



DEPARTMENT OF HEALTH & HUMAN SERVICES

Program Support Center  
Financial Management Portfolio  
Cost Allocation Services

5600 Fishers Lane | Office 08N144  
Rockville, MD 20857  
PHONE: (301) 492-4855  
FAX: (301) 492-5081  
EMAIL: CAS-Bethesda@psc.hhs.gov

May 21, 2024

Mary Remmler  
Senior Vice President and Chief Financial Officer  
University of Delaware  
220 Hulliher Hall  
Newark, DE 19716-0160

Dear Ms. Remmler:

A copy of the facilities and administrative (F&A) cost Rate Agreement is being mailed to you for your signature. 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 and fringe benefit 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, 2023 are:

- Over-recovery of \$1,550,803 applicable to Faculty / Professional Employees
- Over-recovery of \$4,733,457 applicable to Staff Employees
- Over-recovery of \$482,462 applicable to Grad Students
- Under-recovery of \$224,225 applicable to Other

These amounts are included in your fixed fringe benefit rates for the fiscal year ending June 30, 2025 which are listed in the attached Rate Agreement.

Please have the agreement signed by an authorized representative of your organization and send 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.

Ms. Remmler  
May 21, 2024  
Page 2

A fringe benefit cost 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 next fringe benefit proposal for the fiscal year ending June 30, 2024 will be due in our office by December 31, 2024. The proposals and supporting documents should be emailed to [CAS-Bethesda@psc.hhs.gov](mailto:CAS-Bethesda@psc.hhs.gov).

Sincerely,

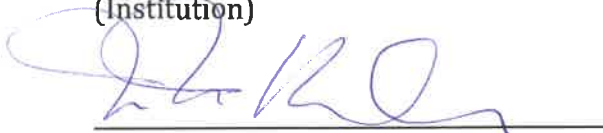
Darryl W.  
Mayes -S

Digitally signed by  
Darryl W. Mayes -S  
Date: 2024.05.22  
07:29:42 -04'00'

Darryl W. Mayes  
Deputy Director  
Cost Allocation Services

CONCURRENCE:

University of Delaware  
(Institution)

  
(Signature)

Mary Remmler  
(Name)  
Senior Vice President and  
Chief Financial Officer  
(Title)

5/23/24  
(Date)

## COLLEGES AND UNIVERSITIES RATE AGREEMENT

EIN:  
 ORGANIZATION:  
 University of Delaware  
 220 Hullihen Hall  
 Newark, DE 19716-0160

Date: 05/21/2024  
 FILING REF.: The preceding  
 agreement was dated  
 05/16/2023

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)
	<u>EFFECTIVE PERIOD</u>				
<u>TYPE</u>	<u>FROM</u>	<u>TO</u>	<u>RATE(%)</u>	<u>LOCATION</u>	<u>APPLICABLE TO</u>
PRED.	07/01/2021	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.

**\*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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<b>TYPE</b>	<b>FROM</b>	<b>TO</b>	<b>RATE(%)</b>	<b>LOCATION</b>	<b>APPLICABLE TO</b>
FIXED	7/1/2024	6/30/2025	41.90	All	Faculty / Prof. Employees
FIXED	7/1/2024	6/30/2025	58.00	All	Staff Employees
FIXED	7/1/2024	6/30/2025	12.30	All	Graduate Students
FIXED	7/1/2024	6/30/2025	8.60	All	Other*
PROV.	7/1/2025	Until Amended			Use same rates and conditions as those cited for fiscal year ending June 30, 2025.

**\*\* DESCRIPTION OF FRINGE BENEFITS RATE BASE:**

Salaries and Wages

\*Excludes student wages exempt from FICA.

**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.

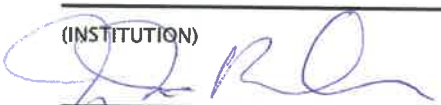
**E. OTHER:**

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:**

University of Delaware

(INSTITUTION)



(SIGNATURE)

Mary Remmler

(NAME)

Senior Vice President and Chief Financial Officer

(TITLE)

5/23/24

(DATE)

**ON BEHALF OF THE GOVERNMENT:**

DEPARTMENT OF HEALTH AND HUMAN SERVICES

(AGENCY)

Darryl W. Mayes -S

Digitally signed by Darryl W.

Mayes -S

Date: 2024.05.22 07:28:27 -04'00'

(SIGNATURE)

Darryl W. Mayes

(NAME)

Deputy Director, Cost Allocation Services

(TITLE)

05/21/2024

(DATE)

HHS REPRESENTATIVE: Steven Zuraf

TELEPHONE:

(301) 492-4855

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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, 2024 is due in our office by December 31, 2024.