

COLLEGES AND UNIVERSITIES RATE AGREEMENT

EIN: 1856000642A1

DATE:01/27/2017

ORGANIZATION:

FILING REF.: The preceding
agreement was dated
03/14/2016

University of New Mexico
1 University of New Mexico
Albuquerque, NM 87131-0001

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(%) LOCATION</u>	<u>APPLICABLE TO</u>
PRED.	07/01/2016	06/30/2017	51.50 On Campus	Organized Research
PRED.	07/01/2013	06/30/2017	52.00 On Campus	Instruction
PRED.	07/01/2013	06/30/2017	43.50 On Campus	Other Sponsored Programs
PRED.	07/01/2013	06/30/2017	26.00 Off Campus	All Programs
PRED.	07/01/2013	06/30/2017	54.00 On Campus	Research DOD Contract
PRED.	07/01/2013	06/30/2017	29.00 Off Campus	Research DOD Contract
PRED.	07/01/2013	06/30/2017	9.75 Off Campus	IPA
PRED.	07/01/2017	06/30/2021	51.50 On Campus	Organized Research
PRED.	07/01/2017	06/30/2021	52.00 On Campus	Instruction
PRED.	07/01/2017	06/30/2021	43.50 On Campus	Other Sponsored Programs
PRED.	07/01/2017	06/30/2021	26.00 Off Campus	All Programs
PRED.	07/01/2017	06/30/2021	54.00 On Campus	Research DOD Contract
PRED.	07/01/2017	06/30/2021	29.00 Off Campus	Research DOD Contract
PRED.	07/01/2017	06/30/2021	9.75 Off Campus	IPA

ORGANIZATION: University of New Mexico

AGREEMENT DATE: 1/27/2017

<u>TYPE</u>	<u>FROM</u>	<u>TO</u>	<u>RATE(%)</u>	<u>LOCATION</u>	<u>APPLICABLE TO</u>
PROV.	07/01/2021	Until Amended			Use same rates and conditions as those cited for fiscal year ending June 30, 2021.

*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.

ORGANIZATION: University of New Mexico

AGREEMENT DATE: 1/27/2017

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	7/1/2016	6/30/2017	3.41		All Employees
FIXED	7/1/2017	6/30/2018	3.04		All Employees
PROV.	7/1/2018	6/30/2021			Use same rates and conditions as those cited for fiscal year ending June 30, 2018.

** DESCRIPTION OF FRINGE BENEFITS RATE BASE:

Salaries and wages.

ORGANIZATION: University of New Mexico

AGREEMENT DATE: 1/27/2017

SECTION II: SPECIAL REMARKS

TREATMENT OF FRINGE BENEFITS:

Certain fringe benefits are charged using the rate(s) listed in the Fringe Benefits Section of this Agreement. FICA, Worker's Compensation, Retirement, University Discounts, Health and Life Insurance, Unemployment Compensation, and Payroll Taxes are specifically identified to each employee and are charged individually as direct costs. The fringe benefits charged using the rate(s) listed in the Fringe Benefit Section are listed below:

Tuition Remission
Leave Payouts
Retiree Health Benefits
Employee Training and Services

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: An off-campus program is one that is conducted (1) in leased facilities where space related costs (e.g. rent, utilities and maintenance) are charged directly to the program, or (2) in facilities made available (at no cost) to the program by a non-University organization. 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.

Equipment Definition -

Equipment means an article of nonexpendable, tangible personal property having a useful life of more than one year and an acquisition cost of \$5,000 or more per unit.

Per 2 CFR 200.414(g) - A rate extension has been granted.

Next Proposal Due -

Your next Fringe Benefit proposal, based on actual cost for the fiscal year ending June 30, 2017, is due in our office by December 31, 2017. Your next Facilities and Administrative Cost proposal, based on actual costs for the fiscal year ending June 30, 2020, is due in our office by December 31, 2020.

ORGANIZATION: University of New Mexico

AGREEMENT DATE: 1/27/2017

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 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 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:

University of New Mexico

(INSTITUTION)

(SIGNATURE)

(NAME)

(TITLE)

(DATE)

ON BEHALF OF THE FEDERAL GOVERNMENT:

DEPARTMENT OF HEALTH AND HUMAN SERVICES

(AGENCY)

Arif M. Karim -A

Digitally signed by Arif M. Karim -A
DN: cn=U.S. Government, ou=HHS, ou=PSC, ou=People,
st=Arif M. Karim -A, o=92342.15200300.100.1.1-2000212895
Date: 2017.02.08 15:02:41 -06'00'

(SIGNATURE)

Arif Karim

(NAME)

Director, Cost Allocation Services

(TITLE)

1/27/2017

(DATE) 0052

HHS REPRESENTATIVE:

Matthew Dito

Telephone:

(214) 767-3261

COMPONENTS OF PUBLISHED F&A COST RATE

INSTITUTION: **University of New Mexico**

FY COVERED BY RATE: **JULY 1, 2017 through JUNE 30, 2021**

APPLICABLE TO: **ORGANIZED RESEARCH**

<u>RATE COMPONENT:</u>	<u>ON CAMPUS</u>	<u>OFF CAMPUS</u>
Building Depreciation	1.9	
Equipment Depreciation	2.6	
Interest	1.6	
Operation & Maintenance	16.9	
Library	2.5	
Utility Cost Allowance	0.0	
Administration*	26.0	26.0
TOTAL	51.5	26.0

* Reflects provisions of Appendix III to Part 200 of Uniform Guidance—Indirect (F&A) Costs Identification and Assignment, and Rate Determination for Institutions of Higher Education (IHEs), C.8. dated December 26, 2013.

CONCURRENCE:

University of New Mexico
(Institution)


(Signature)

David W. Harris
(Name)

EVP for Administration, COO&CFO
(Title)

2/15/2017
(Date)



DEPARTMENT OF HEALTH & HUMAN SERVICES

Program Support Center
Financial Management Portfolio
Cost Allocation Services

1301 Young Street, Room 732
Dallas, TX 75202
PHONE: (214) 767-3261
FAX: (214) 767-3264
EMAIL: CAS-Dallas@psc.hhs.gov

January 27, 2017

Mr. David W. Harris
Executive Officer for Administration, COO and CFO
University of New Mexico
Mail Stop: MSC05 3350
1 University of New Mexico
Albuquerque, NM 87131-0001

Dear Mr. Harris:

A copy of an indirect cost and fringe benefit (FB) rate agreement is being sent to you for signature. This Agreement reflects an understanding reached between your organization and a member of my staff concerning indirect cost and FB rates that may be used to support your claim for these indirect costs on grants and contracts with the Federal Government.

Please have the Agreement signed by an authorized representative of your organization and email it to me, retaining the copy for your files. Our email address is CAS-Dallas@psc.hhs.gov. We will reproduce and distribute the Agreement to the appropriate awarding organizations of the Federal Government for their use.

The Office of Management and Budget (OMB) has requested that we reach an agreement with each institution on components for the published F&A cost rates. The attached form(s) are provided for that purpose. Please sign the form(s) and return them with the agreement.

In addition, your FB cost rates for fiscal year ending June 30, 2018 based on actual costs for the fiscal year June 30, 2016 and FB cost rates for fiscal year ending June 30, 2017 based on actual costs for fiscal year ended June 30, 2015 over-recovered (+) or under-recovered (-) amounts are listed below:

	<u>2015/2017</u>	<u>2016/2018</u>
All Employees	\$1,420,815	\$1,962,713

The FB fixed rate(s) for fiscal year ended 2015 and 2016 are considered final.

A FB cost proposal, together with supporting information and the certified audit financial statement, is required each year. Thus, your next FB cost proposal based on actual costs for the fiscal year ending June 30, 2017 is due in our office by December 31, 2017 and your next F&A proposal based on actual costs for the fiscal year ending June 30, 2020 is due in our office by December 31, 2021.

Mr. David W. Harris
January 27, 2017
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Please submit your proposals electronically to the following email address: CAS-Dallas@psc.hhs.gov.

Since this is an integral part of the Negotiation Agreement, please note your acceptance by signing in the space provided below.

Sincerely,

Arif M. Karim -A

Digitally signed by Arif M. Karim -A
DN: c=US, o=U.S. Government, ou=HHS, ou=PSC,
ou=People, cn=Arif M. Karim -A,
0.9.2342.19200300.100.1.1=2000212895
Date: 2017.02.08 15:03:24 -06'00'

Arif Karim
Director
Cost Allocation Services

Enclosures

ACCEPTANCE:

University of New Mexico

(Institution)

(Signature)

David W. Harris

(Name)

EVP for Administration, COO & CFO

(Title)

2/15/2017

(Date)