

COLLEGES AND UNIVERSITIES RATE AGREEMENT

EIN: 62-6001636

DATE:05/02/2016

ORGANIZATION:

FILING REF.: The preceding agreement was dated 06/18/2013

Univ. of Tennessee - Memorial Research Center

62 S. Dunlap Street, Suite 300

Memphis, TN 38163

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: Facilities And Administrative 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>
FINAL	07/01/2014	06/30/2015	38.50	On-Campus	Organized Research
PRED.	07/01/2015	06/30/2016	38.50	On-Campus	Organized Research
PRED.	07/01/2016	06/30/2019	40.00	On-Campus	Organized Research
FINAL	07/01/2014	06/30/2015	22.30	Off-Campus	Organized Research
PRED.	07/01/2015	06/30/2016	22.30	Off-Campus	Organized Research
PRED.	07/01/2016	06/30/2019	26.00	Off-Campus	Organized Research
FINAL	07/01/2014	06/30/2015	24.50	On-Campus	Instruction
PRED.	07/01/2015	06/30/2016	24.50	On-Campus	Instruction
PRED.	07/01/2016	06/30/2019	25.00	On-Campus	Instruction
FINAL	07/01/2014	06/30/2015	24.50	Off-Campus	Instruction
PRED.	07/01/2015	06/30/2016	24.50	Off-Campus	Instruction
PRED.	07/01/2016	06/30/2019	20.00	Off-Campus	Instruction
FINAL	07/01/2014	06/30/2015	38.10	On-Campus	Other Sponsored Activities

ORGANIZATION: Univ. of Tennessee - Memorial Research Center

AGREEMENT DATE: 5/2/2016

<u>TYPE</u>	<u>FROM</u>	<u>TO</u>	<u>RATE (%)</u>	<u>LOCATION</u>	<u>APPLICABLE TO</u>
PRED.	07/01/2015	06/30/2016	38.10	On-Campus	Other Sponsored Activities
PRED.	07/01/2016	06/30/2019	24.00	On-Campus	Other Sponsored Activities
FINAL	07/01/2014	06/30/2015	26.00	Off-Campus	Other Sponsored Activities
PRED.	07/01/2015	06/30/2016	26.00	Off-Campus	Other Sponsored Activities
PRED.	07/01/2016	06/30/2019	20.00	Off-Campus	Other Sponsored Activities
PROV.	07/01/2019	Until Amended			Use same rates and conditions as those cited for fiscal year ending June 30, 2019.

*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: Univ. of Tennessee - Memorial Research Center

AGREEMENT DATE: 5/2/2016

SECTION II: SPECIAL REMARKS

TREATMENT OF FRINGE BENEFITS:

The fringe benefits are specifically identified to each employee and are charged individually as direct costs. The directly claimed fringe benefits 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. Actual costs will be apportioned between on-campus and off-campus components. Each portion will bear the appropriate rate.

Fringe benefits include: FICA, retirement, life insurance, worker's compensation, unemployment insurance, and health insurance.

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

**Next proposal based on the fiscal year ending June 30, 2018 is due in our office by December 31, 2018.

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:

Univ. of Tennessee - Memorial Research Center

(INSTITUTION)

(SIGNATURE)

Anthony A. Ferrara

(NAME)

Vice Chancellor/CFO

(TITLE)

5.10.16

(DATE)

ON BEHALF OF THE FEDERAL GOVERNMENT:

DEPARTMENT OF HEALTH AND HUMAN SERVICES

(AGENCY)

Darryl W. Mayes - A

Digitally signed by Darryl W. Mayes - A
DN: c=US, o=U.S. Government, ou=HHS, ou=PSC,
ou=People, o.9.2342.39200300.100.1.1=2000131669,
cn=Darryl W. Mayes - A
Date: 2016.05.09 09:11:33 -0400

(SIGNATURE)

Darryl W. Mayes

(NAME)

Deputy Director, Cost Allocation Services

(TITLE)

5/2/2016

(DATE) 1098

HHS REPRESENTATIVE: Steven Zuraf

Telephone: (301) 492-4855