

## COLLEGES AND UNIVERSITIES RATE AGREEMENT

EIN: 65-0385507  
 ORGANIZATION:  
 Florida Atlantic University  
 777 Glades Road  
 PO Box 3091  
 Boca Raton, FL 33431-0991

Date: 05/25/2023  
 FILING REF.: The preceding  
 agreement was dated  
 06/21/2022

The rates approved in this agreement are for use on grants, contracts and other agreements with the Federal Government, subject to the conditions in Section III.

### SECTION I: INDIRECT COST RATES

RATE TYPES:	FIXED	FINAL	PROV. (PROVISIONAL)	PRED. (PREDETERMINED)	
	<u>EFFECTIVE PERIOD</u>				
<u>TYPE</u>	<u>FROM</u>	<u>TO</u>	<u>RATE(%)</u>	<u>LOCATION</u>	<u>APPLICABLE TO</u>
PRED.	07/01/2020	06/30/2021	49.50	On-Campus	Organized Research
PRED.	07/01/2021	06/30/2022	51.00	On-Campus	Organized Research
PRED.	07/01/2022	06/30/2024	52.50	On-Campus	Organized Research
PRED.	07/01/2020	06/30/2021	37.50	On-Campus	Other Sponsored Activities
PRED.	07/01/2021	06/30/2023	30.00	On-Campus	Other Sponsored Activities
PRED.	07/01/2023	06/30/2024	31.00	On-Campus	Other Sponsored Activities
PRED.	07/01/2020	06/30/2021	52.50	On-Campus	Instruction
PRED.	07/01/2021	06/30/2024	49.00	On-Campus	Instruction
PRED.	07/01/2020	06/30/2024	26.00	Off-Campus	Organized Research, Other Sponsored Activities and Instruction
PROV.	07/01/2024	Until Amended			Use same rates and conditions as those cited for fiscal year ending June 30, 2024.

\*BASE

Modified total direct costs, consisting of all direct salaries and wages, applicable fringe benefits, materials and supplies, services, travel and up to the first \$25,000 of each subaward (regardless of the period of performance of the subawards under the award). Modified total direct costs shall exclude equipment, capital expenditures, charges for patient care, rental costs, tuition remission, scholarships and fellowships, participant support costs and the portion of each subaward in excess of \$25,000. Other items may only be excluded when necessary to avoid a serious inequity in the distribution of indirect costs, and with the approval of the cognizant agency for indirect costs.

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**SECTION I: FRINGE BENEFIT RATES\*\***

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<u>TYPE</u>	<u>FROM</u>	<u>TO</u>	<u>RATE(%)</u>	<u>LOCATION</u>	<u>APPLICABLE TO</u>
FIXED	7/1/2023	6/30/2024	30.30	All	Faculty & Post Docs
FIXED	7/1/2023	6/30/2024	39.00	All	AMP – Professional Exemp
FIXED	7/1/2023	6/30/2024	50.70	All	SP – Non–Professional – Non– Exempt – Support Personnel
FIXED	7/1/2023	6/30/2024	8.00	All	OPS–Non FICA Alternative
FIXED	7/1/2023	6/30/2024	1.60	All	OPS Temporary/Hourly –FICA Alternative
PROV.	7/1/2024	Until Amended			Use same rates and conditions as those cited for fiscal year ending June 30, 2024.

\*\* DESCRIPTION OF FRINGE BENEFITS RATE BASE:

Salaries and wages.

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## SECTION II: SPECIAL REMARKS

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### TREATMENT OF FRINGE BENEFITS:

The fringe benefits are charged using the rate(s) listed in the Fringe Benefits Section of this Agreement. The fringe benefits included in the rate(s) are listed below.

### TREATMENT OF PAID ABSENCES:

Vacation, holiday, sick leave pay and other paid absences are included in salaries and wages and are claimed on grants, contracts and other agreements as part of the normal cost for salaries and wages. Separate claims are not made for the cost of these paid absences.

For all activities performed in facilities not owned by the institution and to which rent is directly allocated to the project {s) the off-campus rate will apply. If more than 50% of the project is performed at the facility rent is paid to, the off-campus rate will apply to the entire project. If 50% or less of the project is performed at the facility rent is paid to, the on-campus rate will apply to the entire project. Grants or contracts will not be subject to more than one F&A cost rate.

Fringe benefits include: FICA, retirement, worker's compensation, unemployment compensation, health insurance, life insurance, short-term disability, and terminal leave.

This rate agreement also applies to FAU Research Corporation, Inc.

Equipment means tangible personal property (including information technology systems) having a useful life of more than one year and a per-unit acquisition cost which equals or exceeds the lesser of the capitalization level established by the non-Federal entity for financial statement purposes, or \$5,000.

\*Next fringe benefit rate proposal based on the fiscal year ending June 30, 2023 is due in our office by December 31, 2023. \*

\*\*This agreement updates the Fringe Benefits Rates Section only. All other terms and conditions from the previous agreement remain intact.\*\*

**SECTION III: GENERAL**

**A. LIMITATIONS:**

The rates in this Agreement are subject to any statutory or administrative limitations and apply to a given grant, contract or other agreement only to the extent that funds are available. Acceptance of the rates is subject to the following conditions: (1) Only costs incurred by the organization were included in its indirect cost pool as finally accepted: such costs are legal obligations of the organization and are allowable under the governing cost principles; (2) The same costs that have been treated as indirect costs are not claimed as direct costs; (3) Similar types of costs have been accorded consistent accounting treatment; and (4) The information provided by the organization which was used to establish the rates is not later found to be materially incomplete or inaccurate by the Federal Government. In such situations the rate(s) would be subject to renegotiation at the discretion of the Federal Government.

**B. ACCOUNTING CHANGES:**

This Agreement is based on the accounting system purported by the organization to be in effect during the Agreement period. Changes to the method of accounting for costs which affect the amount of reimbursement resulting from the use of this Agreement require prior approval of the authorized representative of the cognizant agency. Such changes include, but are not limited to, changes in the charging of a particular type of cost from indirect to direct. Failure to obtain approval may result in cost disallowances.

**C. FIXED RATES:**

If a fixed rate is in this Agreement, it is based on an estimate of the costs for the period covered by the rate. When the actual costs for this period are determined, an adjustment will be made to a rate of a future year(s) to compensate for the difference between the costs used to establish the fixed rate and actual costs.

**D. USE BY OTHER FEDERAL AGENCIES:**

The rates in this Agreement were approved in accordance with the authority in Title 2 of the Code of Federal Regulations, Part 200 (2 CFR 200), and should be applied to grants, contracts and other agreements covered by 2 CFR 200, subject to any limitations in A above. The organization may provide copies of the Agreement to other Federal Agencies to give them early notification of the Agreement.

**E. OTHER:**

If any Federal contract, grant or other agreement is reimbursing indirect costs by a means other than the approved rate(s) in this Agreement, the organization should (1) credit such costs to the affected programs, and (2) apply the approved rate(s) to the appropriate base to identify the proper amount of indirect costs allocable to these programs.

**BY THE INSTITUTION:**

Florida Atlantic University

(INSTITUTION)

*Gregg B. Fields*

Gregg B. Fields (Jun 5, 2023 20:15 EDT)

(SIGNATURE)

**Gregg B. Fields**

(NAME)

**Vice President for Research**

(TITLE)

6/5/2023

(DATE)

**ON BEHALF OF THE GOVERNMENT:**

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Darryl W. Mayes -**

Digitally signed by Darryl W. Mayes - S  
DN: c=US, o=U.S. Government, ou=HHS, ou=PSC,  
ou=People, 0.9.2342.19200300.100.1.1=2000131669,  
cn=Darryl W. Mayes - S  
Date: 2023.05.30 09:57:43 -04'00'

**S**

(SIGNATURE)

**Darryl W. Mayes**

(NAME)

**Deputy Director, Cost Allocation Services**

(TITLE)

05/25/2023

(DATE)

**HHS REPRESENTATIVE: Steven Zuraf**

**TELEPHONE: (301) 492-4855**