

§ 61.16

(iii) Determines that the disputed issues are outside the scope of the Department's review, the Secretary will inform the subject and the HIPDB of the determination. The Secretary will include a brief statement (Secretarial Statement) in the report describing the findings. The report will be removed from "disputed status." The HIPDB will distribute the report and the statement(s) to previous queriers (where identifiable), the reporting entity and the subject of the report.

(iv) Determines that the adverse action was not reportable and therefore should be removed from the HIPDB, the Secretary will inform the subject and direct the HIPDB to void the report. The HIPDB will distribute a notice to previous queriers (where identifiable), the reporting entity and the subject of the report that the report has been voided.

[64 FR 57758, Oct. 26, 1999, as amended at 64 FR 71041, Dec. 20, 1999]

§ 61.16 Immunity.

Individuals, entities or their authorized agents and the HIPDB shall not be held liable in any civil action filed by the subject of a report unless the individual, entity or authorized agent submitting the report has actual knowledge of the falsity of the information contained in the report.

PART 63—GRANT PROGRAMS ADMINISTERED BY THE OFFICE OF THE ASSISTANT SECRETARY FOR PLANNING AND EVALUATION

Subpart A—General

Sec.

- 63.1 Purpose and scope.
- 63.2 Eligibility for award.
- 63.3 Program announcements and solicitations.
- 63.4 Cooperative arrangements.
- 63.5 Effective date of approved grant.
- 63.6 Evaluation of applications.
- 63.7 Disposition of applications.
- 63.8 Supplemental regulations and grant conditions.

Subpart B—Financial Provisions

- 63.16 Scope of subpart.
- 63.17 Amount of award.
- 63.18 Limitations on costs.

45 CFR Subtitle A (10-1-00 Edition)

- 63.19 Budget revisions and minor deviations.
- 63.20 Period during which grant funds may be obligated.
- 63.21 Obligation and liquidation by grantee.
- 63.22 Cost sharing.
- 63.23 Telecommunications Demonstration Grants.

Subpart C—Special Provisions

- 63.30 Scope of subpart.
- 63.31 Protection of human subjects.
- 63.32 Data collection instruments.
- 63.33 Treatment of animals.
- 63.34 Principal investigators.
- 63.35 Dual compensation.
- 63.36 Fees to Federal employees.
- 63.37 Leasing facilities.
- 63.38 Publications.
- 63.39 Religious worship or instruction.

AUTHORITY: Sec. 602, Community Services Act (42 U.S.C. 2942); sec. 1110, Social Security Act (42 U.S.C. 1310).

SOURCE: 40 FR 23295, May 29, 1975, unless otherwise noted.

Subpart A—General

§ 63.1 Purpose and scope.

(a) *Applicability.* Except to the extent inconsistent with an applicable Federal statute the regulations in this part apply to all grant awards of Federal assistance made by the Assistant Secretary for Planning and Evaluation or his designee, hereinafter referred to in this part as the Assistant Secretary. Such grants include those under section 232 of the Community Services Act (42 U.S.C. 2835), section 1110 of the Social Security Act (42 U.S.C. 1310), section 392A of the Communications Act of 1934, and such other authority as may be delegated to the Assistant Secretary for policy research activities.

(b) *Exceptions to applicability.* The award and administration of contracts and cooperative agreements by the Assistant Secretary shall not be covered by this subchapter. Contracts entered into by the Assistant Secretary shall be subject to the regulations in 41 CFR Chapters 1 and 3. Generally, the Assistant Secretary will select between grant and contract procedures and instruments, both with regard to the solicitation process and with respect to unsolicited proposals, on the basis of criteria set forth in the proposed revision of 41 CFR 3-1.53 published at 39 FR