

**COLLEGES AND UNIVERSITIES RATE AGREEMENT**

EIN: DATE:04/12/2021  
 ORGANIZATION: FILING REF.: The preceding  
 University of Delaware agreement was dated  
 220 HULLIHEN HALL 01/15/2021  
 Newark, DE 19716-0160

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.

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**SECTION I: INDIRECT COST RATES**

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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.	07/01/2021	06/30/2025	60.00	On-Campus	Organized Research
PRED.	07/01/2021	06/30/2025	28.00	Off-Campus	Organized Research
PRED.	07/01/2021	06/30/2025	51.00	On-Campus	OR - College of Agriculture
PRED.	07/01/2021	06/30/2025	28.00	Off-Campus	OR - College of Agriculture
PRED.	07/01/2021	06/30/2025	38.40	On-Campus	Other Sponsored Activities
PRED.	07/01/2021	06/30/2025	26.30	Off-Campus	Other Sponsored Activities
PRED.	07/01/2021	06/30/2025	48.60	On-Campus	Instruction
PRED.	07/01/2021	06/30/2025	33.00	Off-Campus	Instruction
PROV.	07/01/2025	Until Amended			Use same rates and conditions as those cited for fiscal year ending June 30, 2025.

ORGANIZATION: University of Delaware

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\*BASE

Modified Total Direct Cost (MTDC), 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). MTDC excludes 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. Vessel (ship) charges are also excluded.

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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	7/1/2021	6/30/2022	38.30	All	Faculty / Prof. Employees
FIXED	7/1/2021	6/30/2022	64.80	All	Staff Employees
FIXED	7/1/2021	6/30/2022	8.00	All	Graduate Students
FIXED	7/1/2021	6/30/2022	6.80	All	Other*
PROV.	7/1/2022	Until amended			Use same rates and conditions as those cited for fiscal year ending June 30, 2022.

\*\* DESCRIPTION OF FRINGE BENEFITS RATE BASE:

Salaries and Wages

\*Excludes student wages exempt from FICA.

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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.

OFF-SITE DEFINITION: The off-site rate will apply for all activities: a) Performed in facilities not owned by the organization and where these facility costs are not included in the indirect cost pools; or b) Where rent is directly allocated/charged to the project(s). Grants or contracts will not be subject to more than one indirect cost rate. If more than 50% of a project is performed off-site, the off-site rate will apply to the entire project.

Fringe benefits include: FICA, Unemployment Compensation, Workers' Compensation, Retirement, Medical Insurance, Dental Insurance, Life Insurance, Disability Insurance, Tuition Fee Waiver, Special Employee Death Benefit, Employee Service Award, Flexible Benefits Cash Out, Vacation Payout, and Mortgage Assistance.

This agreement updates the Fringe Benefits Rates section only. All other terms and conditions from preceding agreement remain unchanged.

The next fringe benefit rate proposal based on the fiscal year ending June 30, 2021 is due in our office by December 31, 2021.

**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 Delaware

(INSTITUTION)



(SIGNATURE)

Gregory S. Oler

(NAME)

Vice President for Finance and Deputy Treasurer

(TITLE)

April 20, 2021

(DATE)

ON BEHALF OF THE FEDERAL GOVERNMENT:

DEPARTMENT OF HEALTH AND HUMAN SERVICES

(AGENCY)

Darryl W. Mayes - S

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: 2021.04.14 08:42:21 -0400

(SIGNATURE)

Darryl W. Mayes

(NAME)

Deputy Director, Cost Allocation Services

(TITLE)

4/12/2021

(DATE) 7960

HHS REPRESENTATIVE: Steven Zuraf

Telephone: (301) 492-4855