



DEPARTMENT OF HEALTH & HUMAN SERVICES

Program Support Center
Financial Management Service
Division of Cost Allocation

7700 Wisconsin Avenue, Suite 2300
Bethesda, MD 20814
Phone: 301-492-4855
Fax: 301-492-5081

ORIGINAL

June 3, 2011

Dr. Barry Rosson
Director, Division of Sponsored Research
Florida Atlantic University
777 Glades Road PO Box 3091
Boca Raton, FL 33431-0991

Dear Dr. Rosson:

The original and one copy of the facilities and administrative (F&A) cost Rate Agreement are enclosed. This Agreement reflects an understanding reached between your organization and a member of my staff concerning the rate (s) that may be used to support your claim for F&A costs on grants and contracts with the Federal Government.

In addition, both parties agree that the differences between the fixed and actual fringe benefit costs for the fiscal year ended June 30, 2010 are:

- Over-recovery of \$2,196,236 applicable to Faculty
- Over-recovery of \$1,463,917 applicable to Professional Exempt
- Over-recovery of \$340,343 applicable to Professional/Non-Exempt

These amounts are included in your fixed fringe benefit rates for the fiscal year ending June 30, 2012 which are listed in the attached Rate Agreement.

To indicate your concurrence with the understanding cited above, please have the agreement signed by an authorized representative of your organization and return it to me, retaining a copy for your files. We will reproduce and distribute the Rate Agreement to the appropriate awarding organizations of the Federal Government for their use.

VICE PRESIDENT FOR RESEARCH

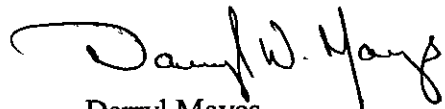
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FLORIDA ATLANTIC UNIVERSITY

Dr. Rosson
June 3, 2011
Page 2

A fringe benefit proposal, together with the required supporting information, must be submitted to this office for each fiscal year in which your organization claims fringe benefits under grants and contracts awarded by the Federal Government. Therefore, your fringe benefit proposal for the fiscal year ending June 30, 2011 is due in our office by December 31, 2011.

Sincerely,



Darryl Mayes
Acting Director
Division of Cost Allocation

CONCURRENCE:

Florida Atlantic University
(Institution)

Barry T. Rosson
(Signature)

Barry T. Rosson
(Name)

Vice President for Research
(Title)

July 14, 2011
(Date)

COLLEGES AND UNIVERSITIES RATE AGREEMENT

EIN: 1596001874B6

DATE:06/03/2011

ORGANIZATION:

Florida Atlantic University
 777 Glades Road PO Box 3091
 Boca Raton, FL 33431-0991

FILING REF.: The preceding
 agreement was dated
 06/04/2010

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)

EFFECTIVE PERIOD

<u>TYPE</u>	<u>FROM</u>	<u>TO</u>	<u>RATE(%)</u>	<u>LOCATION</u>	<u>APPLICABLE TO</u>
PRED.	07/01/2007	06/30/2009	42.50	On-Campus	Org. Rsrch.
PRED.	07/01/2009	06/30/2010	44.50	On-Campus	Org. Rsrch.
PRED.	07/01/2007	06/30/2010	26.00	Off-Campus	Org. Rsrch.
PRED.	07/01/2007	06/30/2009	45.00	On-Campus	Instruction
PRED.	07/01/2009	06/30/2010	52.00	On-Campus	Instruction
PRED.	07/01/2007	06/30/2010	26.00	Off-Campus	Instruction
PRED.	07/01/2007	06/30/2009	42.50	On-Campus	Other Sps. Act.
PRED.	07/01/2009	06/30/2010	44.50	On-Campus	Other Sps. Act.
PRED.	07/01/2007	06/30/2010	26.00	Off-Campus	Other Sps. Act.

<u>TYPE</u>	<u>FROM</u>	<u>TO</u>	<u>RATE(%) LOCATION</u>	<u>APPLICABLE TO</u>
PROV.	07/01/2010	Until Amended		Use same rates and conditions as those cited for fiscal year ending June 30, 2010.

*BASE

Modified total direct costs, consisting of all salaries and wages, fringe benefits, materials, supplies, services, travel and subgrants and subcontracts up to the first \$25,000 of each subgrant or subcontract (regardless of the period covered by the subgrant or subcontract). Modified total direct costs shall exclude equipment, capital expenditures, charges for patient care, student tuition remission, rental costs of off-site facilities, scholarships, and fellowships as well as the portion of each subgrant and subcontract in excess of \$25,000.

ORGANIZATION: Florida Atlantic University

AGREEMENT DATE: 06/03/2011

SECTION I: FRINGE BENEFIT RATES**

<u>TYPE</u>	<u>FROM</u>	<u>TO</u>	<u>RATE(%)</u>	<u>LOCATION</u>	<u>APPLICABLE TO</u>
FIXED	7/1/2011	6/30/2012	29.00	All	Faculty
FIXED	7/1/2011	6/30/2012	33.50	All	Prof./Exempt
FIXED	7/1/2011	6/30/2012	44.80	All	Non-Prof./Non-Exmpt
FIXED	7/1/2011	6/30/2012	7.65	All	Temp./Hrly
PROV.	7/1/2012	Until amended			Use same rates and conditions as those cited for fiscal year ending June 30, 2012.

** DESCRIPTION OF FRINGE BENEFITS RATE BASE:

Salaries and wages.

ORGANIZATION: Florida Atlantic University

AGREEMENT DATE: 06/03/2011

SECTION II: SPECIAL REMARKS

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.

OFF-CAMPUS DEFINITION: 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. Grants or contracts will not be subject to more than one F&A cost rate. If more than 50% of a project is performed off-campus, the off-campus rate will apply to the entire project.

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

This rate also applies to FAU Research Corporation, Inc.

Equipment means an article of nonexpendible tangible personal property having a useful life of more than one year and an acquisition cost of \$1,000 or more per unit.

This Rate Agreement amends the fringe benefit rates only. All other rates and conditions remain the same as negotiated 06/04/2010.

ORGANIZATION: Florida Atlantic University

AGREEMENT DATE: 06/03/2011

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 facilities and administrative cost pools 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 facilities and administrative 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 facilities and administrative 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 Office of Management and Budget Circular A-21 Circular, and should be applied to grants, contracts and other agreements covered by this Circular, 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 facilities and administrative 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 facilities and administrative costs allocable to these programs.

BY THE INSTITUTION:

Florida Atlantic University

(INSTITUTION)

(SIGNATURE)

(NAME)

(TITLE)

(DATE)

ON BEHALF OF THE FEDERAL GOVERNMENT:

DEPARTMENT OF HEALTH AND HUMAN SERVICES

(AGENCY)

(SIGNATURE)

Darryl W. Mayes

(NAME)

Director, Mid-Atlantic Field Office

(TITLE)

6/3/2011

(DATE) 0102

HHS REPRESENTATIVE:

Robbin Powell

Telephone:

(301) 492-4855