ 63,340</b>	<b>\$ 95,773</b>
<b>Total Other Liabilities</b>	<b>\$ 180,570</b>	<b>\$ 70,844</b>	<b>\$ 251,414</b>

As of September 30, 2023 and 2022, the Current Portion represents liabilities expected to be paid by September 30, 2024 and 2023, respectively, while the Non-current Portion represents liabilities expected to be paid after September 30, 2024 and 2023, respectively.

## Note 12. Federal Employee Benefits Payable

	FY 2023	FY 2022
Actuarial FECA Liability	\$ 135,857	\$ 144,380
NOAA Corps Retirement System and NOAA Corps Blended Retirement System Liabilities	1,055,000	988,800
NOAA Corps Post-retirement Health Benefits Liability	57,600	51,100
Unfunded Leave	431,267	413,017
Other Unfunded Employment-related Liability <sup>1</sup>	89,263	85,141
Employer Contributions and Payroll Taxes Payable	9,893	5,638
<b>Total</b>	<b>\$ 1,778,880</b>	<b>\$ 1,688,076</b>

<sup>1</sup> Amounts reported for this table line include \$79.1 million and \$74.8 million of accrued unfunded payroll as of September 30, 2023 and 2022, respectively.

**Actuarial FECA Liability:**

Actuarial FECA liability is calculated annually, as of September 30. For discounting projected annual future benefit payments to present value, the interest rate assumptions used by DOL for the September 30, 2023 and 2022 actuarial calculations were as follows:

	FY 2023	FY 2022
For Wage Benefits: Year 1 and Thereafter	2.32%	2.12%
For Medical Benefits: Year 1 and Thereafter	2.11%	1.97%

The wage inflation factors (Cost of Living Adjustment) and medical inflation factors (Consumer Price Index – Medical) applied to the calculation of projected future benefits, and also used to adjust the methodology’s historical payments to current-year constant dollars, were as follows:

FY 2023		
Fiscal Year	Cost of Living Adjustment	Consumer Price Index – Medical
2024	4.04%	3.25%
2025	4.29%	3.21%
2026	4.38%	3.51%
2027	4.13%	3.87%
2028	3.13%	4.03%

FY 2022		
Fiscal Year	Cost of Living Adjustment	Consumer Price Index – Medical
2023	3.37%	3.13%
2024	3.97%	3.62%
2025	4.10%	3.55%
2026	4.16%	3.84%
2027	3.91%	4.20%

**NOAA Corps Retirement System and NOAA Corps Blended Retirement System Liabilities:**

These liabilities represent the unfunded actuarial present value of projected plan benefits. The actuarial calculations are performed annually, as of September 30. The September 30, 2023 and 2022 actuarial calculations used the following economic assumptions:

	FY 2023	FY 2022
Discount Rate	2.87%	2.79%
Annual Basic Pay Scale Increases	2.37%	2.09%
Annual Inflation	2.67%	2.61%
Cost of Living Adjustment	2.67%	2.61%

**Schedule for Reconciling NOAA Corps Retirement System and NOAA Corps Blended Retirement System Liabilities:**

A reconciliation from the beginning balance to the ending balance, including the components of the related pension costs included in the *Consolidated Statements of Net Cost*, follows:

	FY 2023	FY 2022
<b>Beginning Balance</b>	\$ 988,800	\$ 824,300
<b>Add Pension Costs:</b>		
Normal Cost	22,600	19,100
Interest on the Unfunded Liability	27,100	23,300
Actuarial (Gains)/Losses, Net		
From Experience	52,600	36,100
From Discount Rate Assumption Change	(14,500)	13,500
From Long-term Assumption Changes		
Annual Inflation	10,800	117,300
Annual Basic Pay Scale Increases	1,100	500
Other	–	(15,200)
Total Pension Costs	99,700	194,600
<b>Subtract Benefit Payments</b>	(33,500)	(30,100)
<b>Ending Balance</b>	\$ 1,055,000	\$ 988,800

**NOAA Corps Post-retirement Health Benefits Liability:**

This liability represents the unfunded actuarial present value of projected post-retirement plan benefits. The actuarial calculation is performed annually, as of September 30. The September 30, 2023 and 2022 actuarial calculations used the following economic assumptions:

	FY 2023	FY 2022
Discount Rate	2.77%	2.67%
Ultimate Medical Trend Rate	4.30%	3.60%
Single Equivalent Medical Trend Rate	4.16%	3.66%

**Schedule for Reconciling NOAA Corps Post-retirement Health Benefits Liability:**

A reconciliation of the NOAA Corps Post-retirement Health Benefits Liability from the beginning balance to the ending balance, including the components of the related post-retirement health benefits costs included in the *Consolidated Statements of Net Costs*, follows:

	FY 2023	FY 2022
<b>Beginning Balance – NOAA Corps Post-retirement Health Benefits Liability</b>	\$ 51,100	\$ 51,100
<b>Add Health Benefits Costs:</b>		
Normal Cost	2,500	2,400
Interest on the Unfunded Liability	1,400	1,500
Actuarial (Gains)/Losses, Net		
From Experience	500	(500)
From Discount Rate Assumption Change	(700)	600
From Long-term Assumption Changes		
Medical Claims and Trend Rate	1,300	(3,200)
Other	3,700	1,400
Total Health Benefits Costs	8,700	2,200
<b>Subtract Benefit Payments</b>	(2,200)	(2,200)
<b>Ending Balance – NOAA Corps Post-retirement Health Benefits Liability</b>	\$ 57,600	\$ 51,100

**Note 13. Environmental and Disposal Liabilities**

Environmental and disposal liabilities include the estimated liability for cleanup costs incurred from removing, containing, and/or disposing of asbestos-containing materials from facilities owned by NOAA and NIST and ships owned by NOAA, and also include the estimated liability associated with the future decommissioning of a NIST operated nuclear reactor.

Environmental and Disposal Liabilities are summarized below:

	FY 2023	FY 2022
Asbestos-related Cleanup Costs	\$ 69,140	\$ 69,487
Nuclear Reactor	110,562	69,787
Non-reactor Radiological Facilities	7,596	10,546
Pribilof Islands	521	701
Other	2,076	2,002
Total	\$ 189,895	\$ 152,523





## Note 14. Leases

### Capital Leases:

The Department had no capital lease assets or liabilities as of September 30, 2023 and 2022.

### Operating Leases:

Most of the Department's facilities are rented from GSA, which generally charges rent that is intended to approximate commercial rental rates. For federally owned property rented from GSA, the Department generally does not execute an agreement with GSA; the Department, however, is normally required to give 120 to 180 days notice to vacate. For non-federally owned property rented from GSA, an occupancy agreement is generally executed, and the Department may normally cancel these agreements with 120 days notice.

The Department's (1) estimated real property rent payments to GSA for FY 2024 through FY 2028; and (2) future payments due under non-federal, noncancellable leases with terms longer than one year are as follows:

FY 2023			
Fiscal Year	General PP&E Category		
	Real Property Leases with GSA	Real Property Non-federal Leases	Personal Property Non-federal Leases
2024	\$ 272,929	\$ 11,810	\$ 9,802
2025	267,065	11,400	1,903
2026	271,816	10,991	–
2027	275,175	8,180	–
2028	278,882	8,093	–
Thereafter	<sup>1</sup>	25,276	–
Total Future Operating Lease Payments		\$ 75,750	\$ 11,705

<sup>1</sup> Not estimated

## Note 15. Liabilities Not Covered by Budgetary Resources

The liabilities that are not covered by budgetary resources, included in the Department's *Consolidated Balance Sheets*, are summarized below:

	FY 2023	FY 2022
<b>Intragovernmental</b>		
Liability to General Fund of the U.S. Government for Deficit Reduction	\$ -	\$ 12,186,661
Advances from Others and Deferred Revenue	17,530	59,412
Accrued FECA Liability	24,431	25,978
Other	12,338	12,312
Total Intragovernmental	54,299	12,284,363
<b>Other than Intragovernmental</b>		
Federal Employee Benefits Payable	1,768,987	1,682,438
Environmental and Disposal Liabilities	189,895	152,523
Advances from Others and Deferred Revenue	425,864	498,977
Contingent Liabilities (Note 16)	29,996	27,700
Unfunded Portion of Energy Savings Performance Contracts/Utility Energy Service Contracts Liability	63,340	67,771
Other	301	382
Total Other than Intragovernmental	2,478,383	2,429,791
Total Liabilities Not Covered by Budgetary Resources	2,532,682	14,714,154
Total Liabilities Covered by Budgetary Resources	4,172,291	3,654,093
Total Liabilities Not Requiring Budgetary Resources	404,133	137,248
Total Liabilities	\$ 7,109,106	\$ 18,505,495

## Note 16. Commitments and Contingencies

---

### **Commitments:**

In addition to the future lease payments under non-cancellable leases with terms longer than one year disclosed in Note 14, *Leases*, the Department is committed under obligations for goods and services which have been ordered but not yet received as of September 30, 2023 (see Note 18, *Combined Statements of Budgetary Resources*), as well as material Public-Private Partnerships (see Note 25, *Disclosure Public-Private Partnerships*).

### **Legal Contingencies:**

The Department is subject to potential liabilities in various administrative proceedings, legal actions, environmental suits, and claims brought against it. In the opinion of the Department's management and legal counsel, the ultimate resolution of these proceedings, actions, suits, and claims will not materially affect the financial position or net costs of the Department.

### **Probable Likelihood of an Adverse Outcome:**

The Department is subject to potential liabilities where it is probable that an adverse outcome will result. Since some of the potential liabilities represent claims with no stated or estimable amount, the exact amount of potential liabilities is unknown, but the Department believes these claims could result in probable estimable losses of \$30.0 million as of September 30, 2023 and \$27.7 million as of September 30, 2022 and which are included as *Other Liabilities* in the Department's *Consolidated Balance Sheets*. For most claims, any amounts ultimately due will be paid out of Treasury's Judgment Fund. For certain claims to be paid by Treasury's Judgment Fund, once the claims are settled or court judgments are assessed relative to the Department, the liability will be removed and an Imputed Financing Source will be recognized. However, agencies are required to reimburse the Judgment Fund for payments pursuant to the Contract Disputes Act and the Notification and Federal Employees Antidiscrimination and Retaliation Act of 2002.

### **Reasonably Possible Likelihood of an Adverse Outcome:**

The Department and other federal agencies are subject to potential liabilities for a variety of environmental cleanup costs, many of which are associated with the Second World War, at various sites within the U.S. Since some of the potential liabilities represent claims with no stated or estimable amount, the exact amount of total potential liabilities is unknown, but the Department believes these claims could result in potential estimable losses as of September 30, 2023 of \$149.3 million if the outcomes were adverse to the Department. For these potential liabilities, it is reasonably possible that an adverse outcome will result. In the absence of a settlement agreement, decree, or judgment, there is neither an allocation of response costs between the U.S. government and other potentially responsible parties, nor is there an attribution of such costs to or among the federal agencies implicated in the claims. Although the Department has been implicated as a responsible party, the U.S. Department of Justice was unable to provide an amount for these potential liabilities that is attributable to the Department. Of these potential liabilities, all will be funded by Treasury's Judgment Fund, if any amounts are ultimately due.

The Department and other federal agencies are subject to other potential liabilities where it is reasonably possible that an adverse outcome will result. Since some of the potential liabilities represent claims with no stated amount, the exact amount of total potential liabilities is unknown, but the Department believes these claims could result in potential estimable losses as of September 30, 2023 of \$78.4 million if the outcomes were adverse to the Department. Of these potential liabilities, most will be funded by Treasury's Judgment Fund, if any amounts are ultimately due.

The tables below summarize the Department’s probable and reasonably possible contingent liabilities by type as of September 30, 2023 and 2022.

<b>FY 2023</b>			
	Accrued Liabilities	Estimated Range of Loss	
		Lower End	Upper End
<b>Legal Contingencies:</b>			
Probable	\$ 25,800	\$ 25,800	\$ 25,800
Reasonably Possible	N/A	94,598	94,958
<b>Legal Environmental Contingencies:</b>			
Probable	4,196	4,196	4,196
Reasonably Possible	N/A	149,289	149,289
<b>Total</b>	<b>\$ 29,996</b>	<b>\$ 273,883</b>	<b>\$ 273,883</b>

<b>FY 2022</b>			
	Accrued Liabilities	Estimated Range of Loss	
		Lower End	Upper End
<b>Legal Contingencies:</b>			
Probable	\$ 26,000	\$ 26,000	\$ 26,000
Reasonably Possible	N/A	109,605	109,605
<b>Legal Environmental Contingencies:</b>			
Probable	1,700	1,700	1,700
Reasonably Possible	N/A	58,829	58,829
<b>Total</b>	<b>\$ 27,700</b>	<b>\$ 196,134</b>	<b>\$ 196,134</b>

## Note 17. Consolidated Statements of Net Cost by Major Budgetary Function

*United States Department of Commerce Consolidating Statement of Net Cost by Major Budgetary Function  
For the Year Ended September 30, 2023*

	Natural Resources and Environment/ Other Natural Resources	Other Advancement of Commerce	Area and Regional Development	Others	Combined Total	Intra- Departmental Eliminations	Consolidated Total
<b>Total Program Costs</b>							
Gross Costs	\$ 7,525,088	\$ 10,428,193	\$ 968,614	\$ 101,548	\$ 19,023,443	\$ (437,033)	\$ 18,586,410
Less: Earned Revenue	(257,846)	(5,350,583)	(6,359)	-	(5,614,788)	437,033	(5,177,755)
<b>NET COST OF OPERATIONS</b>	<b>\$ 7,267,242</b>	<b>\$ 5,077,610</b>	<b>\$ 962,255</b>	<b>\$ 101,548</b>	<b>\$ 13,408,655</b>	<b>\$ -</b>	<b>\$ 13,408,655</b>

*United States Department of Commerce Consolidating Statement of Net Cost by Major Budgetary Function  
For the Year Ended September 30, 2022*

	Natural Resources and Environment/ Other Natural Resources	Other Advancement of Commerce	Area and Regional Development	Others	Combined Total	Intra- Departmental Eliminations	Consolidated Total
<b>Total Program Costs</b>							
Gross Costs	\$ 6,717,223	\$ 9,610,773	\$ 1,062,653	\$ 94,165	\$ 17,484,814	\$ (418,216)	\$ 17,066,598
Less: Earned Revenue	(269,217)	(5,140,378)	(12,086)	-	(5,421,681)	418,216	(5,003,465)
<b>NET COST OF OPERATIONS</b>	<b>\$ 6,448,006</b>	<b>\$ 4,470,395</b>	<b>\$ 1,050,567</b>	<b>\$ 94,165</b>	<b>\$ 12,063,133</b>	<b>\$ -</b>	<b>\$ 12,063,133</b>



## Note 18. Combined Statements of Budgetary Resources

**Unobligated Balance From Prior Year Budget Authority, Net:** This budgetary resources line consists of unobligated balance, brought forward as of October 1, as increased or decreased by current fiscal year activity related to the unobligated balance brought forward—typical items include recoveries of prior year unpaid obligations, cancellations of annual or multi-year appropriations, nonexpenditure transfers of prior year unobligated balances, and other changes including refunds collected for downward adjustments of prior year paid delivered obligations, and borrowing authority withdrawn. The table below displays the FY 2023 and FY 2022 composition of this line.

	FY 2023	FY 2022
Unobligated Balance, Brought Forward, October 1	\$ 78,778,779	\$ 8,623,003
Actual Recoveries of Prior Year Unpaid Obligations	506,287	552,421
Canceled Authority	(69,687)	(65,664)
Actual Nonexpenditure Transfers of Prior Year Unobligated Balances	96,198	135,352
Other Changes in Unobligated Balance, Net	19,583	26,726
<b>Unobligated Balance From Prior Year Budget Authority, Net</b>	<b>\$ 79,331,160</b>	<b>\$ 9,271,838</b>

### Appropriations:

- Appropriations reported on the *SBR Budgetary Resources* subsection will not necessarily agree with *Appropriations Received* as reported on the *Consolidated Statement of Changes in Net Position (SCNP)*. This is due to differences in budgetary and proprietary accounting concepts and reporting requirements. Some receipts are recorded as appropriations on the *SBR*, but are recognized as exchange or non-exchange revenue and reported on the *SCNP* in accordance with SFFAS 7, *Accounting for Revenue and Other Financing Sources and Concepts for Reconciling Budgetary and Financial Accounting*.
- Appropriations for FY 2023 includes new funding of \$22.00 billion received in DM/Nonrecurring Expenses Fund (NEF) budget account under Public Law 118-5, *Fiscal Responsibility Act of 2023*, to remain available until expended, to be used to carry out programs related to government efficiencies in FY 2024 and FY 2025.
- Appropriations for FY 2022 included funding of \$42.45 billion received in NTIA's Broadband Equity, Access, and Deployment Program budget account under Public Law 117-58, *Infrastructure Investment and Jobs Act*, to remain available until expended, for grants as authorized under Section 60102, *Grants for Broadband Deployment*, of Division F of this Act. For FY 2023 budgetary financial information for the Broadband Equity, Access, and Deployment Program budget account, see the *Combining Schedule of Budgetary Resources by Major Budget Account* (unaudited), included in *Required Supplementary Information (Unaudited)*.
- Appropriations for FY 2022 included funding of \$24.00 billion received in NIST's Creating Helpful Incentives to Produce Semiconductors (CHIPS) for America Fund under Public Law 117-167, *CHIPS and Science Act of 2022*, to remain available until expended, of which \$19.00 billion shall be for Section 9902, *Semiconductor Incentives* of Public Law 116-283, *William M. (Mac) Thornberry National Defense Authorization Act for Fiscal Year 2021*, and \$5.00 billion shall be for certain subsections, as specified in Public Law 117-167, of Section 9906, *Advanced Microelectronics Research and Development* of Public Law 116-283.

Appropriations made available for FY 2022 included up to \$6.00 billion for the cost of direct loans and loan guarantees under Public Law 116-283, *National Defense Authorization Act*, Section 9902. Principal amount of direct loans and total loan principal, any part of which is to be guaranteed, shall not exceed \$75.00 billion. Up to 2 percent of the amounts

made available in each fiscal year will be for salaries and expenses, administration, and oversight purposes to carry out Sections 9902 and 9906 of Public Law 116-283. For each fiscal year beginning in FY 2022 through FY 2026 under Public Law 116-283, \$5.0 million shall be transferred to OIG to oversee expenditures from the CHIPS for America Fund. For information on the CHIPS Incentives Loan Program, see Note 5, *Loans Receivable, Net*.

Additional appropriations of \$26.00 billion has been or will also be received in FY 2023 through FY 2026 for NIST's CHIPS for America Fund, also for Section 9902 and certain subsections of Section 9906 of Public Law 116-283 and to remain available until expended, of \$7.00 billion, \$6.30 billion, \$6.10 billion, and \$6.60 billion, respectively. For FY 2023 budgetary financial information for the CHIPS for America Fund budget account, see the *Combining Schedule of Budgetary Resources by Major Budget Account* (unaudited), included in *Required Supplementary Information (Unaudited)*.

**Borrowing Authority:** Total borrowing authority available for NOAA's loan programs amounted to \$286.4 million and \$72.5 million as of September 30, 2023 and 2022, respectively. The Borrowing Authority amounts reported in the *SBR Budgetary Resources* section represent only borrowing authority realized during the fiscal year being reported. See Note 1.N, *Liabilities*, for debt repayment requirements, financing sources for repayments, and other terms of borrowing authority used.

**Permanent, Indefinite Appropriations:** The Department has one or more permanent, indefinite appropriations to finance operations. Permanent, indefinite appropriations are appropriations that are available until expended.

**Permanent Reductions to Budgetary Resources:** Permanent reductions to the Department's budgetary resources primarily under Public Law 117-328, *Consolidated Appropriations Act, 2023* and Public Law 118-5, *Fiscal Responsibility Act of 2023* amounted to \$84.7 million for FY 2023, while permanent reductions to the Department's budgetary resources primarily under Public Law 117-103, *Consolidated Appropriations Act, 2022*, amounted to \$26.1 million for FY 2022. These permanent reductions are included in the *SBR Budgetary Resources* subsection and are also included in the *SCNP*.

**Legal arrangements affecting the Department's use of Unobligated Balances of Budget Authority, and/or Fund Balance with Treasury:**

- The Department's *Unobligated Balance, End of Year, Unapportioned, Unexpired Accounts* shown on the FY 2023 and FY 2022 *SBR* represents the portion of budgetary resources that were not apportioned by OMB and were not available for obligation or otherwise during FY 2023 nor FY 2022.
- The Department's *Unobligated Balance, End of Year, Apportioned, Unexpired Accounts*, Budgetary column shown on the FY 2023 and FY 2022 *SBR* includes amounts apportioned by OMB for subsequent fiscal years totaling \$65.44 billion and \$59.30 billion, respectively. The amounts apportioned in FY 2023 for subsequent fiscal years includes \$37.86 billion of budgetary resources for NTIA's Broadband Equity, Access, and Deployment Program budget account (apportioned for FY 2024) and \$22.02 billion of budgetary resources for DM/NEF budget account (\$11.02 billion apportioned for FY 2024 and \$11.00 billion apportioned for FY 2025).
- The Department's Fund Balance with Treasury includes for NTIA's Digital Television Transition and Public Safety Fund, as of September 30, 2023 and 2022, \$8.81 billion of funds that are not available for obligation (reduction of budgetary resources). For more information on the Digital Television Transition and Public Safety Fund, see Note 21, *Funds from Dedicated Collections*.

- The Department's Fund Balance with Treasury as of September 30, 2023 and 2022 includes \$790.1 million of USPTO offsetting collections exceeding the current and prior fiscal year appropriations that is temporarily precluded from obligation (reduction of budgetary resources), included in USPTO's Salaries and Expenses Fund. USPTO may use these funds only as authorized by Congress, and only as made available by the issuance of a Treasury warrant. Furthermore, the Department's Fund Balance with Treasury as of September 30, 2023 and 2022 includes \$147.7 million of USPTO sequestered funds (temporary reduction of budgetary resources), also included in USPTO's Salaries and Expenses Fund. For more information on USPTO's Salaries and Expenses Fund, see Note 21, *Funds from Dedicated Collections*.
- The Omnibus Budget Reconciliation Act of 1990 established surcharges on certain statutory patent fees collected by USPTO. Subsequent legislation extended the surcharges through September 30, 1998. These surcharges were deposited into the Patent and Trademark Surcharge Fund, a special fund receipt account at Treasury. USPTO may use monies from this account only as authorized by Congress and made available by the issuance of a Treasury warrant. As of September 30, 2023 and 2022, \$233.5 million of Fund Balance with Treasury is held in the Patent and Trademark Surcharge Fund. For more information on the Patent and Trademark Surcharge Fund, see Note 21, *Funds from Dedicated Collections*.
- The Department's Fund Balance with Treasury for Deposit Funds and for General Fund Receipt Accounts, totaling \$154.4 million and \$179.2 million as of September 30, 2023 and 2022, respectively, are not available to finance operating activities.
- For the NOAA Fishing Vessel Obligation Guarantee program, which is a loan program prior to the Federal Credit Reform Act of 1990 (pre-FY 1992 loans), most or all liquidating fund unobligated balances in excess of working capital needs are required to be transferred to Treasury as soon as practicable during the following fiscal year.
- For direct loan programs under the Federal Credit Reform Act of 1990 (post-FY 1991 loans) that have outstanding debt to Treasury, regulations require that most unobligated balances be returned to Treasury on September 30 or require that the borrowing authority be cancelled on September 30.

***Comparison to Budget of the U.S. Government:***

A comparison was performed between the amounts reported in the FY 2022 *SBR* and the actual FY 2022 amounts reported in the FY 2024 Budget of the U.S. government for *SBR* lines *Total Budgetary Resources*; *New Obligations and Upward Adjustments*; *Distributed Offsetting Receipts*, and the aggregate of *Outlays, Net, and Disbursements, Net*. The FY 2022 differences are explained in the Summary of FY 2022 Reconciling Items table on the following page. The President's Budget that will report actual amounts for FY 2023 has not yet been published, and will be made available on OMB's President's Budget web page.

**Summary of FY 2022 Reconciling Items:**

*(In Millions)*

	<b>Total Budgetary Resources</b>	<b>New Obligations and Upward Adjustments</b>	<b>Distributed Offsetting Receipts</b>	<b>Aggregate of Outlays, Net, and Disbursements, Net</b>
Combined Statement of Budgetary Resources	\$ 100,512	\$ 21,734	\$ (21)	\$ 11,738
Included in FY 2024 Budget of the U.S. government	99,889	21,727	(16)	11,738
Difference	\$ 623	\$ 7	\$ (5)	\$ -
Explanation	Expired budgetary resources included in <i>SBR</i> , are not included in the Budget of the U.S. government	Rounding	Certain receipt accounts included in <i>SBR</i> , are not included in the Budget of the U.S. government	

**Undelivered Orders:**

The following table summarizes the amount of budgetary resources obligated for Undelivered Orders as of September 30, 2023 and 2022:

<b>Undelivered Orders</b>	<b>FY 2023</b>	<b>FY 2022</b>
Undelivered Orders, Federal Paid	\$ 377,074	\$ 345,066
Undelivered Orders, Federal Unpaid	2,259,373	2,172,763
Undelivered Orders, Non-federal Paid	161,077	133,512
Undelivered Orders, Non-federal Unpaid	16,715,650	13,683,094
Total	\$ 19,513,174	\$ 16,334,435

## Note 19. Custodial Non-exchange Activity

	FY 2023	FY 2022
<b>Custodial Non-exchange Revenue</b>		
Fines and Penalties	\$ 303,791	\$ 2,080
Other	4,492	7,628
Subtotal	308,283	9,708
Less: Amounts for Non-federal Entities Total	(21)	(2)
<b>Total Custodial Revenue for Federal Entities</b>	<b>\$ 308,262</b>	<b>\$ 9,706</b>

Custodial non-exchange activity normally includes revenue that was or will be collected, and may also include reductions of revenue when applicable, on behalf of the General Fund of the U.S. government, a trust fund, or other federal or non-federal recipient entities. The Department's custodial non-exchange revenue and disposition of custodial non-exchange revenue activity is not included in the Department's financial statements. The Department's payables for custodial non-exchange revenue are included in the Department's *Consolidated Balance Sheets*. The above table summarizes the custodial non-exchange revenue that was collected on behalf of other federal entities.

The majority of the Department's custodial non-exchange revenue is received by BIS, EDA, and NOAA. BIS receives custodial revenue from civil monetary penalties assessed to private entities that violate the Export Administration Act. In FY 2023, BIS recorded \$300.0 million in civil monetary penalties from Seagate Technology following a settlement regarding a violation of the Export Administration Regulations. Payments will be received quarterly by the Department on behalf of the General Fund of the U.S. government through July 31, 2028. EDA receives custodial revenue from the collection of interest, fines and penalties, and miscellaneous receipts. NOAA receives custodial revenue from interest on its loan portfolio and collection of fines and penalties.

The Department's payable to the General Fund of the U.S. government for custodial non-exchange revenue was \$300.1 million and \$183 Thousand as of September 30, 2023 and 2022, respectively.



## Note 20. Fiduciary Activities

The Department has two fiduciary funds. The Patent Cooperation Treaty authorized USPTO to collect patent filing and search fees on behalf of the World Intellectual Property Organization (WIPO), European Patent Office, Korean Intellectual Property Office, Russian Intellectual Property Organization, Australian Patent Office, Israeli Patent Office, Japanese Patent Office, and Intellectual Property Office of Singapore from U.S. citizens requesting an international patent. The Madrid Protocol Implementation Act authorized USPTO to collect trademark application fees on behalf of the International Bureau of the WIPO from U.S. citizens requesting an international trademark.

### *Schedule of Fiduciary Activities for the Year Ended September 30, 2023:*

FY 2023			
	Patent Cooperation Treaty	Madrid Protocol	Total
Fiduciary Net Assets, Beginning Balance	\$ 16,622	\$ 790	\$ 17,412
Contributions	152,371	41,645	194,016
Disbursements to and on Behalf of Beneficiaries	(152,300)	(41,355)	(193,655)
Increase/(Decrease) in Fiduciary Net Assets	71	290	361
Fiduciary Net Assets, Ending Balance	\$ 16,693	\$ 1,080	\$ 17,773

### *Fiduciary Net Assets as of September 30, 2023:*

FY 2023			
	Patent Cooperation Treaty	Madrid Protocol	Total
Cash and Cash Equivalents	\$ 16,693	\$ 1,080	\$ 17,773
Total Fiduciary Net Assets	\$ 16,693	\$ 1,080	\$ 17,773

### *Schedule of Fiduciary Activities for the Year Ended September 30, 2022:*

FY 2022			
	Patent Cooperation Treaty	Madrid Protocol	Total
Fiduciary Net Assets, Beginning Balance	\$ 16,559	\$ 964	\$ 17,523
Contributions	163,233	46,114	209,347
Disbursements to and on Behalf of Beneficiaries	(163,170)	(46,288)	(209,458)
Increase/(Decrease) in Fiduciary Net Assets	63	(174)	(111)
Fiduciary Net Assets, Ending Balance	\$ 16,622	\$ 790	\$ 17,412

### *Fiduciary Net Assets as of September 30, 2022:*

FY 2022			
	Patent Cooperation Treaty	Madrid Protocol	Total
Cash and Cash Equivalents	\$ 16,622	\$ 790	\$ 17,412
Total Fiduciary Net Assets	\$ 16,622	\$ 790	\$ 17,412

## Note 21. Funds From Dedicated Collections

---

The following tables depict major funds from dedicated collections separately chosen based on their significant financial activity and importance to taxpayers. All other funds from dedicated collections not shown are aggregated as "Other Funds from Dedicated Collections." The funds from dedicated collections reported in these tables are fully included in the Department's financial statements.

The individual Funds from Dedicated Collections that are included in the Other Funds from Dedicated Collections columns in these tables for both FY 2023 and FY 2022, unless as otherwise noted below, are as follows:

- NOAA Environmental Improvement and Restoration Fund
- NOAA Fishermen's Contingency Fund
- NOAA Foreign Fishing Observer Fund
- NOAA Gulf Coast Ecosystem Restoration Science, Observation, Monitoring, and Technology Fund
- NOAA Limited Access System Administration Fund
- NOAA North Pacific Marine Research Institute Fund
- NOAA Seafood Inspection Program Fund (FY 2023 only)
- NTIA First Responder Network Authority, Gifts, Donations, and Bequests Trust Fund
- NTIA State and Local Implementation Fund

**United States Department of Commerce Consolidating Balance Sheet – Funds from Dedicated Collections**  
**As of September 30, 2023**

	NIST Wireless Innovation Fund	NOAA Damage Assessment and Restoration Revolving Fund	NTIA Digital Television Transition and Public Safety Fund	NTIA First Responder Network Authority Fund	NTIA Network Construction Fund	NTIA Public Safety Trust Fund	USPTO Funds from Dedicated Collections	Other Funds from Dedicated Collections	Combined Total Funds from Dedicated Collections	Eliminations between Dedicated Collection Funds	Consolidated Totals
<b>ASSETS</b>											
<b>Intragovernmental:</b>											
Fund Balance with Treasury	\$ 20,868	\$ 328,158	\$ 8,811,749	\$ 503,626	\$ 379,261	\$ 517	\$ 3,158,182	\$ 93,193	\$ 13,295,554	\$ -	\$ 13,295,554
Accounts Receivable	-	-	-	57	-	-	576	-	633	-	633
Advances and Prepayments	14	-	-	1	94	-	5,618	-	5,727	-	5,727
<b>Total Intragovernmental</b>	<b>20,882</b>	<b>328,158</b>	<b>8,811,749</b>	<b>503,684</b>	<b>379,355</b>	<b>517</b>	<b>3,164,376</b>	<b>93,193</b>	<b>13,301,914</b>	<b>-</b>	<b>13,301,914</b>
<b>Other than Intragovernmental:</b>											
Cash and Other Monetary Assets	-	-	-	-	-	-	6,788	-	6,788	-	6,788
Accounts Receivable, Net	-	-	-	-	-	-	280	1,025	1,305	-	1,305
General Property, Plant, and Equipment, Net	-	-	-	2,112	1,421	27	361,196	-	364,756	-	364,756
Advances and Prepayments	-	88	-	-	-	-	28,427	87	28,602	-	28,602
Cost Contribution to Buildout/ Continuing Enhancement of Nationwide Public Safety Broadband Network	-	-	-	195,273	5,438,671	-	-	-	5,633,944	-	5,633,944
Other Assets	-	-	-	-	4,176	-	-	-	4,176	-	4,176
<b>Total Other than Intragovernmental</b>	<b>-</b>	<b>88</b>	<b>-</b>	<b>197,385</b>	<b>5,444,268</b>	<b>27</b>	<b>396,691</b>	<b>1,112</b>	<b>6,039,571</b>	<b>-</b>	<b>6,039,571</b>
<b>TOTAL ASSETS</b>	<b>\$ 20,882</b>	<b>\$ 328,246</b>	<b>\$ 8,811,749</b>	<b>\$ 701,069</b>	<b>\$ 5,823,623</b>	<b>\$ 544</b>	<b>\$ 3,561,067</b>	<b>\$ 94,305</b>	<b>\$ 19,341,485</b>	<b>\$ -</b>	<b>\$ 19,341,485</b>
<b>LIABILITIES</b>											
<b>Intragovernmental:</b>											
Accounts Payable	\$ -	\$ 2	\$ -	\$ 317	\$ -	\$ -	\$ 9,692	\$ 9	\$ 10,020	\$ -	\$ 10,020
Other Liabilities – Other	-	124	-	1,027	-	-	36,401	294	37,846	-	37,846
<b>Total Intragovernmental</b>	<b>-</b>	<b>126</b>	<b>-</b>	<b>1,344</b>	<b>-</b>	<b>-</b>	<b>46,093</b>	<b>303</b>	<b>47,866</b>	<b>-</b>	<b>47,866</b>
<b>Other than Intragovernmental:</b>											
Accounts Payable	765	-	-	22,666	343,302	1	87,973	2	454,709	-	454,709
Federal Employee Benefits Payable	-	17	-	3,990	-	-	243,948	38	247,993	-	247,993
Advances from Others and Deferred Revenue	-	-	-	195,000	-	-	1,490,122	-	1,685,122	-	1,685,122
Other Liabilities											
Accrued Funded Payroll and Leave	-	379	-	1,585	-	-	118,810	843	121,617	-	121,617
Accrued Grant Liabilities	2,262	2,053	-	-	-	-	-	1,026	5,341	-	5,341
Other	-	-	-	-	-	-	300	-	300	-	300
<b>Total Other than Intragovernmental</b>	<b>3,027</b>	<b>2,449</b>	<b>-</b>	<b>223,241</b>	<b>343,302</b>	<b>1</b>	<b>1,941,153</b>	<b>1,909</b>	<b>2,515,082</b>	<b>-</b>	<b>2,515,082</b>
<b>TOTAL LIABILITIES</b>	<b>\$ 3,027</b>	<b>\$ 2,575</b>	<b>\$ -</b>	<b>\$ 224,585</b>	<b>\$ 343,302</b>	<b>\$ 1</b>	<b>\$ 1,987,246</b>	<b>\$ 2,212</b>	<b>\$ 2,562,948</b>	<b>\$ -</b>	<b>\$ 2,562,948</b>
<b>NET POSITION</b>											
Unexpended Appropriations	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Cumulative Results of Operations	17,855	325,671	8,811,749	476,484	5,480,321	543	1,573,821	92,093	16,778,537	-	16,778,537
<b>TOTAL NET POSITION</b>	<b>\$ 17,855</b>	<b>\$ 325,671</b>	<b>\$ 8,811,749</b>	<b>\$ 476,484</b>	<b>\$ 5,480,321</b>	<b>\$ 543</b>	<b>\$ 1,573,821</b>	<b>\$ 92,093</b>	<b>\$ 16,778,537</b>	<b>\$ -</b>	<b>\$ 16,778,537</b>
<b>TOTAL LIABILITIES AND NET POSITION</b>	<b>\$ 20,882</b>	<b>\$ 328,246</b>	<b>\$ 8,811,749</b>	<b>\$ 701,069</b>	<b>\$ 5,823,623</b>	<b>\$ 544</b>	<b>\$ 3,561,067</b>	<b>\$ 94,305</b>	<b>\$ 19,341,485</b>	<b>\$ -</b>	<b>\$ 19,341,485</b>

**United States Department of Commerce Consolidating Balance Sheet – Funds from Dedicated Collections**  
**As of September 30, 2022**

	NIST Wireless Innovation Fund	NOAA Damage Assessment and Restoration Revolving Fund	NTIA Digital Television Transition and Public Safety Fund	NTIA First Responder Network Authority Fund	NTIA Network Construction Fund	NTIA Public Safety Trust Fund	USPTO Funds from Dedicated Collections	Other Funds from Dedicated Collections	Combined Total Funds from Dedicated Collections	Eliminations between Dedicated Collection Funds	Consolidated Totals
<b>ASSETS</b>											
<b>Intragovernmental:</b>											
Fund Balance with Treasury	\$ 41,675	\$ 371,727	\$ 8,811,560	\$ 438,682	\$ 477,341	\$ 12,188,478	\$ 3,021,531	\$ 88,475	\$ 25,439,469	\$ -	\$ 25,439,469
Accounts Receivable	-	-	-	(6)	29	-	-	-	23	-	23
Advances and Prepayments	335	-	188	-	94	-	5,980	(1)	6,596	-	6,596
<b>Total Intragovernmental</b>	<b>42,010</b>	<b>371,727</b>	<b>8,811,748</b>	<b>438,676</b>	<b>477,464</b>	<b>12,188,478</b>	<b>3,027,511</b>	<b>88,474</b>	<b>25,446,088</b>	<b>-</b>	<b>25,446,088</b>
<b>Other than Intragovernmental:</b>											
Cash and Other Monetary Assets	-	-	-	-	-	-	7,036	-	7,036	-	7,036
Accounts Receivable, Net	-	-	-	21	(21)	-	655	3	658	-	658
General Property, Plant, and Equipment, Net	-	-	-	2,081	1,891	36	374,334	-	378,342	-	378,342
Advances and Prepayments	6	39	-	-	-	-	31,517	39	31,601	-	31,601
Other Assets											
Cost Contribution to Buildout/ Continuing Enhancement of Nationwide Public Safety Broadband Network	-	-	-	191,397	5,535,988	-	-	-	5,727,385	-	5,727,385
Other	-	-	-	-	2,508	-	-	1	2,509	-	2,509
<b>Total Other than Intragovernmental</b>	<b>6</b>	<b>39</b>	<b>-</b>	<b>193,499</b>	<b>5,540,366</b>	<b>36</b>	<b>413,542</b>	<b>43</b>	<b>6,147,531</b>	<b>-</b>	<b>6,147,531</b>
<b>TOTAL ASSETS</b>	<b>\$ 42,016</b>	<b>\$ 371,766</b>	<b>\$ 8,811,748</b>	<b>\$ 632,175</b>	<b>\$ 6,017,830</b>	<b>\$ 12,188,514</b>	<b>\$ 3,441,053</b>	<b>\$ 88,517</b>	<b>\$ 31,593,619</b>	<b>\$ -</b>	<b>\$ 31,593,619</b>
<b>LIABILITIES</b>											
<b>Intragovernmental:</b>											
Accounts Payable	\$ -	\$ 2	\$ -	\$ 34	\$ 112	\$ 100	\$ 8,188	\$ 29	\$ 8,465	\$ -	\$ 8,465
Other Liabilities											
Liability to General Fund of the U.S. Government for Deficit Reduction	-	-	-	-	-	12,186,661	-	-	12,186,661	-	12,186,661
Other	-	127	-	911	-	-	33,881	78	34,997	-	34,997
<b>Total Intragovernmental</b>	<b>-</b>	<b>129</b>	<b>-</b>	<b>945</b>	<b>112</b>	<b>12,186,761</b>	<b>42,069</b>	<b>107</b>	<b>12,230,123</b>	<b>-</b>	<b>12,230,123</b>
<b>Other than Intragovernmental:</b>											
Accounts Payable	3,218	291	-	35,586	261,280	272	110,912	275	411,834	-	411,834
Federal Employee Benefits Payable	-	18	-	3,361	-	-	231,369	10	234,758	-	234,758
Advances from Others and Deferred Revenue	-	-	-	195,000	-	-	1,393,202	-	1,588,202	-	1,588,202
Other Liabilities											
Accrued Funded Payroll and Leave	256	381	-	1,690	12	261	108,002	248	110,850	-	110,850
Accrued Grant Liabilities	4,645	785	-	-	-	-	-	785	6,215	-	6,215
Other	-	-	-	1	-	1	500	(2)	500	-	500
<b>Total Other than Intragovernmental</b>	<b>8,119</b>	<b>1,475</b>	<b>-</b>	<b>235,638</b>	<b>261,292</b>	<b>534</b>	<b>1,843,985</b>	<b>1,316</b>	<b>2,352,359</b>	<b>-</b>	<b>2,352,359</b>
<b>TOTAL LIABILITIES</b>	<b>\$ 8,119</b>	<b>\$ 1,604</b>	<b>\$ -</b>	<b>\$ 236,583</b>	<b>\$ 261,404</b>	<b>\$ 12,187,295</b>	<b>\$ 1,886,054</b>	<b>\$ 1,423</b>	<b>\$ 14,582,482</b>	<b>\$ -</b>	<b>\$ 14,582,482</b>
<b>NET POSITION</b>											
Unexpended Appropriations	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Cumulative Results of Operations	33,897	370,162	8,811,748	395,592	5,756,426	1,219	1,554,999	87,094	17,011,137	-	17,011,137
<b>TOTAL NET POSITION</b>	<b>\$ 33,897</b>	<b>\$ 370,162</b>	<b>\$ 8,811,748</b>	<b>\$ 395,592</b>	<b>\$ 5,756,426</b>	<b>\$ 1,219</b>	<b>\$ 1,554,999</b>	<b>\$ 87,094</b>	<b>\$ 17,011,137</b>	<b>\$ -</b>	<b>\$ 17,011,137</b>
<b>TOTAL LIABILITIES AND NET POSITION</b>	<b>\$ 42,016</b>	<b>\$ 371,766</b>	<b>\$ 8,811,748</b>	<b>\$ 632,175</b>	<b>\$ 6,017,830</b>	<b>\$ 12,188,514</b>	<b>\$ 3,441,053</b>	<b>\$ 88,517</b>	<b>\$ 31,593,619</b>	<b>\$ -</b>	<b>\$ 31,593,619</b>

**United States Department of Commerce Consolidating Statement of Net Cost – Funds from Dedicated Collections  
For the Year Ended September 30, 2023**

	NIST Wireless Innovation Fund	NOAA Damage Assessment and Restoration Revolving Fund	NTIA Digital Television Transition and Public Safety Fund	NTIA First Responder Network Authority Fund	NTIA Network Construction Fund	NTIA Public Safety Trust Fund	USPTO Funds from Dedicated Collections	Other Funds from Dedicated Collections	Combined Total Funds from Dedicated Collections	Eliminations between Dedicated Collection Funds	Consolidated Totals
Gross Costs	\$ 16,794	\$ 145,212	\$ (1)	\$ 116,723	\$ 276,030	\$ 114	\$ 4,038,712	\$ 39,404	\$ 4,632,988	\$ –	\$ 4,632,988
Less: Earned Revenue	–	–	–	(195,215)	8	–	(3,944,727)	–	(4,139,934)	–	(4,139,934)
<b>NET COST (SURPLUS) OF OPERATIONS</b>	<b>\$ 16,794</b>	<b>\$ 145,212</b>	<b>\$ (1)</b>	<b>\$ (78,492)</b>	<b>\$ 276,038</b>	<b>\$ 114</b>	<b>\$ 93,985</b>	<b>\$ 39,404</b>	<b>\$ 493,054</b>	<b>\$ –</b>	<b>\$ 493,054</b>

**United States Department of Commerce Consolidating Statement of Net Cost – Funds from Dedicated Collections  
For the Year Ended September 30, 2022**

	NIST Wireless Innovation Fund	NOAA Damage Assessment and Restoration Revolving Fund	NTIA Digital Television Transition and Public Safety Fund	NTIA First Responder Network Authority Fund	NTIA Network Construction Fund	NTIA Public Safety Trust Fund	USPTO Funds from Dedicated Collections	Other Funds from Dedicated Collections	Combined Total Funds from Dedicated Collections	Eliminations between Dedicated Collection Funds	Consolidated Totals
Gross Costs	\$ 44,816	\$ 60,365	\$ 1,323	\$ 87,367	\$ 266,974	\$ 3,959	\$ 3,732,272	\$ 27,584	\$ 4,224,660	\$ –	\$ 4,224,660
Less: Earned Revenue	–	–	–	(120,223)	(8)	–	(3,946,552)	–	(4,066,783)	–	(4,066,783)
<b>NET COST (SURPLUS) OF OPERATIONS</b>	<b>\$ 44,816</b>	<b>\$ 60,365</b>	<b>\$ 1,323</b>	<b>\$ (32,856)</b>	<b>\$ 266,966</b>	<b>\$ 3,959</b>	<b>\$ (214,280)</b>	<b>\$ 27,584</b>	<b>\$ 157,877</b>	<b>\$ –</b>	<b>\$ 157,877</b>



**United States Department of Commerce Consolidating Statement of Changes in Net Position – Funds from Dedicated Collections  
For the Year Ended September 30, 2023**

	NIST Wireless Innovation Fund	NOAA Damage Assessment and Restoration Revolving Fund	NTIA Digital Television Transition and Public Safety Fund	NTIA First Responder Network Authority Fund	NTIA Network Construction Fund	NTIA Public Safety Trust Fund	USPTO Funds from Dedicated Collections	Other Funds from Dedicated Collections	Combined Total Funds from Dedicated Collections	Eliminations between Dedicated Collection Funds	Consolidated Totals
<b>Cumulative Results of Operations:</b>											
Beginning Balance	\$ 33,897	\$ 370,162	\$ 8,811,748	\$ 395,592	\$ 5,756,426	\$ 1,219	\$ 1,554,999	\$ 87,094	\$ 17,011,137	\$ -	\$ 17,011,137
Non-exchange Revenue											
Intragovernmental	-	31,328	-	-	-	-	-	69	31,397	-	31,397
Other than Intragovernmental:											
Miscellaneous Taxes and Receipts	-	(7,357)	-	-	-	-	-	30,819	23,462	-	23,462
Transfers In/Out Without Reimbursement	752	76,750	-	(7)	(44)	-	(2,450)	13,515	88,516	-	88,516
Imputed Financing	-	-	-	2,389	-	-	115,257	-	117,646	-	117,646
Other	-	-	-	18	(23)	(562)	-	-	(567)	-	(567)
Net (Cost) Surplus of Operations	(16,794)	(145,212)	1	78,492	(276,038)	(114)	(93,985)	(39,404)	(493,054)	-	(493,054)
Net Change in Cumulative Results of Operations	(16,042)	(44,491)	1	80,892	(276,105)	(676)	18,822	4,999	(232,600)	-	(232,600)
<b>Cumulative Results of     Operations: Ending</b>	<b>17,855</b>	<b>325,671</b>	<b>8,811,749</b>	<b>476,484</b>	<b>5,480,321</b>	<b>543</b>	<b>1,573,821</b>	<b>92,093</b>	<b>16,778,537</b>	<b>-</b>	<b>16,778,537</b>
<b>NET POSITION</b>	<b>\$ 17,855</b>	<b>\$ 325,671</b>	<b>\$ 8,811,749</b>	<b>\$ 476,484</b>	<b>\$ 5,480,321</b>	<b>\$ 543</b>	<b>\$ 1,573,821</b>	<b>\$ 92,093</b>	<b>\$ 16,778,537</b>	<b>\$ -</b>	<b>\$ 16,778,537</b>

**United States Department of Commerce Consolidating Statement of Changes in Net Position – Funds from Dedicated Collections For the Year Ended September 30, 2022**

	NIST Wireless Innovation Fund	NOAA Damage Assessment and Restoration Revolving Fund	NTIA Digital Television Transition and Public Safety Fund	NTIA First Responder Network Authority Fund	NTIA Network Construction Fund	NTIA Public Safety Trust Fund	USPTO Funds from Dedicated Collections	Other Funds from Dedicated Collections	Combined Total Funds from Dedicated Collections	Eliminations between Dedicated Collection Funds	Consolidated Totals
<b>Cumulative Results of Operations:</b>											
Beginning Balance	\$ 82,707	\$ 382,301	\$ 8,813,070	\$ 361,368	\$ 6,017,892	\$ 12,678	\$ 1,291,306	\$ 90,282	\$ 17,051,604	\$ -	\$ 17,051,604
Non-exchange Revenue											
Intragovernmental	-	-	-	-	-	29,928	-	12	29,940	-	29,940
Other than Intragovernmental:											
Miscellaneous Taxes and Receipts	-	(3,302)	-	-	-	-	-	11,367	8,065	-	8,065
Transfers In/Out Without Reimbursement	(3,993)	41,290	-	-	5,500	(7,500)	(781)	13,019	47,535	-	47,535
Imputed Financing	-	-	-	1,379	-	-	50,194	-	51,573	-	51,573
Financing Sources Used for Recognizing Liability to General Fund of the U.S. Government for Deficit Reduction	-	-	-	-	-	(29,928)	-	-	(29,928)	-	(29,928)
Other	(1)	10,238	1	(11)	-	-	-	(2)	10,225	-	10,225
Net (Cost) Surplus of Operations	(44,816)	(60,365)	(1,323)	32,856	(266,966)	(3,959)	214,280	(27,584)	(157,877)	-	(157,877)
Net Change in Cumulative Results of Operations	(48,810)	(12,139)	(1,322)	34,224	(261,466)	(11,459)	263,693	(3,188)	(40,467)	-	(40,467)
<b>Cumulative Results of Operations: Ending</b>	<b>33,897</b>	<b>370,162</b>	<b>8,811,748</b>	<b>395,592</b>	<b>5,756,426</b>	<b>1,219</b>	<b>1,554,999</b>	<b>87,094</b>	<b>17,011,137</b>	<b>-</b>	<b>17,011,137</b>
<b>NET POSITION</b>	<b>\$ 33,897</b>	<b>\$ 370,162</b>	<b>\$ 8,811,748</b>	<b>\$ 395,592</b>	<b>\$ 5,756,426</b>	<b>\$ 1,219</b>	<b>\$ 1,554,999</b>	<b>\$ 87,094</b>	<b>\$ 17,011,137</b>	<b>\$ -</b>	<b>\$ 17,011,137</b>

Below is a description of major Funds from Dedicated Collections shown in the tables on this page and the previous pages:

NIST’s **Wireless Innovation Fund** was created in order for NIST, in consultation with the Federal Communications Commission (FCC), the Secretary of Homeland Security, and the National Institute of Justice of the U.S. Department of Justice, to conduct research and assist with the development of standards, technologies, and applications to advance wireless public safety communications. The law establishing this program can be found in Section 6303, *Public Safety Wireless Communications Research and Development* of the Middle Class Tax Relief and Job Creation Act of 2012.

NOAA’s **Damage Assessment and Restoration Revolving Fund** receives monies for the reimbursement of expenses related to oil or hazardous substance spill response activities, or natural resource damages assessment, restoration, rehabilitation, replacement, or acquisition activities conducted by NOAA. The recovered sums by a federal, state, tribal, or foreign trustee for natural resource damages are retained by the trustee and are only used to reimburse or pay costs incurred by the trustee for the damaged natural resources. The law establishing the Damage Assessment and Restoration Revolving Fund can be found in 33 U.S.C. Section 2706, *Natural resources*.

NTIA's **Digital Television Transition and Public Safety Fund** made digital television available to every home in America, improved communications between local, state, and federal agencies, allowed smaller television stations to broadcast digital television, and improved how warnings are received when disasters occur. The law establishing programs under this fund can be found in the Deficit Reduction Act of 2005, Sections 3001-3014. For FY 2023 budgetary financial information for the Digital Television Transition and Public Safety Fund, see the *Combining Schedule of Budgetary Resources by Major Budget Account* (unaudited), included in *Required Supplementary Information (Unaudited)*.

NTIA's **Network Construction Fund** and **First Responder Network Authority Fund** primarily provide funding at this time for the federal portion of cost contributions toward buildout/continuing enhancement of the Nationwide Public Safety Broadband Network (NPSBN) and for operations of the First Responder Network Authority (FirstNet), an independent authority within NTIA. FirstNet shall ensure the establishment of a nationwide interoperable broadband network to help police, firefighters, emergency medical service professionals, and other public safety officials stay safe and do their jobs. For information about FirstNet's public-private partnership with AT&T to buildout, deploy, operate, and maintain the NPSBN under a 25-year contract award by FirstNet to AT&T in March 2017, see Note 25, *Disclosure Public-Private Partnerships*.

The Department's cost contribution to buildout and continuing enhancement of the NPSBN is captured in both the Network Construction Fund (cost contribution to buildout) and in the First Responder Network Authority Fund (cost contribution to continuing enhancement). See Note 1.M, *Cost Contribution to Buildout/Continuing Enhancement of Nationwide Public Safety Broadband Network, Net*, for information regarding the classification of these cost contributions as an asset. Cost contributions for continuing enhancement to the NPSBN began in FY 2020.

### **Network Construction Fund**

The Network Construction Fund receives transfers in from NTIA's Public Safety Trust Fund in accordance with Public Safety Trust Fund priority 3 of transferring up to \$7.00 billion to the Network Construction Fund for buildout of the NPSBN. The law establishing the Network Construction Fund can be found under Section 6206, *Powers, Duties, and Responsibilities of the First Responder Network Authority* of the Middle Class Tax Relief and Job Creation Act of 2012. For FY 2023 budgetary financial information for the Network Construction Fund, see the *Combining Schedule of Budgetary Resources by Major Budget Account* (unaudited), included in *Required Supplementary Information (Unaudited)*.

### **First Responder Network Authority Fund**

FirstNet is authorized to assess and collect fees, and collects exchange revenue (allocated between deferred revenue and earned revenue for proprietary basis of accounting) from AT&T under the terms of its contract with AT&T to buildout, deploy, operate, and maintain the NPSBN. The First Responder Network Authority Fund was established primarily pursuant to Sections 6206 and 6208, *Permanent Self-Funding; Duty to Assess and Collect Fees for Network Use* of the Middle Class Tax Relief and Job Creation Act of 2012.

NTIA's **Public Safety Trust Fund** was created as a result of Section 6413, *Public Safety Trust Fund* of the Middle Class Tax Relief and Job Creation Act of 2012 (Act). The Act provides funding for specified programs and activities to be derived from the proceeds of FCC auctions of spectrum licenses, to be deposited into the Public Safety Trust Fund.

FCC carries out auctions in accordance with the Act, of which certain earned net auction proceeds (earned auction proceeds less any FCC administrative fees) are transferred from FCC to the Public Safety Trust Fund. A transfer in from FCC becomes a financing source on the *SCNP* when the transfer is received. Transfers in of auction proceeds from FCC totaling \$39.82 billion through FY 2021 were previously received; no transfers were received in FY 2023 or FY 2022.

The Act directs the use of auction proceeds in an order of priority after the repayment of borrowings from Treasury. As of September 30, 2023, only priority 3, which relates to the Public Safety Trust Fund transferring a total of \$7.00 billion for the buildout of the NPSBN to the Network Construction Fund, remains uncompleted; Priority 8 was completed when the Public Safety Trust Fund paid \$12.19 billion to the General Fund of the U.S. government on September 30, 2023. For FY 2023 budgetary financial information for the Public Safety Trust Fund, see the *Combining Schedule of Budgetary Resources by Major Budget Account* (unaudited) included in *Required Supplementary Information (Unaudited)*.

USPTO's *Funds from Dedicated Collections* consist of its **Salaries and Expenses Fund, Patent and Trademark Surcharge Fund, and Patent and Trademark Fee Reserve Fund.**

The **Salaries and Expenses Fund** contains monies used for the administering of the laws relevant to patents and trademarks and advising the Secretary of Commerce, the President of the United States, and the Administration on patent, trademark, and copyright protection, and trade-related aspects of intellectual property. This fund is used for USPTO's three core business activities—granting patents; registering trademarks; and intellectual property policy, protection, and enforcement—that promote the use of intellectual property rights as a means of achieving economic prosperity. These activities give innovators, businesses, and entrepreneurs the protection and encouragement they need to turn their creative ideas into tangible products, and also provide protection for their inventions and trademarks. See 35 U.S.C. 42, *Patent and Trademark Office funding* for more information on this fund; and for FY 2023 budgetary financial information, see the *Combining Schedule of Budgetary Resources by Major Budget Account* (unaudited), included in *Required Supplementary Information (Unaudited)*.

The **Patent and Trademark Surcharge Fund**, a Special Fund Receipt Account at Treasury, is discussed in Note 18, *Combined Statements of Budgetary Resources*. USPTO may use monies from this fund only as authorized by Congress and made available by the issuance of a Treasury warrant. The law establishing the Patent and Trademark Surcharge Fund is the Omnibus Budget Reconciliation Act of 1990 (Public Law 101-508), Title X, Subtitle B, Section 10101, *Patent and Trademark Office User Fees*.

The **Patent and Trademark Fee Reserve Fund** results from a provision that requires USPTO to deposit into this fund all patent and trademark fees collected in excess of its annual appropriation amount. Funds made available may only be used, as applicable, for expenses of USPTO relating to the processing of patent applications and trademark registrations, and for other activities, services, and materials relating to patents, trademarks, and related administrative costs. The law establishing the Patent and Trademark Fee Reserve Fund can be found in 35 U.S.C. Section 42.

## Note 22. Reconciliation of Net Cost to Net Outlays

The *Reconciliation of Net Cost to Net Outlays* reconciles proprietary basis of accounting *Net Cost of Operations* (as reported in the *Consolidated Statement of Net Cost*) to budgetary basis of accounting *Agency Outlays, Net* (as reported in the *Combined Statement of Budgetary Resources*). *Agency Outlays, Net* is comprised of *Outlays, Net* (Outlays, Gross less Actual Offsetting Collections) less *Distributed Offsetting Receipts*. The second section reverses out items included in *Net Cost of Operations* that are not included in *Agency Outlays, Net*. The third section adds items included in *Agency Outlays, Net* that are not included in *Net Cost of Operations*. The *Reconciliation of Net Cost to Net Outlays* for FY 2023 and FY 2022 are as follows:

FY 2023			
	Intragovernmental	Other than Intragovernmental	Total
<b>Net Cost of Operations</b>			<b>\$ 13,408,655</b>
<b>Components of Net Cost of Operations that are Not Part of Agency Outlays, Net</b>			
Depreciation Expense of General Property, Plant, and Equipment	\$ –	\$ (1,657,205)	(1,657,205)
Cost of Goods Sold	–	(8,445)	(8,445)
Expense Recognition of Cost Contribution to Buildout/Continuing Enhancement of Nationwide Public Safety Broadband Network	–	(282,887)	(282,887)
Amortization Expense	–	(4,042)	(4,042)
Imputed Costs from Cost Absorbed by Others	(454,702)	–	(454,702)
Other Expenses	486	(37,885)	(37,399)
Gains/(Losses) on Disposition of Assets, Net	–	(18,455)	(18,455)
Other Gains/(Losses), Net	–	(16,067)	(16,067)
Net Cost of Operations for Non-budgetary Credit Reform Financing Accounts	(9,154)	10,308	1,154
Receivables, Net – Increases	52,975	2,840	55,815
Advances and Prepayments – Decreases	(5,789)	–	(5,789)
Accounts Payable – Increases	(16,056)	(118,412)	(134,468)
Advances from Others and Deferred Revenue – Decreases	94,940	544	95,484
Federal Employee Benefits Payable – Increases	–	(99,326)	(99,326)
Environmental and Disposal Liabilities – Increases	–	(37,372)	(37,372)
Various Other Liabilities – Increases	(4,846)	(250,582)	(255,428)
Accrued Funded Payroll and Leave – Increases	–	(26,710)	(26,710)
<b>Total Components of Net Cost of Operations that are Not Part of Agency Outlays, Net</b>			<b>(2,885,842)</b>
<b>Components of Agency Outlays, Net that are Not Part of Net Cost of Operations</b>			
Receivables, Net – Decreases	5,564	(887)	4,677
Advances and Prepayments – Increases	–	27,565	27,565
Accounts Payable – Decreases	–	5,913	5,913
Advances from Others and Deferred Revenue – Increases	–	(87,994)	(87,994)
Federal Employee Benefits Payable – Decreases	–	8,522	8,522
Various Other Liabilities – Decreases	1,800	4,431	6,231
Capitalized Purchases of Property, Plant, and Equipment	5,552	1,350,871	1,356,423
Capitalized Purchases of Inventory and Related Property	–	32,933	32,933
Capitalized Cost Contribution to Buildout/Continuing Enhancement of Nationwide Public Safety Broadband Network	–	189,446	189,446
Capitalized Purchases of Other Assets	–	15,293	15,293
Other Outlays, Gross Not Part of Net Cost of Operations	–	14,300	14,300
Other Actual Offsetting Collections Not Part of Net Cost of Operations	(38,477)	(26,331)	(64,808)
Other	182	(450)	(268)
Distributed Offsetting Receipts			14,048
<b>Total Components of Agency Outlays, Net that are Not Part of Net Cost of Operations</b>			<b>1,522,281</b>
<b>Agency Outlays, Net</b>			<b>\$ 12,045,094</b>



FY 2022			
	Intragovernmental	Other than Intragovernmental	Total
<b>Net Cost of Operations</b>			<b>\$ 12,063,133</b>
<b>Components of Net Cost of Operations that are Not Part of Agency Outlays, Net</b>			
Depreciation Expense of General Property, Plant, and Equipment	\$ -	\$ (1,537,355)	(1,537,355)
Cost of Goods Sold	-	(8,825)	(8,825)
Expense Recognition of Cost Contribution to Buildout/Continuing Enhancement of Nationwide Public Safety Broadband Network	-	(270,454)	(270,454)
Amortization Expense	-	(2,169)	(2,169)
Imputed Costs from Cost Absorbed by Others	(292,205)	-	(292,205)
Other Expenses	3,935	(17,640)	(13,705)
Loss on Decommissioned Decennial Census Property, Plant, and Equipment	-	(265,925)	(265,925)
Gains/(Losses) on Disposition of Assets, Net	-	(11,079)	(11,079)
Other Gains/(Losses), Net	-	(9,735)	(9,735)
Net Cost of Operations for Non-budgetary Credit Reform Financing Accounts	(9,720)	16,312	6,592
Receivables, Net – Increases	17,260	313	17,573
Advances and Prepayments – Decreases	(3,343)	(42,709)	(46,052)
Advances from Others and Deferred Revenue – Decreases	68,532	(130)	68,402
Federal Employee Benefits Payable – Increases	-	(164,500)	(164,500)
Environmental and Disposal Liabilities – Increases	-	(1,272)	(1,272)
Various Other Liabilities – Increases	(10,097)	(139,991)	(150,088)
Accrued Funded Payroll and Leave – Increases	-	(22,135)	(22,135)
<b>Total Components of Net Cost of Operations that are Not Part of Agency Outlays, Net</b>			<b>(2,702,932)</b>
<b>Components of Agency Outlays, Net that are Not Part of Net Cost of Operations</b>			
Receivables, Net – Decreases	11,254	(4,383)	6,871
Accounts Payable – Decreases	30,330	473,117	503,447
Advances from Others and Deferred Revenue – Increases	-	(220,892)	(220,892)
Federal Employee Benefits Payable – Decreases	-	50,966	50,966
Various Other Liabilities – Decreases	2,512	3,343	5,855
Capitalized Purchases of Property, Plant, and Equipment	3,032	1,366,072	1,369,104
Capitalized Purchases of Inventory and Related Property	-	33,723	33,723
Capitalized Cost Contribution to Buildout/Continuing Enhancement of Nationwide Public Safety Broadband Network	-	654,193	654,193
Capitalized Purchases of Other Assets	-	5,668	5,668
Other Outlays, Gross Not Part of Net Cost of Operations	7,500	6,925	14,425
Other Actual Offsetting Collections Not Part of Net Cost of Operations	(26,295)	(4,555)	(30,850)
Other	-	45	45
Distributed Offsetting Receipts			(21,034)
<b>Total Components of Agency Outlays, Net that are Not Part of Net Cost of Operations</b>			<b>2,371,521</b>
<b>Agency Outlays, Net</b>			<b>\$ 11,731,722</b>

## Note 23. Stewardship Property, Plant, and Equipment

Preservation of stewardship property, plant, and equipment (PP&E) promotes the Department's mission of providing effective management and monitoring of our Nation's resources and assets to support both environmental and economic health. To ensure that these resources are preserved and sustained for the benefit and enjoyment of future generations, Congress has enacted legislation to assist in asset management. Additionally, the Department conducts its mission in ways that minimize environmental impacts, conserve natural and cultural resources, and provide effective stewardship of the environment.

Information regarding estimated land acreage for the Department's stewardship land and information regarding deferred maintenance and repairs for the Department's multi-use heritage assets is included in the *Required Supplementary Information (Unaudited)* section.

### **Stewardship National Marine Sanctuaries, Marine National Monuments, Conservation Area, Habitat Blueprint, and Land and Permanent Land Rights**

#### **NOAA:**

Written policy statements or permit guidelines for the National Marine Sanctuaries and Marine National Monuments have been developed for the areas of acoustic impacts, artificial reefs, climate change, invasive species, and marine debris. The Office of Marine National Sanctuaries answers the most frequently asked questions related to alternative energy and oil and gas policy decisions for national marine sanctuaries. There were no stewardship asset withdrawals for this subcategory in FY 2023.

NOAA maintains the following stewardship assets under this subcategory:

**National Marine Sanctuaries:** In 1972, Congress passed the Marine Protection, Research, and Sanctuaries Act (Act) in response to a growing awareness of the intrinsic environmental and cultural value of coastal waters. The Act authorized the Secretary of Commerce to designate special nationally-significant areas of the marine environment as national marine sanctuaries. These protected waters provide a secure habitat for species close to extinction, and also protect historically significant shipwrecks and prehistoric artifacts. National marine sanctuaries are also used for recreation (e.g., boating, diving, and sport fishing), and support valuable commercial industries such as fishing and kelp harvesting. As of September 30, 2023, 15 National Marine Sanctuaries, which include both coastal and offshore areas, have been designated, as follows:

- Channel Islands National Marine Sanctuary
- Cordell Bank National Marine Sanctuary
- Florida Keys National Marine Sanctuary
- Flower Garden Banks National Marine Sanctuary
- Gray's Reef National Marine Sanctuary
- Greater Farallones National Marine Sanctuary
- Hawaiian Islands Humpback Whale National Marine Sanctuary
- Mallovs Bay-Potomac River National Marine Sanctuary
- Monitor National Marine Sanctuary
- Monterey Bay National Marine Sanctuary
- National Marine Sanctuary of American Samoa
- Olympic Coast National Marine Sanctuary
- Stellwagen Bank National Marine Sanctuary
- Thunder Bay National Marine Sanctuary
- Wisconsin Shipwreck Coast National Marine Sanctuary

**Marine National Monuments:** The Marine National Monuments were created to protect the abundant and diverse coral, fish, and seabird populations; to facilitate exploration and scientific research; and to promote public education regarding the value of these national treasures. The establishment of the Monuments provides the opportunity to protect areas of outstanding scientific, cultural, conservation, and aesthetic value, and provide for the long-term preservation of these natural and cultural legacies. There are currently five Marine National Monuments, as follows:

- Marianas Trench Marine National Monument
- Northeast Canyons and Seamounts Marine National Monument
- Pacific Remote Islands Marine National Monument
- Papahānaumokuākea Marine National Monument
- Rose Atoll Marine National Monument

**Aleutian Islands Habitat Conservation Area:** On July 28, 2006, NOAA formally established the Aleutian Islands Habitat Conservation Area in Alaska, which covers nearly 370 thousand square miles and may harbor among the highest diversity of deep-water corals in the world. The conservation area established a network of fishing closures in the Aleutian Islands and Gulf of Alaska, and protects habitat for deep-water corals and other sensitive features that are slow to recover once disturbed by fishing gear or other activities.

**NOAA Habitat Blueprint:** NOAA has responsibility for protecting habitat for fish, threatened and endangered species, marine mammals, and other natural resources within the coastal zone. Recognizing the need for more concerted efforts to conserve, protect, and restore habitat, NOAA developed the NOAA Habitat Blueprint to build on existing programs, prioritize its activities, and guide its future actions. This is being accomplished by creating Habitat Focus Areas. There are currently 11 Habitat Focus Areas, as follows:

- Biscayne Bay, FL
- Choptank River Watershed, MD/DE
- Kachemak Bay, AK
- Manell-Geus Watershed, GU
- Middle Peninsula, VA
- Muskegon Lake, MI
- Northeast Reserves and Culebra Island, PR
- Penobscot River Watershed, ME
- Russian River Watershed, CA
- St. Louis River Estuary, MN/WI
- West Hawaii, HI

#### **Stewardship Land:**

Per federal accounting standards, stewardship land is land and land rights owned by the federal government but not acquired for or in connection with items of General PP&E. Land is the solid part of the surface of the Earth. Excluded from the definition of land are the natural resources (that is, depletable resources such as mineral deposits and petroleum; renewable resources such as timber, and the outer-continental shelf resources) related to land.

NOAA's stewardship land supports its mission by serving as sites for NOAA's operations, including for facilities and offices, observatories, laboratories, and rookeries.

The site for the National Environmental Satellite, Data, and Information Service's (NESDIS) Office of Satellite and Product Operations Gilmore Creek in Fairbanks AK, which is the site of the Fairbanks Command and Data Acquisition (CDA) Station (campus) is NOAA's primary satellite ground station for downloading data from and sending commands to polar orbiting satellites. The CDA Station houses a number of buildings and has nine antennas in active use. It is one of the busiest and most capable satellite ground stations in the world. In addition to being the Nation's premier civilian ground station in support of polar orbiting satellites, the CDA Station also acts as a backup in support of NOAA's primary geostationary satellite ground station, the Wallops CDA Station on Wallops Island on the Eastern Shore of Virginia. The CDA Station provides backup support for the Geostationary Operational Environmental Satellites orbiting in the West position.

There are five rookeries in St. Paul, AK along with the site for the National Weather Service (NWS) offices in St. Paul along with various land easements to access the rookeries and the St. Paul Airport.

In addition, in St. George, AK, there is land housing the National Marine Fisheries support buildings, known as the Cottage and the Seal Skin Processing Plant (due to their uses prior to NOAA's operational uses), and eight rookeries along with various land easements to access the rookeries.

The following sites are additional stewardship land items:

- OAR Lava Diversion Barrier site and OAR Observatory site in Volcano, HI
- National Ocean Service Laboratory site in Seldovia (Kasitsna Bay), AK
- NMFS Support Operations Base Facility site in Juneau, AK
- NMFS Auke Bay Laboratory site in Juneau (Auke Bay/Cake), AK
- NWS Tsunami Warning Center site and housing site in Palmer, AK
- NWS offices in Utqiagvik (Barrow), AK
- OAR Observatory in Utqiagvik (Barrow), AK

NOAA's real property community is responsible for reporting stewardship land and non-collection type heritage assets (including multi-use heritage assets). NOAA's Real Property Management Division (RPMD) reports Stewardship PP&E if the property contains a real property interest. The following highlights the specific roles and responsibilities of RPMD:

- Maintain a list of stewardship land and non-collection type heritage assets;
- Ensure that stewardship land and non-collection type heritage assets are listed as such in the real property inventory system;
- Include a requirement for confirmation of stewardship land or non-collection type heritage asset status and whether any Line/Staff Office(s) believes that a real property item should be a stewardship land or heritage asset in its annual real property inventory testing; and
- Consult with the NOAA Federal Preservation Officer and the relevant Line/Staff Office(s) regarding any additions to the real property inventory to ensure that the stewardship land or heritage or non-heritage asset status is correctly identified, including if a National Historic Preservation Act compliant evaluation is required.

NOAA utilizes 41 U.S.C., *Public Contracts*, Section 6301, *Authorization Requirement*, which states that the federal government may not acquire land unless the contract or purchase is authorized by law or is under an appropriation adequate to its fulfillment. NOAA also follows the requirements under 41 CFR, *Public Contracts and Property Management*, Subtitle C, Part 102-73, *Real Estate Acquisition*, including for acquiring land via purchase or condemnation (Subpart C, *Acquisition by Purchase or Condemnation*). NOAA acquires land only for specific mission needs that cannot be met by its existing inventory and only if properly authorized. For acquiring land via transfer in from other federal entities, including from GSA, NOAA follows the federal procedures in 41 CFR *Public Contracts and Property Management*, Subtitle C, Part 102-75, *Real Property Disposal*, Transfers subsection (102-75.175 through 102-75.235).

NOAA maintains and uses its land in support of the mission that land serves. Its maintenance, such as landscaping, snow removal, and pest control are dependent on the use and location of the particular parcel of land. NOAA's policy is for all personnel and affiliates to conduct their activities in a manner that complies with all applicable environmental requirements and to cooperate with federal agencies (including the Environmental Protection Agency, as well as state, interstate, and local agencies in the prevention, control, and abatement of environmental pollution. (NOAA Administrative Order 216-17A, *NOAA Environmental Compliance Program*). NOAA disposes of land based on 41 CFR, Subtitle C, Part 102-75, *Real Property Disposal*. In special cases, specific legislation may also provide disposal authority for and direct the disposal of a particular location/site.

## **NIST:**

***Stewardship Land and Permanent Land Rights:*** The site for the Boulder campus in Boulder, CO and the related permanent land rights are stewardship items. The related permanent land rights include shares and water rights to the privately-owned Anderson Ditch which crosses through the Boulder campus and has been listed in the National Register of Historic Places (NRHP). The Boulder campus consists of the land housing the Boulder laboratories and support facilities and the land comprised of protected area. The protected area is in accordance with an agreement between NIST and the city of Boulder whereby agreements with the City of Boulder and Native American Tribes have been respected and the designated protected area continues to be preserved. NIST utilizes NIST P 2100.00, *Facilities and Site Management* for maintaining and preserving the Boulder campus and the related permanent land rights. For any sites listed or eligible to be listed in the NRHP, all proposed changes must comply with the Secretary of the Interior's Standards for the Treatment of Historic Properties and are subject to advance review and consultation with the applicable state historic preservation office. NIST utilizes NIST S 2103.05, *Acquisition and Disposal of Real Property* for the acquisition and disposal of stewardship land in support of NIST's mission.

## ***Heritage Assets***

Per federal accounting standards, heritage assets are unique for their historical or natural significance, cultural, educational, or artistic importance, or significant architectural characteristics. The Department generally expects that these assets will be preserved indefinitely. In cases where a heritage asset also has a practical and predominant use for general federal government operations, the asset is considered a multi-use heritage asset. The cost of acquisition, improvement, reconstruction, or renovation of a multi-use heritage asset is capitalized as General PP&E and is depreciated over its estimated useful life.



**Non-collection-type Heritage Assets:****NOAA:**

Non-collection-type heritage assets maintained by NOAA currently include the following; all of which are multi-use heritage assets:

- NMFS Galveston Laboratory Buildings (5) in Galveston, TX
- NMFS buildings (2) in St. George, AK which uses include research and housing, known as the Cottage and the Seal Skin Processing Plant (due to their uses prior to NOAA's operational uses)
- NESDIS Buildings (6) in Gilmore Creek, Fairbanks, AK
- Northwest Fisheries Science Center in Seattle, WA (building)
- OAR Air Resources Lab in Oak Ridge, TN (building)
- OAR Great Lakes Environmental Research Laboratory/Lake Michigan Field Station (building) in Muskegon, MI
- OAR Observatory Campus in Mauna Loa, HI (building)<sup>1</sup>
- Western Regional Center Hangars (2) at the Water Resource Center in Seattle, WA (buildings)

<sup>1</sup> Newly identified for FY 2023.

For FY 2023, there have been zero withdrawals of NOAA's non-collection-type heritage assets. Typically, the methods of withdrawal may include demolition, disposal, transfer, sale, and reassessment of heritage assets criteria due to a review(s) of additional or new information or documentation.

For policies and procedures for NOAA's real property community regarding non-collection type heritage assets, see the *Stewardship Land* subsection.

**NIST:**

Non-collection-type heritage assets maintained by NIST include the following:

- Boulder Laboratories Building 1 in Boulder, CO<sup>1</sup>
- Gaithersburg Campus in Gaithersburg, MD<sup>1</sup>
- Fort Collins Campus in Fort Collins, CO<sup>1</sup>
- Kehaka, Kauai Campus in Kehaka, HI<sup>1</sup>

<sup>1</sup> Multi-use heritage asset(s).

The Boulder Laboratories Building 1, also known as the Central Radio Propagation Laboratory, is eligible for listing in the National Register of Historic Places (NRHP) due to its historic and architectural importance. Within Building 1 laboratories, ground breaking research has led to major scientific developments such as the atomic clock. The Gaithersburg NIST campus is listed as a Historic District in the NRHP due to its association with both significant advances in the history of science and technology as well as for its acclaimed mid-century modern architectural design and the embodiment of post World War II suburban campus planning principles. The Fort Collins NIST campus and the Kehaka NIST campus are eligible for listing in the NRHP due to their exceptional national significance in the historic themes of science and engineering. These radio transmitter facilities are integral to receiving and transmitting the national standard for time calibrated through the atomic clock located at Building 1 at the NIST Boulder Laboratories as well as maintaining the integrity of the Nation's radio airwaves. The land at the Kehaka NIST campus is leased from the U.S. Navy and NIST owns and maintains the structures.

For policies and procedures for NIST's real property community regarding non-collection type heritage assets, see the *Stewardship Land and Permanent Land Rights* subsection.

**Collection-type Heritage Assets:****NOAA:**

NOAA has established policies, procedures, and standards for the preservation, security, handling, storage, and display of NOAA personal property heritage assets to ensure the proper care and handling of these assets under its control or jurisdiction. NOAA maintains a nationwide inventory of personal property heritage assets, ensuring that they are identified and recorded in the Personal Property Heritage Asset Accountability System. Each loan of NOAA personal property heritage assets, including assigning values and inventory numbers and reporting the current condition of heritage assets, is tracked and updated and the feasibility of new asset loans is determined. In addition, NOAA collects personal property heritage assets of historic, cultural, artistic, or educational significance to NOAA.

NOAA's historical artifacts are designated collection-type heritage assets if they help illustrate the social, educational, and cultural heritage of NOAA and its predecessor agencies (Coast and Geodetic Survey, U.S. Fish Commission, the Weather Bureau, the Institutes for Environmental Research, the Environmental Science Services Administration, etc.). These artifacts include, but are not limited to: books, journals, publications, photographs, motion pictures, manuscripts, records, nautical chart plates, bells, gyrocompasses, brass citations, flags, pennants, chronometers, ship seals, clocks, compasses, fittings, miscellaneous ship fragments, lithographic plates, barometers, rain gauges, and any items that represent the uniqueness of the mission of NOAA and its predecessor agencies. NOAA's Logistics Office continually conducts inventories of NOAA's collection-type heritage assets.

For FY 2023, there have been four withdrawals of NOAA's collection-type heritage assets. Typically, the methods of withdrawal may include assets being destroyed, lost, missing, stolen, and donated/transferred to an entity outside of NOAA.

NOAA's collection-type heritage assets include the following:

**NOAA Central Library:** Many of NOAA's heritage assets are maintained by the NOAA Central Library. The holdings include photographs, motion pictures, artifacts, documents, and other items.

**Thunder Bay Sanctuary Research Collection:** The Thunder Bay National Marine Sanctuary (TBNMS) is jointly managed by NOAA and the State of Michigan to protect and interpret a nationally significant collection of shipwrecks and other maritime heritage resources.

**Florida Keys National Marine Sanctuary Collection:** The Florida Keys National Marine Sanctuary (FKNMS) collection-type heritage assets include artifacts from shipwreck and wrecking events occurring in the Florida Keys over a 500-year period. FKNMS is an abundant mixture of natural and cultural, historical resources.

**NIST:**

NIST currently maintains collection-type heritage assets under its Museum, which collects, preserves, and exhibits artifacts, such as scientific instruments, equipment, and objects of significance to NIST and predecessor agencies. This program provides institutional memory and demonstrates the contributions of NIST to the development of standards measurement, technology, and science.

The NIST Museum has policies in place for acquisitions and loans. Objects are either on display or in storage and are not used by visitors. When considering artifacts for accession, the following criteria are considered:

- Direct connection to NIST program activity;
- Direct connection to a NIST prominent person;
- Physical size; and
- Safety considerations.

Artifacts are rarely loaned, but can be loaned within established policies and procedures for educational purposes, scholarly research, and limited public exhibition to qualified institutions. The loan policy packet for these artifacts includes an introduction to the NIST Loan Program, Borrower Checklist, Artifact Loan Request, NIST Loan Policy, Insurance Requirements, Facilities Report, Outgoing Loan Agreement, Condition Report Form, and Outgoing Loan Process.

Assets may be withdrawn by the NIST museum staff, who will provide a rationale for the deaccession. Deaccessioning is part of the formation and care of collections and is performed in order to refine and improve the quality and appropriateness of the collections to better serve the museum's mission. Potential justifications for deaccessioning an item from the Museum Collections may include, but are not limited to, the following:

- Not or no longer historically relevant to NIST History;
- Not useful for research, exhibition, or educational purposes;
- Duplicate or better representative items in collection or about to be acquired;
- Return of items on long-term loan;
- Lack of information available on artifact;
- Safety concerns;
- The Museum is unable to properly care for, conserve, or store the object; and
- Fits better with a more appropriate collecting institution.

**Census Bureau:**

Collection-type heritage assets maintained by the Census Bureau are items considered unique for their historical, cultural, educational, technological, methodological, or artistic importance. They help illustrate the social, educational, and cultural heritage of the Census Bureau. Some items because of their age or obvious historical significance are inherently historical artifacts.

The Census Bureau has in place a Project Charter that outlines policies and procedures for the acquisition and removal of Census Bureau's heritage assets. The Census Bureau Heritage Assets Committee decides if an item meets the criteria for a heritage asset based on the uniqueness, historical age, and/or if the item helps to illustrate the Census Bureau's historic contributions to the Nation's growth. If the item is deemed a heritage asset, the applicable property management office will ensure the heritage asset is catalogued and stored in a safe, secure environment, allowing for appropriate preservation and conservation. All necessary actions will be taken to reduce deterioration of heritage assets due to environmental conditions, and to limit damage, loss, and misuse of heritage assets. The Committee meets on a regular basis to determine if any heritage assets should be removed from the approved list, or if a newly arrived item should be classified as a heritage asset. Once a determination has been made to no longer classify an item as a heritage asset, the Census Bureau will follow any applicable established policies and procedures for surplus property.

The following tables summarize the Department’s collection-type heritage assets activity and balances.

**Collection-type Heritage Assets: Collection  
(In Actual Quantities)**

Category	Description of Assets	Quantity of Items Held September 30, 2022	FY 2023 Additions	FY 2023 Withdrawals	Quantity of Items Held September 30, 2023
NOAA Central Library – Collection of Photographs and Motion Pictures	Photographs and motion pictures	1	N/A <sup>1</sup>	1	–

<sup>1</sup> N/A – Not applicable; this category is reported as one collection.

**Collection-type Heritage Assets: Individual Items  
(In Actual Quantities)**

Category	Description of Assets	Quantity of Items Held September 30, 2022	FY 2023 Additions	FY 2023 Withdrawals	Quantity of Items Held September 30, 2023
NOAA National Ocean Service –Thunder Bay Sanctuary Research Collection	Data cards, photograph negatives, document copies, photographs, books, and other items	106,254	–	–	106,254
NOAA Central Library – Other	Artifacts, documents, and other items	28	–	1	27
NOAA Florida Keys National Marine Sanctuary Collection	Artifacts	253	–	–	253
NOAA – Other	Artifacts, artwork, books, films, instruments, maps, and records	3,164	–	2	3,162
NIST Artifacts and Scientific Measures	National Bureau of Standards <sup>1</sup> /NIST scientific instruments, equipment, and objects	1,409	142	9	1,542
Census Bureau Artwork and Gifts	Artifacts, artwork, books, films, instruments, and records	159	–	75	84
Census Bureau Collectable Assets	Publications, books, manuscripts, photographs, and maps	33	–	–	33
Total		111,300	142	87	111,355

<sup>1</sup> National Bureau of Standards is the former name of NIST.

## Note 24. Disclosure Entity

---

The Department's evaluations of SFFAS 47, *Reporting Entity*, determined that the organization discussed below should be included, as a disclosure entity, in the Department's notes to the financial statements.

The ***Corporation for Travel Promotion (CTP), also doing business as Brand USA***, was established by the Travel Promotion Act of 2009 (TPA) as the Nation's first public-private partnership to spearhead a globally coordinated marketing effort to promote the United States as a premier travel destination and to communicate U.S. visa and entry policies. CTP is a non-profit corporation that was incorporated in the District of Columbia and began operations in May 2011. As the destination marketing organization for the United States, CTP's mission is to increase incremental international visitation, spend, and market share to fuel the Nation's economy and to enhance the image of the U.S. worldwide. CTP's programs, activities, and operations are managed and supported from its office in Washington, DC.

TPA set forth that the Secretary of Commerce shall appoint all 11 members of CTP's board of directors (after consultation with the Secretary of Homeland Security and the Secretary of State) and can remove board members with good cause. TPA's accountability measures included that CTP's board of directors shall establish annual objectives for the corporation for each fiscal year subject to approval by the Secretary of Commerce (after consultation with the Secretary of Homeland Security and the Secretary of State), that CTP shall provide an annual budget to the Secretary of Commerce, that CTP shall undergo annual financial audits of its operations, and that CTP shall submit an annual report to the Secretary of Commerce for transmittal to Congress.

The Travel Promotion, Enhancement, and Modernization Act of 2014 amended TPA, and its provisions included requirements for CTP to establish performance metrics and to establish a competitive procurement process. The Brand USA Extension Act (December 20, 2019) further amended TPA, including a requirement to make available CTP's performance metrics on its website.

The Department does not provide any funding to CTP. CTP currently receives federal funding, under a matching requirement, from the federal government's Travel Promotion Fund, which receives a designated portion of each fee collected by the federal government from international visitors who visit the United States under the Visa Waiver Program. The Travel Promotion Fund is not part of the Department and is not included in the Department's financial statements. The Travel Promotion, Enhancement, and Modernization Act of 2014, and the Brand USA Extension Act, extended the sunset date of the federal government's designated fee (for deposit to the Travel Promotion Fund) from September 30, 2015 (under TPA) to September 30, 2027. ITA receives and processes, including supporting documentation, requests from CTP for funding from the Travel Promotion Fund. CTP will receive from the Travel Promotion Fund a matching portion of designated fees, equal to the amount collected from non-federal sources, not to exceed \$100.0 million annually, adjusted for sequestrations. TPA's current matching requirement, in effect since the Brand USA Extension Act further amended TPA in December 2019, is that CTP shall provide matching amounts from non-federal sources that in the aggregate are equal to 100 percent of the amount transferred to CTP from the Travel Promotion Fund. In-kind matching contributions cannot account for more than 50 percent of the matching requirement.

Furthermore, Public Law 117-103, *Consolidated Appropriations Act, 2022* (March 15, 2022), Division FF, Section 101, *Restoring Brand USA Act*, made available to CTP one-time funding from the Travel Promotion Fund of \$250.0 million. Of the \$250.0 million made available to CTP, \$200.0 million is not subject to TPA's current matching requirements and has been received by CTP, while the remaining \$50.0 million is subject to TPA's current matching requirements.



CTP is included in the Department’s financial reporting as a disclosure entity because it meets the inclusion principle of an organization that is controlled by the federal government with risk of loss or expectation of benefit—including because the Secretary of Commerce appoints all 11 members of the board of directors and can remove board members with good cause, while the federal government receives financial and/or nonfinancial benefits from CTP as a result of CTP furthering the federal government’s objectives regarding increasing U.S. economic activity and economic benefits to the Nation.

Assets, liabilities, revenue, expenses, gains, and/or losses of CTP have no impact on the Department’s financial statements.

The primary financial and/or nonfinancial exposures to the federal government regarding CTP appear to relate to the federal government’s interest in ensuring that CTP is eligible for the federal funds it requests and receives from the Travel Promotion Fund, including CTP’s proper meeting of matching requirements, and that CTP carries out its operations in accordance with the provisions of TPA, as amended. TPA, as amended, established several previously discussed accountability measures for CTP that will help the federal government monitor CTP’s compliance with its provisions.

## Note 25. Disclosure Public-Private Partnerships

SFFAS 49, *Public-Private Partnerships: Disclosure Requirements*, helps the Department achieve the operating performance and budgetary integrity objectives outlined in Statement of Federal Financial Accounting Concepts 1, *Objectives of Federal Financial Reporting*, by making public-private partnerships (P3s) more understandable. This statement establishes principles to ensure that any necessary disclosures about P3s are presented in the agency’s AFR. SFFAS 49 mandates that when arrangements with private entities meet certain characteristics, these arrangements must be disclosed in the AFR.

The Department’s evaluations of SFFAS 49 requirements identified three public-private partnerships for disclosure. Below are summary tables and detailed information for each of the partnerships.

FY 2023				
Public-Private Partnerships Agreements/Contracts	Actual Amount Received in Fiscal Year	Actual Amount Paid in Fiscal Year	Estimated Amount to be Received over Expected Life	Estimated Amount to be Paid over Expected Life
FirstNet and AT&T	\$ 195,000	\$ 149,954	\$ 18,000,000	Cannot be Estimated
NOAA and 11 Regional Associations	–	32,869	–	\$ 256,298
NIST and Johnson Controls Government Systems LLC	–	4,816	3,791	\$ 104,435
Total	\$ 195,000	\$ 187,639	\$ 18,003,791	

FY 2022				
Public-Private Partnerships Agreements/Contracts	Actual Amount Received in Fiscal Year	Actual Amount Paid in Fiscal Year	Estimated Amount to be Received over Expected Life	Estimated Amount to be Paid over Expected Life
FirstNet and AT&T	\$ 195,000	\$ 1,070,015	\$ 18,000,000	Cannot be Estimated
NOAA and 11 Regional Associations	–	20,800	–	\$ 277,261
NIST and Johnson Controls Government Systems LLC	–	4,608	3,791	\$ 104,435
<b>Total</b>	<b>\$ 195,000</b>	<b>\$ 1,095,423</b>	<b>\$ 18,003,791</b>	

**First Responder Network Authority Contract with AT&T Inc.**

The First Responder Network Authority (FirstNet), an independent authority within NTIA since its inception in 2012, was created to develop, deploy, and enhance wireless broadband communications for first responders—to give public safety 21st century communication tools to help save lives, and keep U.S. communities and emergency responders safe. This network must be designed to be reliable, functional, safe, and secure, and to provide optimal levels of operational capability at all times. See Note 21, *Funds from Dedicated Collections*, for more information on FirstNet.

The Nationwide Public Safety Broadband Network (NPSBN) is being built out, deployed, operated, and maintained as a partnership between FirstNet and AT&T Inc., under a 25-year contract awarded by FirstNet to AT&T in March 2017. The service will cover all 50 U.S. states, five territories, and the District of Columbia, including rural communities and tribal nations. The statutory authority for FirstNet to enter into the contract with AT&T is section 6206 of the Middle Class Tax Relief and Job Creation Act of 2012 (Act). For purposes of the information disclosed in this Note, due to the long length of the contract through 2042 and because FirstNet cannot reasonably estimate at this time what events might occur after the contract end date, the 25-year contract period is also treated as the expected life of this partnership.

Payments are made by FirstNet to AT&T for success-based payment milestones under the firm fixed price (FFP) buildout and continuing enhancement Task Orders in conformity with the contractual terms. Payments made by FirstNet for the buildout and continuing enhancement of the NPSBN are recorded as an asset. See Note 1.M, *Cost Contribution to Buildout/Continuing Enhancement of Nationwide Public Safety Broadband Network*, for information regarding the classification of these cost contributions as an asset.

FirstNet oversees and monitors the contract with AT&T to ensure it delivers on the requirements associated with deploying, operating, and maintaining the NPSBN through various mechanisms, including subscriber adoption targets, successful milestone completion, disincentives, and other mechanisms outlined in the contract. FirstNet oversees the verification and validation of the contractual requirements, as well as some products and services—in accordance with the terms of the contract—before they are deployed so that first responders will have the proven tools they need in disasters and emergencies. Through its Innovation and Test Lab in Boulder, CO, FirstNet is testing capabilities unique to public safety.

Contractual risks of loss to the federal government primarily relate to (a) AT&T's unsatisfactory performance under the terms of the contract and in accordance with the terms and conditions contained in subsequent task orders; and (b) that the contract may be subject to (1) future renewal(s) of the license of the federally owned spectrum that Congress allocated to FirstNet under the Act; and (2) FirstNet reauthorization.

With regard to any scheduling and/or technical performance risk, AT&T provides mobile, broadband, video, and other communications services to U.S.-based consumers and companies globally—from the smallest business to the Fortune 1000. AT&T routinely performs required milestones on time or ahead of schedule to include demonstrations of increased user adoption by public safety per the terms and conditions of the NPSBN contract. This helps ensure reliable connections to critical information, communication, and coordination, which essentially helps public safety adoption targets. Therefore, although there is some risk pertaining to schedule and/or performance, the risk does not appear to be significant at this time based on AT&T's performance since award. FirstNet continues to monitor risk over the entire contract with AT&T and all awarded task orders.

***NOAA Partnerships with 11 Regional Associations (RA) under the federal program for the U.S. Integrated Ocean Observing System (IOOS)***

NOAA partners with 11 RAs under the federal program for IOOS. IOOS is governed by the Integrated Coastal and Ocean Observation System Act of 2009 (ICOOS Act), as amended by the Coordinated Ocean Observations Act of 2020, which authorized the establishment of a National Integrated Ocean Observing System (System) and codified a governance structure within which the System will operate. The ICOOS Act explicitly vests authority in NOAA as the lead federal agency for implementation and administration of the System, and tasked NOAA to establish an IOOS Program Office. NOAA is additionally required to carry out its responsibilities in consultation with federal agency and regional partners.

IOOS is a federal-regional partnership working to provide new tools and forecasts to improve safety, enhance the economy, and protect the environment. Integrated ocean information is available in near real time, as well as retrospectively. Easier and better access to this information is improving the Nation's ability to understand and predict coastal events—such as storms, wave heights, and sea level change. Such knowledge is needed for everything from retail to development planning. Regional IOOS partners are essential to building and supporting IOOS. They provide increased observations, distinctive knowledge, and critical technological abilities, and apply these toward the development of products to meet regional and local needs.

IOOS is comprised of 11 RAs, which guide development of and stakeholder input to regional observing activities. The federal government, through the ICOOS Act, established the fundamental purpose and mission of the RAs with respect to its role in IOOS. RAs serve the Nation's coastal communities, including the Great Lakes, Caribbean, and Pacific Islands and territories. RAs design, maintain, and operate regional coastal observing systems. Each RA is managed by a board of directors drawn from stakeholders in the region. RAs work with agencies, industry, scientists, and others to tailor an observing system to address specific regional issues. All 11 RAs are currently voluntarily certified by NOAA to be either a Regional Coastal Observing System (RCOS) or a Regional Information Coordination Entity (RICE), for which an RA, in order to be RCOS or RICE-certified, is required to implement specific practices regarding data collection, governance, and management. There was a name change from RICE to RCOS that became effective March 24, 2022; this name change has no substantive impact. The relevant federal regulations are located at Title 15, *Commerce and Foreign Trade*, Part 997, *Regional Information Coordination Entities*, of the Code of Federal Regulations (CFR).

As of September 30, 2023, NOAA has separate cooperative agreements for each of the 11 RAs. Ten of the agreements have performance periods of July 1, 2021 through June 30, 2026, and one of the agreements has a performance period of August 1, 2021 through July 31, 2026. The cooperative agreements are with the fiscal sponsor for the RA; in a few cases, the RA also serves as its own fiscal sponsor. Payments are made by NOAA to the fiscal sponsor of the RA. NOAA breaks down a multi-year project period into “funding periods”—receipt by an RA of any NOAA financial assistance beyond the current funding period is contingent upon the availability of funds and satisfactory performance under the cooperative agreement and is at the sole discretion of NOAA. NOAA reserves the right to terminate funding for the award at any time throughout the award period should NOAA determine that a recipient is not meeting project milestones. The cooperative agreements’ funding provided by NOAA to the 11 RAs is estimated by NOAA to be the predominate source of funding for each of the RAs, although the RAs may also receive some funding from other sources.

NOAA periodically conducts a competitive process (normally every five years) in which it requests proposals for NOAA funding for coordinated regional efforts that further the IOOS in sustaining and enhancing comprehensive regional coastal observing systems in 11 IOOS regions, and that build upon progress made to-date on the development of the regional coastal observing systems. NOAA expects successful awardees to serve as an RA responsible for operating the regional coastal observing system. Any organization, including the current awardee, may submit a proposal to serve as an RA; accordingly, an organization that currently serves as an RA may or may not be selected in the next competitive cycle. For purposes of the Department’s evaluation of the expected lives of the NOAA partnerships with the RAs, because NOAA intends to continue the funding of and partnerships with RAs (successful awardees), NOAA’s partnerships with RAs are considered to have expected lives that exceed five years.

The risk of loss under the partnerships with the 11 RAs primarily relates to NOAA being subject to Subsection 26, *Civil liability*, of 15 CFR Part 997. Any further possible risks of loss regarding the 11 RAs appear to relate to each RA’s compliance with award provisions and satisfactory performance under the award. These risks of loss are mitigated in part because of NOAA’s significant, continued involvement and monitoring of an RA’s compliance with award requirements and performance under the award—RAs are required to report on progress and performance over the life of the cooperative agreement; and because NOAA breaks down a multi-year cooperative agreement into “funding periods” as previously discussed. Furthermore, standard Departmental terms and conditions for these cooperative agreements include provisions for unsatisfactory performance or non-compliance with award provisions, internal controls, and audits.

### ***NIST Energy Savings Performance Contract with Johnson Controls Government Systems LLC***

In June 2015, NIST awarded a FFP, multi-year, energy savings performance contract (ESPC) award of \$44.5 million (subsequently amended to \$44.7 million) to Johnson Controls Government Systems LLC (Johnson Controls or Contractor) for energy savings improvements for its Gaithersburg, MD campus.

ESPCs, per the U.S. Department of Energy, allow federal agencies to conduct energy projects with limited to no up-front capital costs, minimizing the need for Congressional appropriations. An ESPC is a working relationship between an agency and an energy service contractor. The contractor conducts a comprehensive energy audit for the federal facility and identifies improvements to save energy. In consultation with the agency, the contractor designs and constructs a project that meets the agency’s needs and arranges the necessary funding. The contractor guarantees that the improvements will generate energy cost savings sufficient to pay for the project over the term of the contract. The cost of an ESPC project must be covered by the energy, water, and related cost savings generated at the project site. The ESPC’s cost savings must be verified and documented annually. After the contract ends, any additional cost savings accrue to the agency.

This NIST ESPC project, with a contract period of performance through January 2041, primarily provides for energy conservation measures (ECMs) for (a) electrical power generation and steam system improvements, and operational changes, for NIST’s central steam plant on campus; and (b) capital improvements and operational changes for NIST’s chiller plant on campus. The contract also includes Contractor costs for proposal development for energy surveys, including preliminary assessment, investment grade audit, and the final proposal; and Contractor project direct costs for executing the scope of the award. This contract was made pursuant to 42 U.S.C. Section 8287, Authority to enter into contracts, which addresses ESPCs awarded by federal agencies. For purposes of the information disclosed in this Note, the contract period is also treated as the expected life of this partnership.

ECMs include measures to increase energy efficiency of energy-consuming systems, in order to reduce water consumption and improve the efficiency of energy production systems that generate electrical and/or thermal energy. Johnson Controls is responsible for providing all labor, materials, and capital to install ECMs and provide operations and maintenance as specified in the contract.

Each ECM set forth in the contract for delivery by the Contractor includes a sites-specific Measurement and Verification (M&V) plan that specifies the M&V requirements and procedures that shall apply to the ECM based on various factors, such as type of ECM, projected value of energy savings, certainty/uncertainty of savings being achieved, and the intended risk allocation between NIST and the Contractor. The M&V plans are the primary vehicle that NIST will use to first document and then to periodically evaluate the performance expectations of the ESPC. The M&V plans state where and how energy, water, and related cost savings are going to occur and how they are to be calculated and verified. The Contractor will conduct annual M&V activities to verify operation of the installed equipment/systems and calculate the previous year’s energy and water consumption reductions and cost savings, and compare verified, guaranteed, and actual savings. Lastly, the Contractor shall prepare and submit annual M&V reports to NIST, including data and calculations that demonstrate that continued ECMs performance achieves the guaranteed annual energy and water consumption reductions and related cost savings as specified in the contract.

Key financial data for this contract, as amended, is shown below:

<b>Key Financial Data – NIST Energy Savings Performance Contract with Johnson Controls Government Systems LLC</b>	
Award Amount <sup>1</sup>	\$ 44,656
Principal Financed <sup>2</sup>	\$ 49,998
Total Estimated Cost Savings <sup>3</sup>	\$ 112,141
Total Guaranteed Cost Savings <sup>3</sup>	\$ 105,119
Total Payments to Contractor <sup>3</sup>	
Principal	\$ 49,998
Performance Period Expenses (includes Contractor Profit)	34,629
Interest Expense	19,808
Total Payments	\$ 104,435

<sup>1</sup> Total Implementation Costs.

<sup>2</sup> Total Implementation Costs plus Total Financing Procurement Price.

<sup>3</sup> Implementation Period plus Post-acceptance Performance Period (19 Years).



The contract includes monthly financial schedules, should circumstances of NIST cancellation or termination for convenience of the contract occur, for (a) Financing Termination Liability Amounts<sup>1</sup>, ranging from \$51.5 million prior to the first post-acceptance period monthly payment to \$95 thousand for the second to last monthly payment; and (b) Total Cancellation Ceiling Amounts<sup>2</sup> ranging from \$52.0 million prior to the first post-acceptance period monthly payment to \$95 thousand for the second to last monthly payment.

Contractual risks of loss to the federal government primarily relate to (a) the Contractor's performance throughout the project lifecycle; and (b) that the success of this ESPC project is also dependent on the newly installed equipment being properly operated and maintained—the savings calculations are based on the equipment operating as installed and as specified by Johnson Controls.

Johnson Control's management approach is designed to support NIST throughout the project lifecycle, and the contract sets forth numerous Contractor responsibilities to help ensure that the project is successful as designed, and that the installed equipment operates as intended. Because this ESPC project is an FFP-type, maximum cost risk is with Johnson Controls. For that reason, the Contractor carefully controls the ECM investment costs so that they do not exceed their recovery through the NIST payments. The Contractor has implemented a budget plan and will frequently monitor costs and address any developing cost problems. Regarding any scheduling and/or technical performance risk, Johnson Controls is responsible for ensuring that energy savings are met throughout the performance period. NIST will not be penalized for delays caused directly by Johnson Controls or its subcontractors. The annual M&V data reviews will be used to ensure that the project proceeds as designed and to identify any actions needed to be carried out by either party as appropriate.

## Note 26. COVID-19 Reporting

In FY 2020, the Department received funding under Public Law 116-136, *Coronavirus Aid, Relief, and Economic Security Act* (CARES Act) for multiple bureaus, as detailed below. The CARES Act provided funding in two divisions, Divisions A and B. The Department received funds under Division A, Title I, *Keeping American Workers Paid and Employed Act* and under Division B, *Emergency Appropriations for Coronavirus Health Response and Agency Operations*, Title II, which provided supplemental appropriations to various agencies, including the Department. In FY 2021, the Department received additional funding related to COVID-19 for several bureaus under both Public Law 116-260 (Division M, *Coronavirus Response and Relief Supplemental Appropriations Act, 2021*; and Division N, *Additional Coronavirus Response and Relief*) and Public Law 117-2, the *American Rescue Plan (ARP) Act of 2021*. Similar to the funding provided under the CARES Act, the funds received by the Department under these public laws have been used to advance economic development to those both directly and indirectly impacted by COVID-19. This included providing grants to and entering into cooperative agreements with communities impacted by COVID-19 to support immediate and long-term economic recovery, planning and technical assistance, capitalization and recapitalization of non-federal Revolving Loan Funds, and construction and non-construction assistance.

As a result of the additional funding received in FY 2020 and 2021, related to the CARES Act, CRRSA Act, and ARP Act, the Department has seen an increase in assets, total financing sources related to an increase in appropriations received, gross costs with the public, and budgetary resources as the funds were made available to the Department and obligation and disbursement of the funds began. These impacts began to decrease in FY 2023 and are expected to continue to decrease over the next several years as the funds received under the above acts are obligated and disbursed.

<sup>1</sup> Remaining Unamortized Principal Balance plus a 3.0 percent Termination Liability Prepayment Charge.

<sup>2</sup> Maximum termination liability.

FY 2023						
Bureau	Source	Unobligated Balance Carried Over from FY 2022	Transfers In/ (Out) and Permanent Reductions	New Obligations and Upward/ (Downward) Adjustments	Unobligated Balance as of September 30, 2023	Funds Available for Obligation Until
EDA	PL 116-136	\$ 1,467	\$ –	\$ (13,658)	\$ 15,125	September 30, 2022
NOAA	PL 116-136	867	–	(233)	1,100	September 30, 2021
NIST	PL 116-136	701	–	–	701	September 30, 2021
MBDA	PL 116-136	268	–	–	268	September 30, 2021
OIG	PL 116-136	2	–	–	2	September 30, 2022
MBDA	PL 116-260	–	(435)	(862)	427	Until Expended
NOAA	PL 116-260	9	–	(39)	48	September 30, 2021
NTIA	PL 116-260	272,763	(23,089)	249,618	56	Until Expended
EDA	PL 117-2	23,839	–	21,434	2,405	September 30, 2022 <sup>1</sup>
NIST	PL 117-2	7	–	2	5	September 30, 2022
OIG	PL 117-2	–	–	–	–	September 30, 2022
MBDA	PL 117-2	100,000	25,000	118,587	6,413	Until Expended
Total		\$ 399,923	\$ 1,476	\$ 374,849	\$ 26,550	

<sup>1</sup> Up to two percent of the funds received by EDA under Public Law (PL) 117-2 are to be used for administrative costs associated with administering the relief funds and are available for obligation until September 30, 2027.

FY 2022						
Bureau	Source	Unobligated Balance Carried Over from FY 2021	Transfers In/(Out)	New Obligations and Upward/ (Downward) Adjustments	Unobligated Balance as of September 30, 2022	Funds Available for Obligation Until
EDA	PL 116-136	\$ 95,414	\$ –	\$ 93,947	\$ 1,467	September 30, 2022
NOAA	PL 116-136	96	–	(771)	867	September 30, 2021
NIST	PL 116-136	45	–	(656)	701	September 30, 2021
MBDA	PL 116-136	–	–	(268)	268	September 30, 2021
OIG	PL 116-136	1,347	–	1,345	2	September 30, 2022
MBDA	PL 116-260	7,052	–	7,052	–	Until Expended
NOAA	PL 116-260	8	–	(1)	9	September 30, 2021
NTIA	PL 116-260	1,567,830	–	1,295,067	272,763	Until Expended
EDA	PL 117-2	2,990,756	–	2,966,917	23,839	September 30, 2022 <sup>1</sup>
NIST	PL 117-2	59,961	–	59,954	7	September 30, 2022
OIG	PL 117-2	2,870	–	2,870	–	September 30, 2022
MBDA	PL 117-2	–	100,000	–	100,000	Until Expended
Total		\$ 4,725,379	\$ 100,000	\$ 4,425,456	\$ 399,923	

<sup>1</sup> Up to two percent of the funds received by EDA under Public Law (PL) 117-2 are to be used for administrative costs associated with administering the relief funds and are available for obligation until September 30, 2027.

## Note 27. Reclassification of Financial Statement Line Items for Financial Report Compilation Process

---

To prepare the *Financial Report of the U.S. Government (Financial Report)*, the Department of the Treasury requires agencies to submit an adjusted trial balance, which is a listing of amounts by U.S. Standard General Ledger account that appear in the financial statements. Treasury uses the trial balance information reported in the Government-wide Treasury Account Symbol Adjusted Trial Balance System (GTAS) to prepare government-wide reclassified financial statements.

Treasury's Reclassified Balance Sheet resembles the Department's financial presentation; therefore a separate reconciliation is not required.

Treasury eliminates intragovernmental balances from the reclassified statements and aggregates lines with the same title to develop the *Financial Report (FR)* statements. This Note shows the Department's Financial Statements and the Department's reclassified line items prior to elimination of intragovernmental balances and prior to aggregation of repeated FR line items as of September 30, 2023. A copy of the 2022 *Financial Report* can be found at the Services for General Public page within the Bureau of the Fiscal Service website and a copy of the 2023 *Financial Report* will be posted to this site as soon as it is released.

The term "intragovernmental" is used in this Note to refer to amounts that result from other components of the federal government. The term "non-federal" is used in this Note to refer to federal government amounts that result from transactions with non-federal entities. These include transactions with individuals, businesses, non-profit entities, and state, local, and foreign governments.



**Reclassification of Consolidated Statement of Net Cost to Line Items Used for the Government-wide Statement of Net Cost For the Year Ended September 30, 2023**

Department of Commerce Consolidated Statement of Net Cost		Difference	Line Items Used to Prepare Government-wide Statement of Net Cost					
Financial Statement Line	Amount		Dedicated Collections Combined	Dedicated Collections Eliminations	Other than Dedicated Collections Amounts (with Eliminations)	Eliminations Between Dedicated and Other than Dedicated	Total	Reclassified Financial Statement Line
								<b>Non-federal Costs</b>
			\$ 3,634,681	\$ -	\$ 11,208,737	\$ -	\$ 14,843,418	Non-federal Gross Cost
			-	-	1,700	-	1,700	Gains/Losses from Changes in Actuarial Assumptions
			<b>3,634,681</b>	<b>-</b>	<b>11,210,437</b>	<b>-</b>	<b>14,845,118</b>	<b>Total Non-federal Costs</b>
								<b>Intragovernmental Costs</b>
			574,363	-	834,018	(215)	1,408,166	Benefit Program Costs
			117,646	-	337,056	-	454,702	Imputed Costs
			158,102	-	1,378,464	(41,119)	1,495,447	Buy/Sell Costs
			(106)	-	106	-	-	Purchase of Assets
			-	-	9,658	-	9,658	Borrowing and Other Interest Expense
			137,276	-	236,043	-	373,319	Other Expenses (without Reciprocals)
			<b>987,281</b>	<b>-</b>	<b>2,795,345</b>	<b>(41,334)</b>	<b>3,741,292</b>	<b>Total Intragovernmental Costs</b>
<b>Total Gross Departmental Costs</b>	<b>\$ 18,586,410</b>	<b>\$ -</b>	<b>\$4,621,962</b>	<b>\$ -</b>	<b>\$ 14,005,782</b>	<b>\$ (41,334)</b>	<b>\$18,586,410</b>	<b>Total Reclassified Gross Costs</b>
								<b>Intragovernmental Revenue</b>
Earned Revenue			(4,127,764)	-	(145,965)	-	(4,273,729)	Non-federal Earned Revenue
			-	-	(206)	206	-	Benefit Program Revenue
			(12,170)	-	(931,316)	39,964	(903,522)	Buy/Sell Revenue
			106	-	(106)	-	-	Purchase of Assets Offset
			-	-	(504)	-	(504)	Borrowing and Other Interest Revenue
			<b>(12,064)</b>	<b>-</b>	<b>(932,132)</b>	<b>40,170</b>	<b>(904,026)</b>	<b>Total Intragovernmental Earned Revenue</b>
<b>Total Earned Revenue</b>	<b>(5,177,755)</b>	<b>-</b>	<b>\$ (4,139,828)</b>	<b>\$ -</b>	<b>\$ (1,078,097)</b>	<b>\$ 40,170</b>	<b>(5,177,755)</b>	<b>Total Reclassified Earned Revenue</b>
<b>NET COST OF OPERATIONS</b>	<b>\$ 13,408,655</b>	<b>\$ -</b>					<b>\$ 13,408,655</b>	<b>NET COST OF OPERATIONS</b>

**Reclassification of Consolidated Statement of Changes in Net Position to Line Items Used for the Government-wide Statement of Operations and Changes in Net Position For the Year Ending September 30, 2023**

Department of Commerce Consolidated Statement of Changes in Net Position		Difference	Line Items Used to Prepare Government-wide Statement of Changes in Net Position	
Financial Statement Line	Amount		Amount	Reclassified Financial Statement Line
Unexpended Appropriations:				
Beginning Balance	\$ 90,083,922			
Cumulative Results of Operations:				
Beginning Balance	31,327,719			
<b>Total Net Position: Beginning Balances</b>	<b>121,411,641</b>		<b>\$121,411,541</b>	<b>Net Position, Beginning of Period</b>
<b>Unexpended Appropriations:</b>				
Appropriations Received	44,600,330		44,445,978	Appropriations Received as Adjusted (Rescissions and Other Adjustments)
Other Adjustments	(154,456)			
Appropriations Transferred In/Out	22,341		(19,951)	Non-expenditure Transfers Out of Unexpended Appropriations and Financing Sources
Appropriations Used	(11,878,094)		(11,878,403)	Appropriations Used
<b>Net Change in Unexpended Appropriations</b>	<b>32,590,121</b>			
<b>Unexpended Appropriations: Ending</b>	<b>122,674,043</b>			
<b>Cumulative Results of Operations:</b>				
Appropriations Used	11,878,094		11,878,403	Appropriations Expended
Non-exchange Revenue	63,566		357,934	Other Taxes and Receipts
Donations and Forfeitures of Cash and Cash Equivalents	245			
			<b>357,934</b>	<b>Total Non-federal Non-exchange Revenue</b>
			123	Federal Securities Interest Revenue Including Associated Gains and Losses
			31,328	Collections Transferred to a Treasury Account Symbol Other Than the General Fund of the U.S. Government
			6,277	Borrowings and Other Interest Revenue
			<b>37,728</b>	<b>Total Intragovernmental Non-exchange Revenue</b>
Transfers In/Out Without Reimbursement	499,934		535,212	Non-expenditure Transfers In of Unexpended Appropriations and Financing Sources
			7,065	Expenditure Transfers In of Financing Sources
			(51)	Transfers Out Without Reimbursement
Donations and Forfeitures of Property	21,087		25	Other Non-budgetary Financing Sources
Imputed Financing	454,702		454,702	Imputed Financing Sources
			(1,166)	Collections for Others Transferred to the General Fund of the U.S. Government
Other	(5,771)		12,236,661	Other Non-budgetary Financing Sources for Debt Accruals/Amortization
			(12,245,610)	Non-entity Collections Transferred to the General Fund of the U.S. Government
			(306,448)	Accrual for Non-entity Amounts to be Collected and Transferred to the General Fund of the U.S. Government
			<b>45,106,417</b>	<b>Total Financing Sources (excludes non-exchange revenue lines)</b>
<b>Net Cost of Operations</b>	<b>(13,408,655)</b>	<b>\$ -</b>	<b>(13,408,655)</b>	<b>Net Cost of Operations</b>
<b>Net Change in Cumulative Results of Operations</b>	<b>(496,798)</b>			
<b>Cumulative Results of Operations: Ending</b>	<b>30,830,921</b>			
<b>NET POSITION</b>	<b>\$153,504,964</b>	<b>\$ (1)<sup>1</sup></b>	<b>\$153,504,965</b>	<b>Net Position, End of Period</b>

<sup>1</sup> Rounding.





FINANCIAL SECTION

# REQUIRED SUPPLEMENTARY INFORMATION

(Unaudited)



# Required Supplementary Information

## (Unaudited)

### **A** Deferred Maintenance and Repairs

Deferred Maintenance and Repairs (DM&R) are maintenance and repairs that were not performed when they should have been, that were scheduled and not performed, or that were delayed for a future period. Maintenance and Repairs are activities directed toward keeping Property, Plant, and Equipment (PP&E) in acceptable operating condition. These activities include preventive maintenance, replacement of parts and structural components, and other activities needed to preserve the asset so that it can deliver acceptable performance and achieve its expected life. Maintenance and Repairs exclude activities aimed at expanding the capacity of an asset or otherwise upgrading it to serve needs different from, or significantly greater, than those originally intended. The significant portions of Departmental DM&R relate to PP&E of both the National Oceanic and Atmospheric Administration (NOAA) and the National Institute of Standards and Technology (NIST). NOAA and NIST represent 86 percent and 9 percent of the Department's General PP&E, Net balance as of September 30, 2023, respectively.

#### **NOAA:**

NOAA reports DM&R based on FASAB's definition of deferred maintenance. To measure DM&R NOAA uses Facilities Condition Assessment (FCA) surveys, which are periodic physical (i.e. visual) inspections of real property to determine their current condition and estimated repair or replacement cost for building/structural components based on their condition index and remaining useful life. In FY 2015, NOAA started completing a round of FCAs using physical assessments. NOAA completed assessments of the vast majority of the applicable inventory by the end of FY 2022 (assessments were delayed because of COVID-19 concerns which lengthened the projected 5-year cycle). NOAA plans to perform condition assessments on a five-year cycle for all applicable real property in the inventory. A new assessment cycle began in FY 2023. Completion of FCAs is dependent on sufficient budget resources being available and the ability to contract for the FCAs. NOAA plans to target continuing a five-year assessment cycle so that the entire applicable inventory is assessed approximately every five years but budgetary, contracting, or other constraints (such as the COVID-19 pandemic) may extend that cycle time.

NOAA performs Condition Assessment Surveys for capitalized NOAA-owned buildings, structures with acquisition cost over \$200 thousand, and multi-use heritage assets. For financial reporting purposes, NOAA does not report on DM&R for:

- Owned real property that has been permanently removed from service or which NOAA is planning to permanently remove from service within five years;
- Structures with acquisition cost under \$200 thousand; and
- Land and Stewardship Land as land does not have DM&R.

NOAA prioritizes maintenance and repair projects to sustain its inventory in acceptable operating condition, including maintaining warranties. As work becomes deferred, NOAA will prioritize those projects that will remedy health and safety deficiencies and minimize risk of mission failure.

Acceptable condition standards are established for real property by using industry standards for benchmarking and cost estimating. These standards are used to evaluate site and building conditions, which include the review of building systems such as civil, structure, architectural, life safety, mechanical, plumbing, elevators, electric, and others.

In measuring DM&R, FCAs report physical deficiencies that cannot be remedied with normal operating maintenance, excluding de minimis conditions that generally do not present a material physical deficiency to the subject property. Actionable items are typically considered to be (1) existing or potential unsafe conditions; (2) building or fire code violations as revealed by municipal agencies; or (3) conditions that if left unremedied, have the potential to result in or contribute to critical element or system failure in the near term, or shall result most probably in a significant escalation of its remedial cost.

The fourth quarter FY 2023 balance estimated cost is composed of DM&R for the applicable inventory from the FY 2011 inventory assessment and FCAs completed in FY 2015 through FY 2023. In FY 2020, NOAA implemented a new FCA reporting methodology using the BUILDER system from the U.S. Army Corps of Engineers (USACE). BUILDER uses a visual direct rating methodology whereby the assessor provides a rating level of the condition of each system/component and BUILDER compares that condition index against a NOAA-set condition index threshold, which automatically generates a repair action when its condition drops below a minimum performance limit. Based on the type, material, and condition of the component, BUILDER generates an estimated cost for corrective action (repair or replace). To the extent possible, data from previous FCAs was entered into the BUILDER system. Some data from the earliest FCAs could not be entered into BUILDER. These FCAs will be redone in the next FCA cycle and will be entered into BUILDER at that time. For data not in BUILDER, the data has been escalated based on the date of their FCA estimate and changes since then to the “Engineering News-Record” construction cost index. BUILDER cost database is updated annually with new replacement cost data by the USACE.

Specific to personal property, DM&R relates solely to capitalized personal property meeting the \$200 thousand threshold criteria. DM&R on capitalized personal property is reported with an estimated project cost of \$25 thousand or more.

With the exception of NOAA’s vessels, most of NOAA’s capitalized personal property, such as weather systems, is required to be maintained on a regular basis as the public relies on information from these systems for their safety and livelihood. It is imperative that NOAA ensures that the systems are functioning properly. Therefore, maintenance on these systems is rarely deferred. Capitalized personal property is normally maintained through maintenance contracts, when appropriate.

NOAA performs Condition Assessment Surveys to determine the status of ships according to the priorities shown below:

- Urgent and Immediate:** Program has stopped until maintenance is performed.
- Important:** Maintenance must be performed within six months or program will stop.
- Medium:** Maintenance must be performed within two years or program will stop.
- Low:** Maintenance must be performed within five years or program will stop.
- Very Low:** Maintenance can be delayed indefinitely. No threat to program.

The following table shows NOAA’s DM&R as of September 30, 2023 and September 30, 2022:

*(In Thousands)*

Asset Category	Deferred Maintenance and Repairs as of September 30, 2023	Deferred Maintenance and Repairs as of September 30, 2022
Buildings	\$ 399,956	\$ 365,612
Multi-use Heritage Assets	51,422	48,008
Ships	1,240	3,751
<b>Total</b>	<b>\$ 452,618</b>	<b>\$ 417,371</b>



**NIST:**

NIST measures DM&R (related to real property General PP&E) using FCA surveys, which are periodic visual inspections of PP&E to determine their current condition, and estimates the costs to correct identified deficiencies. NIST accomplishes its FCAs by contract. NIST originally scheduled its surveys on a cyclical basis with each appropriate asset being surveyed once every three years. For DM&R reporting purposes, NIST completed a baseline condition survey of the entire applicable inventory for the Gaithersburg, MD campus in 2011 and for the Boulder, CO campus in 2013. A third of the Gaithersburg inventory was reassessed in the third quarter of FY 2013, in the third quarter of FY 2014, and in the first quarter of FY 2015. A third of the Boulder inventory was reassessed in the second quarter of FY 2015, in the fourth quarter of FY 2016, and in the first quarter of FY 2017. The Federal Real Property Council's 2022 *Guidance for Real Property Inventory Reporting* reaffirmed facility assessments for each facility every five years if using condition assessments for reporting DM&R needs. In FY 2023, Boulder and Gaithersburg campuses were reassessed. The Boulder campus results are not fully incorporated into DM&R at the time of this reporting due to the survey being completed in September 2023. Boulder results will be incorporated into FY 2024 reporting.

Deficiencies can be added to the respective campus' backlog in years when contractor inspections are not scheduled. During the scheduled on-site assessment, the contract inspector estimates the remaining useful life of various components that comprise a building's mechanical, electrical, plumbing, or building envelope closure system (architectural, roof, façade, etc.) and records this information into the BUILDER assessment software program. When a building system nears the end of its useful life, the software program adds a new self-generated replacement facility deficiency to the backlog list. NIST does not make a distinction between active or inactive assets for reporting DM&R. NIST will perform facility condition assessments surveys for capitalized NIST-owned buildings (including those fully depreciated).

NIST, in coordination with the Department, migrated its facility condition assessments data over to the U.S. Army Corps of Engineer's BUILDER Sustainment Management System (SMS). During FY 2018, NIST's existing database of backlog deficiencies migrated from VFA facility software to the Army Corps of Engineers' BUILDER SMS. In FY 2020, NIST assessed code compliance facility related deficiencies as they pertain to the National Electric Code, Fire Protection and Fire Alarm Codes, Life Safety Code, and Americans with Disabilities Act, and to assess the condition of NIST's on-site utilities infrastructure (domestic water, sanitary sewer, storm sewer, cooling distribution, heating distribution, electrical distribution, fuel distribution), and horizontal infrastructure outside buildings' immediate exterior envelope (roadways, parking lots, sidewalks, fencing) at the two main campuses. These deficiencies were entered into the BUILDER software program in third quarter of FY 2021.

In FY 2021, NIST performed a much more detailed visual reassessment of the D40 (Fire Protection) and D50 (Electrical) UNIFORMAT Level II building systems for all affected buildings located on the Gaithersburg, MD and Boulder, CO campuses. These deficiencies have been entered into the BUILDER software program.

In FY 2022, NIST performed a much more detailed visual reassessment of the D10 (Conveyance), D20 (Plumbing), and D30 (Mechanical) UNIFORMAT Level II building systems for all affected buildings located on the Gaithersburg, MD and Boulder, CO campuses. These deficiencies are reflected in the BUILDER software program, and this reporting period.

In FY 2023, NIST performed a much more detailed visual reassessment of the A10 (Foundations), A20 (Basement Construction), B10 (Superstructure), B20 (Exterior Enclosure), B30 (Roofing), C10 (Interior Construction), C20 (Staircases), C30 (Interior Finishes), and E10 (Equipment). Gaithersburg deficiencies are now reflected in the BUILDER software program. Boulder is not reflected in the BUILDER software program. Due to professional architect/engineering and government scheduling, this survey work was not completed until September 15, 2023. The contractor firm is currently reviewing the Boulder data and loading it into SMS Builder.

DM&R estimates relate to capitalized, non-capitalized, and fully depreciated real property. Effective with third quarter FY 2020 reporting, all DM&R for real property, including individual items with DM&R estimates costing less than \$25 thousand, is reported under BUILDER SMS.

NIST prioritizes maintenance and repair projects to sustain its real property in good operating condition, including maintaining warranties. DM&R is impacted by funding shortfalls. Individual real property maintenance and repair projects are ranked using a Project Risk Table to determine the category of the risk (i.e., critical, high, medium, or low). Each project’s risk is rated in five different areas (mission; safety and regulatory compliance; energy, sustainability, and resilience; economics; and preservation of heritage assets) and its likelihood of executability. An overall rating score is then determined for ranking purposes. A ranking can be adjusted to consider current projects underway, prioritization of future candidate projects, and budgetary funding outlook.

Acceptable real property facility condition standards are established by using building codes and/or industry standards for benchmarking and cost estimating. These standards are used to evaluate site and interior conditions, life safety, mechanical and plumbing systems, elevator and conveying systems, electrical systems, structural systems, building envelope closure systems, etc.

Facility condition index (FCI) values are calculated for each NIST facility. The ratio of the cost of correcting all facility deficiencies in a building divided by the cost of replacing the building is expressed on a 100 percentage point scale. The FCI index is 100 minus this ratio of cost expressed. This is somewhat similar to a system described by the Building Research Board of the National Research Council. Generally, a facility with an index above 95 is considered excellent, between 95 and 90 is considered good, between 90 and 85 is considered fair, and below 85 is considered poor.

The increase in DM&R of \$254.2 million is primarily due to the reassessment of the Boulder and Gaithersburg assets in FY 2023 and integration of Gordian/RSMMeans data, an estimating/cost guide into the BUILDER system.

**The following table shows NIST’s DM&R as of September 30, 2023 and September 30, 2022:**

*(In Thousands)*

<b>Assets Category</b>	<b>Deferred Maintenance and Repairs as of September 30, 2023</b>	<b>Deferred Maintenance and Repairs as of September 30, 2022</b>
Buildings	\$ 860,061	\$ 627,765
Site Utilities and Infrastructure	287,911	265,992
<b>Total</b>	<b>\$ 1,147,972</b>	<b>\$ 893,757</b>



**B Combining Schedule of Budgetary Resources by Major Budget Account**

**United States Department of Commerce Combining Schedule of Budgetary Resources by Major Budget Account For the Year Ended September 30, 2023 (In Thousands)**

	Combined Total	Census Bureau Periodic Censuses and Programs	DM/ Nonrecurring Expenses Fund	NIST Creating Helpful Incentives to Produce Semiconductors (CHIPS) for America Fund	NIST Industrial Technology Services	NOAA Operations, Research, and Facilities	NOAA Procurement, Acquisition, and Construction	NTIA's Broadband Equity, Access, and Deployment Program	NTIA Digital Television Transition and Public Safety Fund	NTIA Public Safety Trust Fund	USPTO Salaries and Expenses Fund	Other Budget Accounts
<b>BUDGETARY RESOURCES:</b>												
Unobligated Balance From Prior Year Budget Authority, Net	\$ 79,331,160	\$ 553,812	\$ 215,879	\$ 18,993,478	\$ 4,518,552	\$ 3,429,348	\$ 1,481,690	\$ 42,371,686	\$ 1,349	\$ 2,254	\$ 1,071,252	\$ 6,691,860
Appropriations	44,946,358	1,155,000	21,985,000	4,996,400	2,099,000	5,528,594	2,097,718	-	-	(2,112)	-	7,086,758
Borrowing Authority	233,845	-	-	-	-	-	-	-	-	-	-	233,845
Spending Authority From Offsetting Collections	6,397,881	-	-	-	-	332,085	18	-	-	(33)	4,042,355	2,023,456
<b>TOTAL BUDGETARY RESOURCES</b>	<b>\$ 130,909,244</b>	<b>\$ 1,708,812</b>	<b>\$ 22,200,879</b>	<b>\$ 23,989,878</b>	<b>\$ 6,617,552</b>	<b>\$ 9,290,027</b>	<b>\$ 3,579,426</b>	<b>\$ 42,371,686</b>	<b>\$ 1,349</b>	<b>\$ 109</b>	<b>\$ 5,113,607</b>	<b>\$ 16,035,919</b>
<b>STATUS OF BUDGETARY RESOURCES:</b>												
New Obligations and Upward Adjustments	\$ 22,375,323	\$ 1,136,926	\$ 98,853	\$ 136,918	\$ 213,411	\$ 6,284,331	\$ 2,043,314	\$ 346,279	\$ -	\$ 1	\$ 3,968,093	\$ 8,147,197
Unobligated Balance, End of Year												
Apportioned, Unexpired Accounts	107,766,790	118,149	22,100,807	23,852,960	6,403,505	2,889,856	1,524,231	42,025,107	-	-	1,145,514	7,706,661
Exempt From Apportionment, Unexpired Accounts	708	-	-	-	-	-	-	-	-	-	-	708
Unapportioned, Unexpired Accounts	74,898	-	1,214	-	-	4	103	300	1,349	-	-	71,928
Unobligated Balance, End of Year, Unexpired Accounts	107,842,396	118,149	22,102,021	23,852,960	6,403,505	2,889,860	1,524,334	42,025,407	1,349	-	1,145,514	7,779,297
Unobligated Balance, End of Year, Expired Accounts	691,525	453,737	5	-	636	115,836	11,778	-	-	108	-	109,425
<b>Total Unobligated Balance, End of Year</b>	<b>108,533,921</b>	<b>571,886</b>	<b>22,102,026</b>	<b>23,852,960</b>	<b>6,404,141</b>	<b>3,005,696</b>	<b>1,536,112</b>	<b>42,025,407</b>	<b>1,349</b>	<b>108</b>	<b>1,145,514</b>	<b>7,888,722</b>
<b>TOTAL STATUS OF BUDGETARY RESOURCES</b>	<b>\$ 130,909,244</b>	<b>\$ 1,708,812</b>	<b>\$ 22,200,879</b>	<b>\$ 23,989,878</b>	<b>\$ 6,617,552</b>	<b>\$ 9,290,027</b>	<b>\$ 3,579,426</b>	<b>\$ 42,371,686</b>	<b>\$ 1,349</b>	<b>\$ 109</b>	<b>\$ 5,113,607</b>	<b>\$ 16,035,919</b>
<b>OUTLAYS, NET, AND DISBURSEMENTS, NET:</b>												
Outlays, Net	\$ 12,031,046	\$ 1,155,944	\$ 74,409	\$ 66,882	\$ 249,372	\$ 4,640,798	\$ 1,649,666	\$ 111,819	\$ (189)	\$ 740	\$ (139,100)	\$ 4,220,705
Distributed Offsetting Receipts	14,048	-	-	-	-	-	-	-	-	-	-	14,048
<b>AGENCY OUTLAYS, NET</b>	<b>\$ 12,045,094</b>	<b>\$ 1,155,944</b>	<b>\$ 74,409</b>	<b>\$ 66,882</b>	<b>\$ 249,372</b>	<b>\$ 4,640,798</b>	<b>\$ 1,649,666</b>	<b>\$ 111,819</b>	<b>\$ (189)</b>	<b>\$ 740</b>	<b>\$ (139,100)</b>	<b>\$ 4,234,753</b>
<b>DISBURSEMENTS, NET<sup>1</sup></b>	<b>\$ (17,294)</b>											<b>\$ (17,294)</b>

<sup>1</sup> Includes only Non-budgetary Credit Reform Financing Accounts

## **C Land and Land Rights**

The Department has complied with the requirements of FASAB SFFAS 59, *Accounting and Reporting of Government Land*. This requirement focuses on ensuring that federal land holding agencies report the consistent accounting treatment and reporting of federal land. This standard has established guidance for federal agencies to follow during the implementation and execution periods. Per federal accounting standards, land is the solid part of the surface of the Earth. Excluded from the definition of land are the natural resources (that is, depletable resources such as mineral deposits and petroleum; renewable resources such as timber, and the outer-continental shelf resources) related to land.

Land rights are interests and privileges held by the entity in land owned by others, such as leaseholds, easements, water and water power rights, diversion rights, submersion rights, rights-of-way, mineral rights, and other like interests in land. Land rights such as easements or rights-of-way, that are for an unspecified period of time or unlimited duration are considered permanent land rights. Temporary land rights are those land rights that are for a specified period of time or limited duration.

To improve the comparability of reporting federal land and land rights and the uniformity of disclosures, three subcategories predicated on land use for both General PP&E land and stewardship land are utilized: (1) commercial use land; (2) operational land; and (3) conservation and preservation land. NOAA, NTIA, and NIST are the only entities within the Department that have land held and permanent land rights. These three bureaus report land held and permanent land rights in the General PP&E category, while NOAA additionally reports land held in the Stewardship category. The Department does not have any temporary land rights. Beginning in FY 2026, the disclosures will be reported as basic information in the notes to the financial statements.

The following table summarizes the Department’s land and permanent land rights under the General PP&E and Stewardship categories as of October 1, 2021, September 30, 2022, and September 30, 2023:

**Estimated Acreage by Predominant Use**

	October 1, 2021	September 30, 2022	September 30, 2023
<b>General PP&amp;E Land Held</b>			
Operational	5,062	5,039	5,039
Conservation and Preservation	104	104	104
Total Estimated Number of Acres	5,166	5,143	5,143
<b>General PP&amp;E Land Held for Disposal or Exchange (also included in the balances above)</b>			
Operational	27	4	7
Conservation and Preservation	–	–	–
Total Estimated Number of Acres	27	4	7
<b>General PP&amp;E Permanent Land Rights</b>			
Operational	128	128	124
Conservation and Preservation	– <sup>1</sup>	– <sup>1</sup>	– <sup>1</sup>
Total Estimated Number of Acres	128	128	124
<b>Stewardship Land Held</b>			
Operational	7,961	7,961	7,961
Conservation and Preservation	1,955	1,955	1,955
Total Estimated Number of Acres	9,916	9,916	9,916
<b>Stewardship Permanent Land Rights</b>			
Operational	–	–	–
Conservation and Preservation	75	75	75
Total Estimated Number of Acres	75	75	75

<sup>1</sup> The Department’s General PP&E permanent land rights under the conservation and preservation subcategory are for NIST water rights—6.25 shares and water rights to Anderson Ditch which crosses through NIST’s Boulder campus.

**NOAA General PP&E and Stewardship Land:**

**General PP&E Land**

NOAA’s General PP&E land and permanent land rights support its mission by serving as sites on which it locates its facilities, including office, research, laboratory, and other facilities. NOAA’s General PP&E land also supports NOAA’s mission by allowing for equipment and instruments to be located at those sites, including for observation of weather conditions and water levels, transmission of data and weather radio broadcasts, and surveying of fish and other aquatic wildlife. NOAA’s permanent land rights are easements and rights-of-way and are usually non-exclusive easements. Many of these permanent land rights provide access to NOAA land sites or allow for utilities for those sites.

NOAA's General PP&E land held primarily consists of operational land for its facilities with the largest parcels located in Platteville, CO; Fairbanks, AK; and Sterling, VA, and includes operational land for facilities in many states in the United States. Many locations house NOAA's Weather Forecast Offices and towers for NOAA weather radar and antennas. The Platteville land is for the Oceanic and Atmospheric Research's (Earth System Research Laboratories), Chemical Sciences Laboratory. The Fairbanks land consists of multiple tracts and parcels for the National Environmental Satellite, Data, and Information Service's operations. The Sterling land is for the National Weather Service Sterling Field Support Center and Weather Forecast Office campus site.

NOAA utilizes 41 U.S.C., *Public Contracts*, Section 6301, *Authorization Requirement*, which states that the federal government may not acquire land unless the contract or purchase is authorized by law or is under an appropriation adequate to its fulfillment. NOAA also follows the requirements under 41 CFR, *Public Contracts and Property Management*, Subtitle C, Part 102-73, *Real Estate Acquisition*, including for acquiring land via purchase or condemnation (Subpart C, *Acquisition by Purchase or Condemnation*). NOAA acquires land only for specific mission needs that cannot be met by its existing inventory and only if properly authorized. For acquiring land via transfer in from other federal entities, including from GSA, NOAA follows the federal procedures in 41 CFR, *Public Contracts and Property Management*, Subtitle C, Part 102-75, *Real Property Disposal*, Transfers subsection (102-75.175 through 102-75.235).

NOAA maintains and uses its land in support of the mission that land serves. Its maintenance, such as landscaping, snow removal, and pest control are dependent on the use and location of the particular parcel of land. NOAA conducts its mission in ways that minimize environmental impacts, conserve natural and cultural resources, and provide effective stewardship of the environment.

NOAA's policy is for all personnel and affiliates to conduct their activities in a manner that complies with all applicable environmental requirements and to cooperate with federal, state, and local agencies (NOAA Administrative Order 216-17A, *NOAA Environmental Compliance Program*). NOAA disposes of land based on 41 CFR, Subtitle C, Part 102-75, *Real Property Disposal*. In special cases, specific legislation may also provide disposal authority for and direct the disposal of a particular location/site.

### **Stewardship Land**

NOAA's stewardship land supports its mission by serving as sites for NOAA's operations, including for facilities and offices, observatories, laboratories, and rookeries. NOAA's stewardship land held largely consists of operational land in Fairbanks, AK for the site of the National Environmental Satellite, Data, and Information Service's Office of Satellite and Product Operations Gilmore Creek. The Fairbanks Command and Data Acquisition Station (campus) is NOAA's primary satellite ground station for downloading data from and sending commands to polar orbiting satellites. NOAA's stewardship land under the conservation and preservation category largely includes five rookeries in St. Paul, AK, and also includes eight rookeries in St. George, AK.

See the *Stewardship Property, Plant, and Equipment* note to the financial statements (Note 23) for more information on the composition of NOAA's stewardship land and for information on NOAA's real property community policies and procedures for stewardship land.

The following table summarizes NOAA's land and permanent land rights under the General PP&E and Stewardship categories as of October 1, 2021, September 30, 2022, and September 30, 2023:

**NOAA Estimated Acreage by Predominant Use**

	October 1, 2021	September 30, 2022	September 30, 2023
<b>General PP&amp;E Land Held</b>			
Operational	2,269	2,148	2,148
Conservation and Preservation	–	–	–
Total Estimated Number of Acres	2,269	2,148	2,148
<b>General PP&amp;E Land Held for Disposal or Exchange (also included in the balances above)</b>			
Operational	13	4	7
Conservation and Preservation	–	–	–
Total Estimated Number of Acres	13	4	7
<b>General PP&amp;E Permanent Land Rights</b>			
Operational	128	128	124
Conservation and Preservation	–	–	–
Total Estimated Number of Acres	128	128	124
<b>Stewardship Land Held</b>			
Operational	7,961	7,961	7,961
Conservation and Preservation	1,955	1,955	1,955
Total Estimated Number of Acres	9,916	9,916	9,916
<b>Stewardship Permanent Land Rights</b>			
Operational	–	–	–
Conservation and Preservation	75	75	75
Total Estimated Number of Acres	75	75	75

**NTIA General PP&E Land:**

NTIA's General PP&E land held consists of operational land for its facilities located north of Boulder, Colorado. The Department's Table Mountain Field Site and Radio Quiet Zone, located north of Boulder, Colorado, supports the fundamental research activities of NTIA's Institute for Telecommunication Sciences, NOAA, NIST, NTIA, and the U.S. Geological Survey (U.S. Department of the Interior). The property was originally leased by the Boulder laboratories in 1954 for the purpose of performing radio experiments and was subsequently purchased by the government in 1961.

Essential features of the site include:

- Homogeneous underlying soils
- Special purpose laboratory facilities
- Buried cabling and utilities to minimize radiated noise and interference
- Radio quiet zone protection by both state and federal laws from strong, external signals



These unique characteristics make the site ideal for sensitive radio or electromagnetic experiments, by federal agencies and Cooperative Research and Development Agreement partners as well as for applications needing low vibration and unobstructed views of the sky. Additionally, the measurements collected at the site provide valuable historical data against which new measurements may be compared. Responsibility for the management of the site property resides with NTIA's Director for the Institute for Telecommunication Sciences.

**The following table summarizes NTIA's land under the General PP&E category as of October 1, 2021, September 30, 2022, and September 30, 2023:**

**NTIA Estimated Acreage by Predominant Use**

	October 1, 2021	September 30, 2022	September 30, 2023
<b>General PP&amp;E Land Held</b>			
Operational	1,704	1,704	1,704
Total Estimated Number of Acres	1,704	1,704	1,704

**NIST General PP&E Land:**

NIST is the sole national institute and one of the premier international agencies dedicated to metrological research (measurement science). Having unique and discrete, special purpose research facilities interspersed amid sufficient acreage is critical to ensure the necessary environmental vibration isolation is present and available to conduct increasingly and ever-exacting scientific research that assures authority and traceability of all NIST published standards and data upon which academia, commerce, and industry depend. NIST's ownership of land and facilities has proven essential so that long-term research experiments are not threatened with the need to be coordinated with typical real property lease cycles. The NIST Organic Act allows NIST to acquire land for facilities that are necessary to meet its mission.

NIST's land held and permanent land rights are for the General PP&E category under the operational and conservation and preservation land subcategories. NIST's operational subcategory includes land held for its campuses including the Gaithersburg campus in Gaithersburg, MD for its laboratories and support facilities; Fort Collins campus in Fort Collins, CO for the Fort Collins Active Radio Station and support facilities; Boulder campus in Boulder, CO for the laboratories and support facilities; and the Erie campus in Erie, CO transferred in from NOAA during FY 2022 for future use. NIST's conservation and preservation subcategory includes land held for its Boulder campus for protected area and related permanent land rights consisting of shares and water rights for the privately-owned Anderson Ditch which crosses through the Boulder campus.

NIST utilizes NIST P 2100.00, *Facilities and Site Management* for maintaining and preserving its campuses and the privately-owned Anderson Ditch which crosses through the Boulder campus. The Gaithersburg and Fort Collins campuses and the Anderson Ditch have been either listed (Gaithersburg campus) or are eligible for listing in the National Register of Historic Properties—all proposed changes to grounds and/or resources must comply with the Secretary of the Interior's Standards for the Treatment of Historic Properties and are subject to advance review and consultation with the applicable state historic preservation office. NIST utilizes NIST S 2103.05, *Acquisition and Disposal of Real Property*, for the acquisition and disposal of land in support of NIST's mission.

The following table summarizes NIST’s land and permanent land rights under the General PP&E category as of October 1, 2021, September 30, 2022, and September 30, 2023:

**NIST Estimated Acreage by Predominant Use**

	October 1, 2021	September 30, 2022	September 30, 2023
<b>General PP&amp;E Land Held</b>			
Operational	1,089	1,187	1,187
Conservation and Preservation	104	104	104
Total Estimated Number of Acres	1,193	1,291	1,291
<b>General PP&amp;E Land Held for Disposal or Exchange (also included in the balances above)</b>			
Operational	14	–	–
Conservation and Preservation	–	–	–
Total Estimated Number of Acres	14	–	–
<b>General PP&amp;E Permanent Land Rights</b>			
Operational	–	–	–
Conservation and Preservation	– <sup>1</sup>	– <sup>1</sup>	– <sup>1</sup>
Total Estimated Number of Acres	–	–	–

<sup>1</sup> NIST’s permanent land rights under the conservation and preservation subcategory are for water rights—6.25 shares and water rights to Anderson Ditch which crosses through NIST’s Boulder campus.



# OTHER INFORMATION

(Unaudited)



# Office of Inspector General Summary on Top Management and Performance Challenges



UNITED STATES DEPARTMENT OF COMMERCE  
Office of Inspector General  
Washington, D.C. 20230

## INFORMATION MEMORANDUM FOR SECRETARY RAIMONDO

**FROM:** Peggy E. Gustafson, Inspector General, (202) 793-3336

**DATE:** October 12, 2023

**CC:** Don Graves, Deputy Secretary of Commerce  
Eric Morrissette, Chief of Staff  
André Mendes, Chief Information Officer  
Jeremy Pelter, Deputy Assistant Secretary for Administration, performing the non-exclusive functions and duties of the Chief Financial Officer and Assistant Secretary for Administration  
Operating Unit Heads  
Operating Unit Audit Liaisons

**RE:** *Top Management and Performance Challenges Facing the Department of Commerce in Fiscal Year 2024*  
**Final Report No. OIG-24-002**

The Office of Inspector General is required by statute<sup>1</sup> to annually report the most serious management and performance challenges facing the U.S. Department of Commerce. Attached is our final report on the Department's top management and performance challenges for fiscal year 2024. The report includes detailed discussions of the issues listed below.

### **Challenge 1: Continuing the transition to zero trust to overcome IT security shortcomings and strengthen cybersecurity**

- Continuing the transition to zero trust
- Improving IT security shortcomings and strengthening cybersecurity

### **Challenge 2: Awarding and overseeing grants to expand broadband access to all Americans**

- Ensuring funding is properly allocated and awarded to close the digital divide
- Overseeing broadband programs with challenging regulatory and National Telecommunications and Information Administration requirements
- Optimizing workforce to manage increases in grant administration activities
- Implementing measures to prevent, detect, and report potential fraud and hold grantees and subgrantees accountable for performance

<sup>1</sup> 31 U.S.C. § 3516(d).



**Challenge 3: Promoting growth in domestic semiconductor manufacturing and research**

- Hiring and retaining qualified staff in a competitive labor market
- Implementing adequate internal controls and oversight

**Challenge 4: Enhancing weather, water, and climate services**

- Maintaining a robust satellite architecture
- Ensuring successful ship replacement efforts and communicating impacts of a potential gap in high-altitude aircraft observations
- Increasing the National Weather Service's effectiveness at protecting life and property in a changing climate

**Challenge 5: Leveraging trustworthy artificial intelligence and modernizing IT systems**

- Leveraging trustworthy artificial intelligence to ensure safe and effective enhancements of operations and services
- Modernizing IT systems

**Challenge 6: Effectively enforcing export controls and supporting U.S. supply chain resilience**

- Ensuring effective enforcement of export controls to counter China's Military-Civilian Fusion strategy
- Ensuring effective enforcement of export controls on Russia and Belarus
- Promoting U.S. supply chain resiliency through timely and impactful analysis
- Combating unfair trade practices by effectively resolving trade barriers and enforcing U.S. trade agreements

**Challenge 7: Ensuring public safety entities have the network services they need to respond effectively to emergencies**

- Ensuring FirstNet Authority's appropriate oversight of the Nationwide Public Safety Broadband Network (NPSBN) contract's task orders
- Ensuring AT&T is meeting its goals for NPSBN adoption and coverage
- Ensuring only eligible users have access to the NPSBN
- Ensuring FirstNet Authority's innovation and test lab benefits public safety entities



**Challenge 8: Managing and overseeing contracts and grants while ensuring equitable procurement**

- Managing contract and grant awards, oversight, and program performance
- Managing, strengthening, and retaining a skilled acquisition workforce to support the Department's mission
- Ensuring equity in procurement

**Challenge 9: Safeguarding intellectual property to promote innovation and economic prosperity**

- Adapting to emerging technologies
- Maintaining the integrity of the patent application system and trademark register
- Improving patent and trademark quality and timeliness
- Improving critical mission support functions

**Challenge 10: Ensuring the Census Bureau provides quality data to stakeholders**

- Incorporating lessons learned from the 2020 group quarters count into 2030 census planning
- Ensuring survey operations help produce reliable and accurate population estimates

**Challenge 11: Protecting funds awarded under the Public Wireless Supply Chain Innovation Fund grant program**

- Implementing strong internal controls to meet timelines and ensure funds are properly awarded

**Challenge 12: Ensuring strong oversight and effective use of funding for National Institute of Standards and Technology construction and maintenance**

- Prioritizing complex construction and maintenance projects
- Ensuring prudent financial management and oversight of funds

The final version of the report will be included in the Department's *Annual Financial Report*, as required by law.<sup>2</sup> We remain committed to keeping the Department's decision-makers informed of problems identified through our audits and investigations so that timely corrective actions can be taken.

We appreciate the cooperation we have received from the Department, and we look forward to working with you and the Secretarial Officers in the coming months. If you have any questions about this report, please contact me at (202) 793-3336.

---

<sup>2</sup> *Ibid.*

The complete OIG Report, *Top Management and Performance Challenges Facing the Department of Commerce in FY 2024* is published and available at: <https://www.oig.doc.gov/Pages/Top-Management-and-Performance-Challenges-Facing-the-Department-of-Commerce-in-Fiscal-Year-2024.aspx>



# Summary of Financial Statement Audit and Management Assurances

Presented below is a summary of financial statement audit and management assurances for FY 2023. Table 1 relates to the Department's FY 2023 financial statement audit, which resulted in an unmodified opinion with one material weakness. Table 2 presents the number of material weaknesses reported by the Department under Section 2 of the Federal Managers' Financial Integrity Act (FMFIA)—either with regard to internal controls over operation or financial reporting, and Section 4, which relates to internal controls over financial management systems; as well as the Department's compliance with the Federal Financial Management Improvement Act (FFMIA).

**Table 1. Summary of Financial Statement Audit**

<b>Audit Opinion:</b>	Unmodified				
<b>Restatement:</b>	No				
<b>Material Weaknesses</b>	<b>Beginning Balance</b>	<b>New</b>	<b>Resolved</b>	<b>Consolidated</b>	<b>Ending Balance</b>
<b>Total Material Weaknesses</b>	0	1	0	0	1

**Table 2. Summary of Management Assurances**

<b>EFFECTIVENESS OF INTERNAL CONTROL OVER FINANCIAL REPORTING (FMFIA § 2)</b>						
<b>Statement of Assurance:</b>	Unmodified					
<b>Material Weaknesses</b>	<b>Beginning Balance</b>	<b>New</b>	<b>Resolved</b>	<b>Consolidated</b>	<b>Reassessed</b>	<b>Ending Balance</b>
<b>Total Material Weaknesses</b>	0	0	0	0	0	0
<b>EFFECTIVENESS OF INTERNAL CONTROL OVER OPERATIONS (FMFIA § 2)</b>						
<b>Statement of Assurance:</b>	Unmodified					
<b>Material Weaknesses</b>	<b>Beginning Balance</b>	<b>New</b>	<b>Resolved</b>	<b>Consolidated</b>	<b>Reassessed</b>	<b>Ending Balance</b>
<b>Total Material Weaknesses</b>	0	0	0	0	0	0
<b>CONFORMANCE WITH FINANCIAL MANAGEMENT SYSTEM REQUIREMENTS (FMFIA § 4)</b>						
<b>Statement of Assurance:</b>	Systems conform with financial management system requirements					
<b>Non-Conformances</b>	<b>Beginning Balance</b>	<b>New</b>	<b>Resolved</b>	<b>Consolidated</b>	<b>Reassessed</b>	<b>Ending Balance</b>
<b>Total Non-Conformances</b>	0	0	0	0	0	0
<b>COMPLIANCE WITH FFMIA</b>						
	<b>Agency</b>			<b>Auditor</b>		
1. System Requirements	No lack of substantial compliance noted			No lack of substantial compliance noted		
2. Accounting Standards	No lack of substantial compliance noted			No lack of substantial compliance noted		
3. U.S. Standard General Ledger at Transaction Level	No lack of substantial compliance noted			No lack of substantial compliance noted		

# Payment Integrity

## Payment Integrity Information Act of 2019

---

The *Payment Integrity Information Act of 2019*, Public Law 116-117 (PIIA) was signed into law on March 2, 2020, with the intention of improving efforts to identify and reduce government-wide improper payments. PIIA repealed prior key improper payment legislation such as: the Improper Payments Information Act of 2002, the Improper Payments Elimination and Recovery Act of 2010, and the Improper Payments Elimination and Recover Improvement Act of 2012, among others. PIIA requires executive agencies to do the following:

1. Publish payment integrity information with the agency's Agency Financial Report (AFR) for the most recent fiscal year and post the AFR and accompanying materials required by the Office of Management and Budget (OMB) on the agency's website.
2. Conduct improper payment risk assessments for each program with annual outlays greater than \$10 million at least once in the last three years and adequately conclude whether the program is likely to make improper payments and unknown payments above or below the statutory threshold.<sup>1</sup>
3. Publish improper payment and unknown payment estimates for programs susceptible to significant improper payments and unknown payments in the accompanying materials to the AFR.
4. Publish corrective action plans for each program for which an estimate above the statutory threshold was published in the accompanying materials to the AFR.
5. Publish an improper payment and unknown payment reduction target for each program for which an estimate above the statutory threshold was published in the accompanying materials to the AFR, demonstrate payment integrity improvements or reach a tolerable improper payment and unknown payment rate, and develop a plan to meet the improper payment and unknown payment reduction target(s).
6. Report an improper payment and unknown payment estimate of less than 10 percent for each program for which an estimate was published in the accompanying materials to the AFR.

Currently, only requirements 1 and 2 are applicable to the Department of Commerce as the Department only has programs/activities in Phase 1 status; none of the Department's programs/activities are in Phase 2 status.

---

<sup>1</sup> Public Law 116-117, 31 U.S.C. § 3352(a)(3)(A), 134 Stat. 113, 115. Programs are considered to be above the statutory threshold if they are reporting improper payments and unknown payments above (1) \$10 million and 1.5 percent of the program's total annual outlays or (2) \$100 million.

## Improper Payment Risk Assessments

---

Each of the Department's bureaus/reporting entities periodically completes or updates, over a one to three-year period, improper payments risk assessments covering all of its programs/activities as required by OMB Circular A-123, Appendix C. These improper payments risk assessments of the entity's programs/activities also incorporate improper payment risk assessments every three years of the control, procurement, and grants management environments.

In FY 2023, the Department and its bureaus completed 19 program/activity improper payment risk assessments. None of the risk assessments indicated that the programs/activities were likely to be susceptible to significant improper payments and, therefore, remained in Phase 1 status.

## Overpayments Identified and Recaptured

---

The Department's bureaus report improper payments and related recaptures information (recaptures information for improper payments of \$10 thousand or more) to the Department's Office of Financial Management (OFM) on a quarterly basis. OFM then tracks the improper payments of \$10 thousand or more that have not been fully recaptured, and periodically requests updates from the responsible bureaus.

In FY 2023, the Department's programs/activities reported \$22.5 million in overpayments and \$18.9 million in recaptures. \$19.5 million, \$2.2 million, and \$.8 million of the overpayments stemmed from grants, contracts, and payroll, respectively.

## Departmental Payment Integrity Information Included In [Paymentaccuracy.gov](https://paymentaccuracy.gov)

---

The U.S. Department of the Treasury, in coordination with the U.S. Department of Justice and OMB, established the [PaymentAccuracy.gov](https://paymentaccuracy.gov) website, located at <https://paymentaccuracy.gov>, to create a centralized location to publish information about U.S. government improper payments. The website provides a centralized place where suspected incidents of fraud, waste, and abuse can be reported, and contains information about (1) current and historical rates and amounts of improper payments; (2) why improper payments occur; and (3) what agencies are doing to reduce and recapture improper payments. [PaymentAccuracy.gov](https://paymentaccuracy.gov) also contains the Department's data for overpayments identified in FY 2023 and overpayments verified as recaptured in FY 2023, as discussed above.

# Civil Monetary Penalties' Adjustments for Inflation

The Federal Civil Penalties Inflation Adjustment Act of 1990, as amended by the Debt Collection Improvement Act of 1996 and the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015, requires agencies to adjust their civil monetary penalties (CMP) for inflation to maintain their deterrent effect. A CMP is defined as any penalty, fine, or other sanction that is (1) for a specific monetary amount as provided by federal law, or has a maximum amount provided for by federal law; (2) assessed or enforced by an agency pursuant to federal law; and (3) assessed or enforced pursuant to an administrative proceeding or a civil action in the federal courts. The Department has been adjusting its CMPs for inflation since 1996 in accordance with the Federal Civil Penalties Inflation Adjustment Act of 1990, as amended. Effective 2017, agencies are required to make annual adjustments for inflation to CMPs, to take effect not later than January 15.

The Department published its 2023 adjustments for inflation to CMPs and the resulting inflation-adjusted CMP levels (Title 15, *Commerce and Foreign Trade*, Part 6, *Civil Monetary Penalty Adjustments for Inflation*, of the Code of Federal Regulations) in the Federal Register on January 3, 2023 (Vol. 88, No. 1, *Rules and Regulations*, pages 3-6). These adjustments for inflation to CMPs and the resulting inflation-adjusted CMP levels, which became effective on January 15, 2023, are also available at the Department's website at [http://www.osec.doc.gov/ofm/OFM\\_Publications.html](http://www.osec.doc.gov/ofm/OFM_Publications.html). The following table provides detailed information on each of the Department's CMPs as of January 15, 2023.

## Department of Commerce Civil Monetary Penalties as of January 15, 2023

(Dollars in Actual Amounts)

CMP Description	Statutory Authority	CMP Type	Year CMP Originally Enacted	Latest Year of CMP Non-inflation Adjustment (via Statute or Regulation)	CMP Level as of January 15, 2023
<b>Department of Commerce</b>					
Penalty for each submission of a false, fictitious, or fraudulent claim for payment or benefits.	31 U.S.C. 3802(a)(1), Program Fraud Civil Remedies Act of 1986	Violation	1986	1986	Maximum \$13,508
Penalty for each submission of a false, fictitious, or fraudulent written statement.	31 U.S.C. 3802(a)(2), Program Fraud Civil Remedies Act of 1986	Violation	1986	1986	Maximum \$13,508
Penalty for each submission of a false, fictitious, or fraudulent claim for payment.	31 U.S.C. 3729(a)(1)(G), False Claims Act	Violation	1863	1986	Minimum \$13,508 Maximum \$27,018

(continued on next page)



(continued from previous page)

(Dollars in Actual Amounts)

CMP Description	Statutory Authority	CMP Type	Year CMP Originally Enacted	Latest Year of CMP Non-inflation Adjustment (via Statute or Regulation)	CMP Level as of January 15, 2023
<b>Bureau of Economic Analysis</b>					
Failure to furnish information required under chapter, whether required to be furnished in form of a report or otherwise, or to comply with rule, regulation, order, or instruction promulgated under chapter.	22 U.S.C. 3105(a), International Investment and Trade in Services Act	Failure to furnish information	1990	1990	Minimum \$5,580 Maximum \$55,808
<b>Bureau of Industry and Security</b>					
Violation of chapter or any regulation under chapter.	15 U.S.C. 5408(b)(1), Fastener Quality Act	Violation	1990	1990	Maximum \$55,808
Prohibited acts relating to inspections.	22 U.S.C. 6761(a)(1)(A), Chemical Weapons Convention Implementation Act	Violation	1998	1998	Maximum \$45,429
Recordkeeping violations.	22 U.S.C. 6761(a)(1)(B), Chemical Weapons Convention Implementation Act	Violation	1998	1998	Maximum \$9,086
Unlawful act described in section 1705(a).	50 U.S.C. 1705(b), International Emergency Economic Powers Act	Violation	1977	2007	Maximum \$356,579
Violation of section 22 U.S.C. 8124 or 22 U.S.C. 8141.	22 U.S.C. 8142(a), United States Additional Protocol Implementation Act	Violation	2006	2006	Maximum \$36,919
Violation of this subchapter or any regulation, order, or license issued under this subchapter.	50 U.S.C. 4819, Export Controls Act of 2018	Violation	2018	2018	Maximum \$353,534

(continued on next page)

(continued from previous page)

(Dollars in Actual Amounts)

CMP Description	Statutory Authority	CMP Type	Year CMP Originally Enacted	Latest Year of CMP Non-inflation Adjustment (via Statute or Regulation)	CMP Level as of January 15, 2023
<b>Census Bureau</b>					
Delinquency in filing export information.	13 U.S.C. 304, Collection of Foreign Trade Statistics	Violation	1962	2002	Each day's delinquency of a violation; total of not to exceed maximum per violation \$1,643  Maximum per violation: \$16,438
Unlawful export information activities.	13 U.S.C. 305(b), Collection of Foreign Trade Statistics	Violation	1962	2002	Maximum \$16,438
<b>International Trade Administration</b>					
Violation of chapter or any regulation under chapter.	19 U.S.C. 81s, Foreign Trade Zone	Violation	1934	1934	Maximum \$3,446
Violation of protective orders issued pursuant to NAFTA or the U.S.-Canada Agreement.	19 U.S.C. 1677f(f)(4), U.S.-Canada Free Trade Agreement Protective Order	Violation	1988	1988	Maximum \$247,929
<b>National Oceanic and Atmospheric Administration</b>					
Noncompliance with the requirements of licenses or regulations issued under subchapter.	51 U.S.C. 60123(a), Land Remote Sensing Policy Act of 2010	Violation	2010	2010	Maximum \$13,625
Violation for receiving and using unenhanced Landsat data as specified.	51 U.S.C. 60148(c), Land Remote Sensing Policy Act of 2010	Violation	2010	2010	Maximum \$13,625
Violation from committing an act prohibited by section 773e.	16 U.S.C. 773f(a), Northern Pacific Halibut Act of 1982	Violation	1982	2007	Maximum \$285,265
Violation of provisions of chapter.	16 U.S.C. 783, Sponge Act	Violation	1914	1914	Maximum \$2,037
Fishing violation of section 957(a).	16 U.S.C. 957(d), Tuna Conventions Act of 1950	Violation	1962	1962	Maximum \$101,805
Subsequent fishing violation of section 957(a).	16 U.S.C. 957(d), Tuna Conventions Act of 1950	Subsequent Violation	1962	1962	Maximum \$219,273

(continued on next page)

(continued from previous page)

**(Dollars in Actual Amounts)**

CMP Description	Statutory Authority	CMP Type	Year CMP Originally Enacted	Latest Year of CMP Non-inflation Adjustment (via Statute or Regulation)	CMP Level as of January 15, 2023
<b>National Oceanic and Atmospheric Administration (continued)</b>					
Violation of section 957(b).	16 U.S.C. 957(e), Tuna Conventions Act of 1950	Violation	1962	1962	Maximum \$3,446
Subsequent violation of section 957(b).	16 U.S.C. 957(e), Tuna Conventions Act of 1950	Subsequent Violation	1962	1962	Maximum \$20,362
Import violation of section 957(c).	16 U.S.C. 957(f), Tuna Conventions Act of 1950	Violation	1962	1962	Maximum \$438,548
For chapter enforcement and additional prohibitions, see 16 U.S.C. 1826g.	16 U.S.C. 957(i), Tuna Conventions Act of 1950	Violation	2015	1	Maximum \$223,229 <sup>1</sup>
For chapter enforcement, see 16 U.S.C. 1826g.	16 U.S.C. 959, Tuna Conventions Act of 1950	Violation	2015	1	Maximum \$223,229 <sup>1</sup>
For chapter enforcement and additional prohibitions, see 16 U.S.C. 1826g.	16 U.S.C. 971f(a), Atlantic Tunas Convention Act of 1975	Violation	2015	1	Maximum \$223,229 <sup>1</sup>
Act prohibited by section 973(c) as specified.	16 U.S.C. 973f(a), South Pacific Tuna Act of 1988	Violation	1988	1988	Maximum \$619,820
Violation of provision of chapter or any regulation or permit issued hereunder.	16 U.S.C. 1174(b), Fur Seal Act Amendments of 1983	Violation	1983	1983	Maximum \$29,505
Violation of provision of subchapter or of any permit or regulation issued thereunder.	16 U.S.C. 1375(a)(1), Marine Mammal Protection Act of 1972	Violation	1972	1972	Maximum \$34,457
For section enforcement and additional prohibitions, see 16 U.S.C. 1826g.	16 U.S.C. 1385(e), Dolphin Protection Consumer Information Act	Violation	1990	1	Maximum \$223,229 <sup>1</sup>
Violation of chapter or any regulation or permit issued under chapter.	16 U.S.C. 1437(d)(1), National Marine Sanctuaries Act	Violation	1984	1992	Maximum \$210,161
Violation of provision of chapter or any provision of permit or certificate issued hereunder, or of any regulation issued to implement subsections as specified.	16 U.S.C. 1540(a)(1), Endangered Species Act of 1973	Violation	1973	1988	Maximum \$61,982
Violation of provision of any other regulation issued under chapter as specified.	16 U.S.C. 1540(a)(1), Endangered Species Act of 1973	Violation	1973	1988	Maximum \$29,751

Footnote is shown at the end of this table.

(continued on next page)

(continued from previous page)

(Dollars in Actual Amounts)

CMP Description	Statutory Authority	CMP Type	Year CMP Originally Enacted	Latest Year of CMP Non-inflation Adjustment (via Statute or Regulation)	CMP Level as of January 15, 2023
<b>National Oceanic and Atmospheric Administration (continued)</b>					
Violation otherwise of provision of chapter, or regulation, permit, or certificate issued hereunder.	16 U.S.C. 1540(a)(1), Endangered Species Act of 1973	Violation	1973	1978	Maximum \$2,037
Violation of act prohibited by 16 U.S.C. 1857.	16 U.S.C. 1858(a), Magnuson-Stevens Fishery Conservation and Management Act	Violation	1976	1990	Maximum \$223,229
Violation of unlawful act under 16 U.S.C. 2435.	16 U.S.C. 2437(a), Antarctic Marine Living Resources Convention Act of 1984	Violation	1984	<sup>1</sup>	Maximum \$223,229 <sup>1</sup>
Violation of chapter or any regulation promulgated under chapter, deemed to be violation of 16 U.S.C. 2431-2444.	16 U.S.C. 2465(a), Antarctic Protection Act of 1990	Violation	1990	<sup>1</sup>	Maximum \$223,229 <sup>1</sup>
Violation of conduct prohibited by any provision of chapter as specified; or, violation of subsections (d) or (f) of 16 U.S.C. 3372.	16 U.S.C. 3373(a)(1), Lacey Act Amendments of 1981	Violation	1981	1981	Maximum \$31,908
Violation of subsections (b) or (f) of 16 U.S.C. 3372, except as provided in section 3373(a)(1).	16 U.S.C. 3373(a)(2), Lacey Act Amendments of 1981	Violation	1981	1981	Maximum \$797
Violation of unlawful act under section 3606(a).	16 U.S.C. 3606(b)(1), Atlantic Salmon Convention Act of 1982	Violation	1982	<sup>1</sup>	Maximum \$223,229 <sup>1</sup>
For chapter enforcement and additional prohibitions, see 16 U.S.C. 1826g.	16 U.S.C. 3637(b), Pacific Salmon Treaty Act of 1985	Violation	1985	<sup>1</sup>	Maximum \$223,229 <sup>1</sup>
Violation of provision of an order or regulation issued under this chapter, or for failure or refusal to pay, collect, or remit any assessment required under chapter.	16 U.S.C. 4016(b)(1)(B), Fish and Seafood Promotion Act of 1986	Violation	1986	1986	Minimum \$1,350 Maximum \$13,508
For chapter enforcement and additional prohibitions, see 16 U.S.C. 1826g.	16 U.S.C. 5010, North Pacific Anadromous Stocks Act of 1992	Violation	1992	<sup>1</sup>	Maximum \$223,229 <sup>1</sup>

Footnote is shown at the end of this table.

(continued on next page)

(continued from previous page)

(Dollars in Actual Amounts)

CMP Description	Statutory Authority	CMP Type	Year CMP Originally Enacted	Latest Year of CMP Non-inflation Adjustment (via Statute or Regulation)	CMP Level as of January 15, 2023
<b>National Oceanic and Atmospheric Administration (continued)</b>					
Applicable to regulations issued under this subsection, per section 308 (16 U.S.C. 1858) of Magnuson-Stevens Fishery Conservation and Management Act (MSFCMA), violation of section 307, <i>Prohibited acts</i> (16 U.S.C. 1857) of MSFCMA.	16 U.S.C. 5103(b)(2), Atlantic Coastal Fisheries Cooperative Management Act	Violation	1993	1	Maximum \$223,229 <sup>1</sup>
Violation of unlawful act under section 5154(b).	16 U.S.C. 5154(c)(1), Atlantic Striped Bass Conservation Act	Violation	1984	1	Maximum \$223,229 <sup>1</sup>
Violation of act prohibited by 16 U.S.C 5505.	16 U.S.C. 5507(a), High Seas Fishing Compliance Act of 1995	Violation	1995	1995	Maximum \$193,890
For chapter enforcement and additional prohibitions, see 16 U.S.C. 1826g.	16 U.S.C. 5606(b), Northwest Atlantic Fisheries Convention Act of 1995	Violation	1995	1	Maximum \$223,229 <sup>1</sup>
For chapter enforcement and additional prohibitions, see 16 U.S.C. 1826g.	16 U.S.C. 6905(c), Western and Central Pacific Fisheries Convention Implementation Act	Violation	2007	1	Maximum \$223,229 <sup>1</sup>
Violation of provision of chapter or of any regulation promulgated under chapter, enforced as if violation of section 307 ( <i>Prohibited acts</i> ; 16 U.S.C. 1857) of MSFCMA.	16 U.S.C. 7009(c) and (d), Pacific Whiting Act of 2006	Violation	2007	1	Maximum \$223,229 <sup>1</sup>
Violation of provision of section 1978.	22 U.S.C. 1978(e), Fishermen's Protective Act of 1967	Violation	1971	1971	Maximum \$34,457
Subsequent violation of provision of section 1978.	22 U.S.C. 1978(e), Fishermen's Protective Act of 1967	Subsequent Violation	1971	1971	Maximum \$101,805
Violation of act prohibited by 30 U.S.C. 1461.	30 U.S.C. 1462(a), Deep Seabed Hard Mineral Resources Act	Violation	1980	1980	Maximum \$87,855
Violation of act prohibited by 42 U.S.C. 9151.	42 U.S.C. 9152(c), Ocean Thermal Energy Conversion Act of 1980	Violation	1980	1980	Maximum \$87,855

Footnote is shown at the end of this table.

(continued on next page)



(continued from previous page)

(Dollars in Actual Amounts)

CMP Description	Statutory Authority	CMP Type	Year CMP Originally Enacted	Latest Year of CMP Non-inflation Adjustment (via Statute or Regulation)	CMP Level as of January 15, 2023
<b>National Oceanic and Atmospheric Administration (continued)</b>					
Violation regarding prohibition on sale of billfish, which shall be treated as an act prohibited by 16 U.S.C. 1857.	16 U.S.C. 1827a, Billfish Conservation Act of 2012	Violation	2012	1	Maximum \$223,229 <sup>1</sup>
Violation of act prohibited by 16 U.S.C. 7406.	16 U.S.C. 7407(b), Port State Measures Agreement Act of 2015	Violation	2015	1	Maximum \$223,229 <sup>1</sup>
Violation of prohibited act under 16 U.S.C. 1826g(e).	16 U.S.C. 1826g(f), High Seas Driftnet Fishing Moratorium Protection Act	Violation	2015	1	Maximum \$223,229 <sup>1</sup>
Violation of chapter, enforced as a violation of section 308 (Civil penalties and permit sanctions; 16 U.S.C. 1858) of MSFCMA.	16 U.S.C. 7705, Ensuring Access to Pacific Fisheries Act	Violation	2016	1	Maximum \$223,229 <sup>1</sup>
Violation of chapter, enforced as a violation of section 308 (Civil penalties and permit sanctions; 16 U.S.C. 1858) of MSFCMA.	16 U.S.C. 7805, Ensuring Access to Pacific Fisheries Act	Violation	2016	1	Maximum \$223,229 <sup>1</sup>
<b>National Technical Information Service</b>					
Disclosure or usage violation of subsection (1).	42 U.S.C. 1306c(c), Bipartisan Budget Act of 2013	Violation	2013	2013	Minimum \$1,158  Maximum total penalty on any person for any calendar year, excluding willful or intentional violations \$289,504
<b>Office of the Under Secretary for Economic Affairs</b>					
Violation of order or regulation under chapter.	15 U.S.C. 113, Concrete Masonry Products Research, Education, and Promotion Act of 2018	Violation	2018	2018	Maximum \$5,000

<sup>1</sup> This National Oceanic and Atmospheric Administration maximum civil monetary penalty, as prescribed by law, is the maximum civil monetary penalty per 16 U.S.C. 1858(a), Magnuson-Stevens Fishery Conservation and Management Act civil monetary penalty.

# Oversight of Expired Grant and Cooperative Agreement Awards

The Department administers a diverse array of programs and projects concerned with the entire spectrum of business and economic development concerns. Departmental operating units and grants offices are responsible for the award, administration, and monitoring of these programs under a variety of legislative authorities, governing regulations, policies, and procedures using mandatory and discretionary grants and cooperative agreements. Awards are made to a wide variety of recipients, including state and local governments, for-profit or commercial organizations, non-profit organizations, and educational institutions. The administration of the Department's grant and cooperative agreement programs requires adherence not only to the program objectives for which funds are awarded, but also to sound business practices, as well as laws, regulations, policies, and procedures governing grants and cooperative agreements.

## Unclosed, Expired Grant and Cooperative Agreement Awards for Which the Period of Performance Has Expired by Two Years or More

---

To promote the efficient administration of grants programs, OMB requires that significant reporting entities with federal grants programs must submit a brief high-level summary of expired, but not closed, federal grants and cooperative agreements (awards).

This reporting requirement is applicable to the seven bureaus that issue grants and/or other cooperative agreements: Census Bureau, Economic Development Administration (EDA), International Trade Administration (ITA), Minority Business Development Agency (MBDA), National Institute of Standards and Technology (NIST), National Oceanic and Atmospheric Administration (NOAA), and National Telecommunications and Information Administration (NTIA).

Challenges preventing the timely closing of these awards are primarily due to the delayed receipt of necessary closeout documentation (final performance report; final SF-425, *Federal Financial Report*; etc.), final indirect cost rate negotiations, audit disputes and/or debt collection requirements and the Department's grant-making bureaus are diligently working with the respective recipients in resolving each particular issue.

Additionally, from an oversight perspective, the grant-making bureaus submit a bi-monthly report to the Department's Financial Assistance Policy and Oversight Division (FAPOD) detailing the status of all expired awards. FAPOD consolidates these reports and presents the information during the Department's bi-monthly Grants Council meetings for review and analysis.

The table below summarizes the Department's total number of grant and cooperative agreement awards and balances as of September 30, 2023 for which closeout has not yet occurred but for which the period of performance has elapsed by two years or more.

*(Numbers of Agreements in Actual Amounts; Dollars in Thousands)*

Category	Period of Performance has Expired as of September 30, 2023		
	Closeout Lapse of Two Years or More and up to Three Years	Closeout Lapse of Three Years or More and up to Five Years	Closeout Lapse of Five Years and More
Number of Grants/Cooperative Agreements with Zero Dollar Balances	7	7	7
Number of Grants/Cooperative Agreements with Undisbursed Balances	11	10	5
Total Dollar Amount of Undisbursed Balances	\$5,106	\$3,835	\$ 176

## Undisbursed Balances in Expired Grant Accounts

Undisbursed balances in expired grant accounts (which includes both grants and cooperative agreements) include budget authority that is no longer available for new obligations but is still available for disbursement. The period of disbursement lasts for five years after the last unexpired year unless the expiration period has been lengthened by legislation. Specifically, one may not incur new obligations against expired budget authority, but one may liquidate existing obligations by making disbursements (Section 20.4(c), *Period of availability of budget authority*, of OMB Circular A-11 Revised dated August 15, 2022, *Preparation, Submission, and Execution of the Budget*).

In December 2015, Congress passed the Commerce, Justice, Science, and Related Agencies Appropriations Act, 2016 (Division B of the Consolidated Appropriations Act, 2016, Public Law 114-113), which required the Department to report undisbursed balances in expired grant accounts. OMB Memorandum M-16-18, *Financial and Performance Reporting on Undisbursed Balances in Expired Grant Accounts*, requires this information to be included each year until instructed otherwise if the requirement is included in subsequent fiscal years' appropriations acts.

Both NIST Grants Management Division (GMD) and NOAA GMD have teams that are responsible for reviewing, closing out, and deobligating undisbursed balances in expired awards. As part of their routine grants management responsibilities, these offices review reports that identify expired awards with undisbursed balances of funds as well as expired awards that may have existing audit findings or other unresolved matters which require further coordination prior to deobligating funds and closing out an award.

During its reviews of expired awards with undisbursed obligations, NIST GMD reconciles the recipient's final SF-425, *Federal Financial Report*, against the amount of funding remaining in NIST's financial system. NIST GMD works with all relevant parties to resolve any discrepancies prior to the deobligation of funds and begins the deobligation process once it is determined that the recipient is not owed any further federal funding and that all relevant issues are resolved. NIST has a Grants Management Officer assigned to oversee the closeout process. This individual routinely obtains reports from its Grant Management Information System to identify any awards that have expired and that are eligible for the closeout process. Additionally, these reports identify if any undisbursed obligations remain in the award account. If there is an unobligated balance, NIST's finance office uses the budget account to determine what unobligated funds, if any, may be returned to Treasury. Any funds that are returned to Treasury are typically returned to Treasury upon the budget account entering the cancelled phase.

On a monthly basis, NOAA GMD obtains and reviews an Undisbursed Funds Chart to track expired grant awards with undisbursed obligations. Upon review and acceptance of the recipient's SF 425, NOAA GMD completes and submits a deobligation request to NOAA's finance office. After deobligation is completed, NOAA's finance office identifies the applicable budget account and determines what, if any, unobligated funds may be returned to Treasury.

Each bureau submits a bi-monthly report to the Department's FAPOD detailing the current status of expired awards—number of expired awards not yet closed and undisbursed balances of funds in these awards. FAPOD consolidates these reports and presents the information during the Department's bi-monthly Grants Council meetings for review and analysis. A direct impact of the Grants Council's oversight has been the Department's significant progress in reducing the backlog of closeouts and deobligations.

The table on the following pages presents, for each applicable budget account as of September 30, 2023, 2022, and 2021, the number of expired grant awards with undisbursed obligations, the number of undisbursed obligations relating to expired grant awards, and the total unobligated balance in the budget account. The total unobligated balance for each budget account shown includes the unobligated balances for both expired funds and unexpired funds.

(Numbers in Actual Amounts; Dollars in Thousands)

Bureau	Budget Account	As of September 30, 2023			As of September 30, 2022			As of September 30, 2021		
		Number of Expired Grants with Obligations	Undisbursed Obligations for Expired Grant Awards	Total Unobligated Balance in Budget Account	Number of Expired Grants with Obligations	Undisbursed Obligations for Expired Grant Awards	Total Unobligated Balance in Budget Account	Number of Expired Grants with Obligations	Undisbursed Obligations for Expired Grant Awards	Total Unobligated Balance in Budget Account
Census	0450 Periodic Censuses and Programs, Census	-	\$ -	\$ 571,886	1	\$ 182	\$ 493,366	-	\$ -	\$ 729,724
EDA	2050 Economic Development Assistance Programs	16	6,340	1,242,402	-	-	-	-	-	-
ITA	1250 Operations and Administration ITA, Commerce	1	285	88,680	-	-	-	-	-	-
MBDA	0201 Minority Business Development, MBDA	15	2,638	13,463	15	3,144	106,565	22	3,819	12,179
NIST	0500 Scientific and Technical Research and Services, NIST		8,543	704,524		3,430	562,971		2,288	26,367
	0513 Wireless Innovation Fund, NIST		1,218	343		1,360	43		65	46,815
	0525 Industrial Technology Services, NIST		52	6,404,142		5,954	4,517,634		11,885	65,457
	4650 Working Capital Fund, NIST		2,400	179,216		1,384	189,322		373	188,983
	Subtotal	185	12,213	7,288,225	210	12,128	5,269,970	184	14,611	327,622
NOAA	1450 Operations, Research, and Facilities, NOAA		46,468	3,005,696		36,729	3,656,219		18,697	347,194
	1451 Expenses, Pacific Coastal Salmon Recovery, NOAA		284	7,828		411	205		389	112
	1455 Gulf Coast Ecosystem Restoration Science, Observation, Monitoring and Technology, NOAA, Commerce		109	417		135	1,766		29	1,040
	1460 Procurement, Acquisition, and Construction, NOAA, Commerce		638	1,536,112		284	1,150,438		508	344,804
	2055 Fisheries Disaster Assistance, NOAA, Commerce		2,072	500,287		99	307,231		22	115,128

(continued on next page)



(continued from previous page)  
 (Numbers in Actual Amounts; Dollars in Thousands)

Bureau	Budget Account	As of September 30, 2023			As of September 30, 2022			As of September 30, 2021		
		Number of Expired Grants with Undisbursed Obligations	Undisbursed Obligations for Expired Grant Awards	Total Unobligated Balance in Budget in Account	Number of Expired Grants with Undisbursed Obligations	Undisbursed Obligations for Expired Grant Awards	Total Unobligated Balance in Budget in Account	Number of Expired Grants with Undisbursed Obligations	Undisbursed Obligations for Expired Grant Awards	Total Unobligated Balance in Budget in Account
NOAA <i>(continued)</i>	4316		115	214,001		5	202,833		769	239,460
	5139		308	392		278	729		762	1,346
	5284		357	16,691		-	18,946		124	20,539
	5362		-	-		600	-		101	-
	Subtotal		563	5,281,424		488	5,338,367		435	21,401
NTIA	0516		-	18,922		-	18,915		-	13,248
	0551		-	1,199		-	1,199		5,873	1,203
	0563		4,315	1,032,420		-	-		-	-
	5396		-	1,349		1,036	124		2,381	102
Subtotal		6	4,315	1,053,890		1	20,238		17	14,553
<b>Total</b>		<b>786</b>	<b>\$ 76,142</b>	<b>\$15,539,970</b>	<b>715</b>	<b>\$ 55,031</b>	<b>\$11,228,506</b>	<b>658</b>	<b>\$ 48,085</b>	<b>\$ 2,153,701</b>

# Climate-Related Financial Risk

In accordance with the requirements of President Biden's January 28, 2021, Executive Order 14008, *Tackling the Climate Crisis at Home and Abroad*, the Department of Commerce was required to develop an adaptation and resilience plan to address the Department's most significant climate risks and vulnerabilities. The Department released its Climate Action Plan for Adaption and Resilience on October 7, 2021, and the plan is published at <https://www.sustainability.gov/pdfs/doc-2021-cap.pdf>. The Department completed a Progress Report to its Climate Action Plan as of June 30, 2022, which was released on October 6, 2022, and is available at <https://www.sustainability.gov/pdfs/doc-2022-cap.pdf>. As discussed in the MD&A portion of this report, the Department provided a verbal update to the White House Council on Environmental Quality in FY 2023, and is planning to prepare a new Climate Adaption and Resilience Plan in FY 2024.

As a member of the National Climate Task Force (NCTF), designated in Executive Order 14008, the Secretary of Commerce and heads of bureaus are committed to further integrate climate change adaptation and resilience into all aspects of the Department's planning and operations through transparent decision-making and management of resources, both human and capital. Through the NCTF, Department-level town-halls, meetings with Department and bureau leadership, and enhanced training for employees on climate change adaptation and resilience, the Secretary has set a standard for climate literacy within the Department. Bureaus also have additional programs to increase staff literacy and capacity for services delivery. For example, the National Oceanic and Atmospheric Administration's National Weather Service (NWS) hosts the Professional Development Series in Climate Services, which includes online distance learning modules on climate variability and changes, NWS climate data and products, and climate communication and outreach practices.

The Department's most recent sustainability reports can be accessed at <https://www.sustainability.gov/doc.html>. This link contains information regarding the Department's performance toward energy and sustainability goals in the following categories:

- Facility Energy Use
- Water Use
- Renewable Energy
- Facility Efficiency Investments
- High Performance Sustainable Buildings
- Fleet Petroleum and Alternative Fuel
- Greenhouse Gas Emissions



# APPENDIX

(Unaudited)



# Glossary of Acronyms

Abbreviation	Title
<b>A</b>	
<b>ADA</b>	Antideficiency Act
<b>AFR</b>	Agency Financial Report
<b>AGA</b>	Association of Government Accountants
<b>AI</b>	Artificial Intelligence
<b>APG</b>	Agency Priority Goal
<b>APPR</b>	Annual Performance Plan and Report
<b>ARP Act</b>	American Rescue Plan Act (March 11, 2021)
<b>ASR</b>	Annual Strategic Review
<b>B</b>	
<b>BAS</b>	Business Application Solutions
<b>BEA</b>	Bureau of Economic Analysis
<b>BIS</b>	Bureau of Industry and Security
<b>BRS</b>	Blended Retirement System (NOAA Corps)
<b>C</b>	
<b>CARES Act</b>	Coronavirus Aid, Relief, and Economic Security Act (March 27, 2020)
<b>CBS</b>	Commerce Business Systems
<b>CDA</b>	Command and Data Acquisition (stations; NOAA)
<b>CDQ</b>	Community Development Quota (loan program; a NOAA direct loan program)
<b>CEAR</b>	Certificate of Excellence in Accountability Reporting (AGA)
<b>CEIP</b>	Coastal Energy Impact Program (a NOAA direct loan program)
<b>CFR</b>	Code of Federal Regulations
<b>CHIPS</b>	Creating Helpful Incentives to Produce Semiconductors
<b>CMP</b>	Civil Monetary Penalty
<b>COTS</b>	Commercial off-the-shelf (software)
<b>COVID-19</b>	Coronavirus Disease 2019
<b>CPI</b>	Consumer Price Index
<b>CRRSA Act</b>	Coronavirus Response and Relief Supplemental Appropriations Act (December 27, 2020)
<b>CSRS</b>	Civil Service Retirement System (OPM)
<b>CTP</b>	Corporation for Travel Promotion (Disclosure Entity)
<b>CX</b>	Customer Experience

Abbreviation	Title
<b>D</b>	
<b>DATA Act</b>	Digital Accountability and Transparency Act of 2014
<b>DEIA</b>	Diversity, Equity, Inclusion, and Accessibility
<b>DM</b>	Departmental Management
<b>DM&amp;R</b>	Deferred Maintenance and Repairs
<b>DoE</b>	U.S. Department of Energy
<b>DOL</b>	U.S. Department of Labor
<b>E</b>	
<b>E2</b>	Electronic Travel System, version 2 (travel management system)
<b>EBS</b>	Enterprise Business Suite
<b>ECM</b>	Energy Conservation Measure (ESPCs)
<b>EDA</b>	Economic Development Administration
<b>ERM</b>	Enterprise Risk Management
<b>ESPC</b>	Energy Savings Performance Contract
<b>Evidence Act</b>	Foundations for Evidence-Based Policymaking Act of 2018
<b>F</b>	
<b>FAPOD</b>	Financial Assistance Policy and Oversight Division (OAM)
<b>FASAB</b>	Federal Accounting Standards Advisory Board
<b>FBwT</b>	Funds Balance with Treasury
<b>FCA</b>	Facility Condition Assessment (NIST and NOAA DM&R)
<b>FCC</b>	Federal Communications Commission
<b>FCI</b>	Facility Condition Index (NIST DM&R)
<b>FECA</b>	Federal Employees' Compensation Act
<b>FEGLI</b>	Federal Employees' Group Life Insurance Program (OPM)
<b>FEHB</b>	Federal Employees Health Benefit Program (OPM)
<b>FERS</b>	Federal Employees Retirement System (OPM)
<b>FFMIA</b>	Federal Financial Management Improvement Act of 1996
<b>FFP</b>	Firm-Fixed-Price
<b>FirstNet</b>	First Responder Network Authority (an independent authority within NTIA)
<b>FMFIA</b>	Federal Managers' Financial Integrity Act of 1982
<b>FRAE</b>	Further Revised Annuity Employees
<b>FWC</b>	Future Workers' Compensation (benefits; Actuarial FECA Liability)
<b>FY</b>	Fiscal Year ended September 30
<b>G</b>	
<b>G-Invoicing</b>	Government Invoicing (Treasury)
<b>GAAP</b>	Generally Accepted Accounting Principles
<b>GAO</b>	U.S. Government Accountability Office
<b>GMD</b>	Grants Management Division (NIST and NOAA)
<b>GPRAMA</b>	Government Performance and Results Modernization Act of 2010
<b>GSA</b>	U.S. General Services Administration
<b>H</b>	
<b>HISP</b>	High Impact Service Providers



Abbreviation	Title
<b>I</b>	
<b>ICOOS Act</b>	Integrated Coastal and Ocean Observation System Act of 2009
<b>IFQ</b>	Individual Fishing Quota (Fisheries Finance IFQ loans, a NOAA direct loan program)
<b>IJA</b>	Infrastructure Investment and Jobs Act
<b>IOOS</b>	U.S. Integrated Ocean Observing System
<b>IP</b>	Intellectual Property
<b>IT</b>	Information Technology
<b>ITA</b>	International Trade Administration
<b>K</b>	
<b>KPI</b>	Key Performance Indicator
<b>M</b>	
<b>M&amp;V</b>	Measurement and Verification (NIST ESPC)
<b>MBDA</b>	Minority Business Development Agency
<b>MD&amp;A</b>	Management's Discussion and Analysis
<b>MSFCMA</b>	Magnuson-Stevens Fishery Conservation and Management Act (NOAA Civil Monetary Penalties)
<b>N</b>	
<b>N/A</b>	Not Applicable
<b>NCTF</b>	National Climate Task Force
<b>NEF</b>	Nonrecurring Expenses Fund (DM)
<b>NERR</b>	National Estuarine Research Reserves
<b>NESDIS</b>	National Environmental Satellite, Data, and Information Service (NOAA)
<b>NIST</b>	National Institute of Standards and Technology
<b>NMFS</b>	National Marine Fisheries Service (NOAA)
<b>NOAA</b>	National Oceanic and Atmospheric Administration
<b>NPSBN</b>	Nationwide Public Safety Broadband Network
<b>NRHP</b>	National Register of Historic Places
<b>NTIA</b>	National Telecommunications and Information Administration
<b>NTIS</b>	National Technical Information Service
<b>NWS</b>	National Weather Service (NOAA)
<b>O</b>	
<b>OAR</b>	Office of Oceanic and Atmospheric Research (NOAA)
<b>OFM</b>	Office of Financial Management (DM)
<b>OIG</b>	Office of Inspector General (DM)
<b>OMB</b>	Office of Management and Budget
<b>OPM</b>	U.S. Office of Personnel Management
<b>OS</b>	Office of the Secretary
<b>P</b>	
<b>P3</b>	Public-Private Partnership
<b>PIIA</b>	Payment Integrity Information Act of 2019
<b>PL</b>	Public Law
<b>PP&amp;E</b>	Property, Plant, and Equipment
<b>PPA</b>	Prompt Payment Act

Abbreviation	Title
<b>R</b> <b>R&amp;D</b>	Research and Development
<b>RA</b>	Regional Association (Disclosure P3s – NOAA)
<b>RCOS</b>	Regional Coastal Observing System (Disclosure P3s – NOAA)
<b>RPMD</b>	Real Property Management Division (NOAA)
<b>S</b> <b>SBR</b>	Combined Statement of Budgetary Resources
<b>SCNP</b>	Consolidated Statement of Changes in Net Position
<b>SF 425</b>	Standard Form 425, <i>Federal Financial Report</i>
<b>SFFAS</b>	Statement of Federal Financial Accounting Standards (FASAB)
<b>SMS</b>	Sustainment Management System (USACE: NIST DM&R)
<b>SOAR</b>	Strategic Outreach and Recruitment
<b>T</b> <b>TPA</b>	Travel Promotion Act of 2009
<b>Treasury</b>	U.S. Department of the Treasury
<b>TSP</b>	Thrift Savings Plan
<b>U</b> <b>U.S.C.</b>	United States Code
<b>UESC</b>	Utility Energy Service Contract
<b>USACE</b>	U.S. Army Corps of Engineers
<b>USPTO</b>	U.S. Patent and Trademark Office
<b>W</b> <b>WCF</b>	Working Capital Fund (DM)
<b>WIPO</b>	World Intellectual Property Organization

# CONNECT *With the* DEPARTMENT OF COMMERCE



**T**hank you for your interest in the Department's FY 2023 AFR. We welcome your comments on how we can make this report more informative for our readers as well as any questions regarding the report. Electronic copies of this report and prior years' reports are available on the Department's website at <https://www.commerce.gov/ofm/agency-financial-reports>.

Stay connected with the Department of Commerce via the following social media sites:



[Facebook.com/CommerceGov](https://www.facebook.com/CommerceGov)



[x.com/CommerceGov](https://x.com/CommerceGov)



[Linkedin.com/company/u-s-department-of-commerce](https://www.linkedin.com/company/u-s-department-of-commerce)



[Instagram.com/CommerceGov](https://www.instagram.com/CommerceGov)



[Youtube.com/commercenews](https://www.youtube.com/commercenews)

Please send your comments or questions to the Department's Office of Financial Management at:



Office of Financial Management  
U.S. Department of Commerce  
1401 Constitution Avenue NW  
Washington, DC 20230



(202) 482-1207



[AFRcomments@doc.gov](mailto:AFRcomments@doc.gov)





# Acknowledgements

**T**his Agency Financial Report was prepared with the energies and talents of many Department of Commerce employees. To these individuals, the Office of Financial Management would like to offer our sincerest appreciation and recognition.

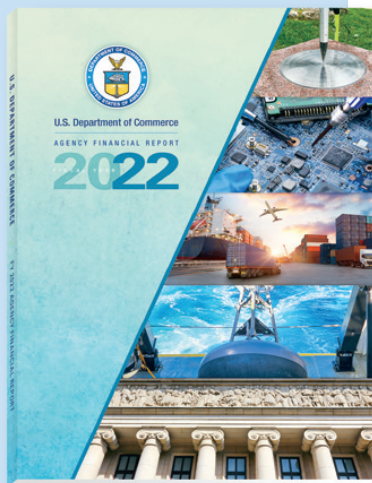
In particular, we would like to recognize the following organizations for their contributions:

The bureau finance offices, Office of the Secretary, Office of the Chief Financial Officer and Assistant Secretary for Administration, Office of Inspector General, Office of Acquisition Management, Office of Sustainable Energy and Environmental Programs, Office of Human Resources Management, Office of Performance Excellence, and Office of Public Affairs.

We also offer special gratitude and recognition to The DesignPond for their outstanding contributions in the design and production of this report.

## Certificate of Excellence in Accountability Reporting

In May 2023, the U.S. Department of Commerce received the *Certificate of Excellence in Accountability Reporting* (CEAR) from the Association of Government Accountants (AGA) for its Fiscal Year 2022 Agency Financial Report. The CEAR Program was established by the AGA, in conjunction with the Chief Financial Officers Council and the U.S. Office of Management and Budget, to improve the effectiveness of financial and program accountability reporting.





**U.S. DEPARTMENT OF COMMERCE**

1401 Constitution Avenue NW  
Washington, DC 20230  
(202) 482-2000

***[www.commerce.gov](http://www.commerce.gov)***