



DEPARTMENT OF THE NAVY
 OFFICE OF NAVAL RESEARCH
 875 NORTH RANDOLPH STREET
 SUITE 1425
 ARLINGTON, VA 22203-1995

Agreement Date: June 25, 2018

NEGOTIATION AGREEMENT

**INSTITUTION: THE UNIVERSITY OF DENVER
 DENVER, COLORADO 80208**

The Fringe Benefits and Animal Care rates contained herein are for use on grants, contracts and other agreements issued or awarded to The University of Denver by all Federal Agencies of the United States of America, in accordance with the cost principles mandated by 2 CFR Part 200. These rates shall be used for forward pricing and billing purposes for The University of Denver Fiscal Year 2019. This rate agreement supersedes all previous rate agreements/determinations for Fiscal Year 2019.

SECTION I: RATES - TYPE: PREDETERMINED (PRED)

<u>Type</u>	<u>From</u>	<u>To</u>	<u>Rate</u>	<u>Base</u>	<u>Applicable To</u>	<u>Location</u>
Fringe Benefits Rates						
Pred.	7/1/18	6/30/19	24.6%	(a)	Appointed	All
Pred.	7/1/18	6/30/19	7.5%	(b)	Non-Appointed	All
Pred.	7/1/18	6/30/19	1.5%	(b)	Students	All
ERI Animal Care Facility						
Pred.	7/1/18	6/30/19	\$1.00	(c)	ERI Animal Care Facility	On Campus

DISTRIBUTION BASES

- (a) Total Salaries and Wages, including holidays, vacations, sick leave, and overtime
- (b) Total Salaries and Wages and overtime.
- (c) Per diem charge per cage used.

SECTION II - GENERAL TERMS AND CONDITIONS

A. LIMITATIONS: Use of the rates set forth under Section I is subject to any statutory or administrative limitations and is applicable to a given grant, contract, or other agreement only to the extent that funds are available and consistent with any and all limitation of cost clauses or provisions, if any, contained therein. Acceptance of any or all of the rates agreed to herein is

predicated upon the following conditions: (1) that no costs other than those incurred by the recipient/contractor were included in its indirect cost pool as finally accepted and that all such costs are legal obligations of the recipient/contractor and allowable under governing cost principles; (2) that the same costs that have been treated as indirect costs are not claimed as direct costs; (3) that similar types of costs, in like circumstances, have been accorded consistent accounting treatment; and (4) that the information provided by the recipient/contractor which was used as a basis for acceptance of the rates agreed to herein, and expressly relied upon by the Government in negotiating said rates, is not subsequently found to be materially incomplete or inaccurate.

B. ACCOUNTING CHANGES: The rates contained in Section I of this agreement are based on the accounting system in effect at the time the agreement was negotiated. Changes to the method(s) of accounting for costs, which affect the amount of reimbursement resulting from the use of these rates, require the written approval of the authorized representative of the cognizant negotiation agency for the Government prior to implementation of any such changes. 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 such approval may result in subsequent cost disallowances.

C. PREDETERMINED RATES: The predetermined rates contained in this agreement are not subject to adjustment in accordance with the provisions of 2 CFR Part 200, subject to the limitations contained in Part A of this section.

D. CARRY FORWARD AMOUNTS: The Office of Naval Research Negotiation Agreement signed July 7, 2016 established a Fixed rate with carry-forward provisions Appointed Fringe Benefits Rate for the University of Denver's fiscal year ended June 30, 2017. This negotiation agreement records agreement on the final carry-forward amount resulting from determination of actual costs for FY 2017. These costs have been determined in accordance with the provisions of 2 CFR Part 200. The Fiscal Year 2019 Fixed Appointed Fringe Benefits rate set forth in SECTION I is inclusive of the final FY 2017 carry-forward amount shown below, which is liquidated in its entirety.

	FY 2017 Final Carry- Forward Amount
Appointed Fringe Benefit Rate	<u>(\$3,127)</u>


() Denotes over-recovery

E. USE BY OTHER FEDERAL AGENCIES: The rates set forth in Section I are negotiated in accordance with and under the authority set forth in 2 CFR Part 200. Accordingly, such rates shall be applied to the extent provided in such regulations to grants, contracts, and other agreements to which 2 CFR Part 200 is applicable, subject to any limitations in part A of this section. Copies of this document may be provided by either party to other federal agencies to provide such agencies with documentary notice of this agreement and its terms and conditions.

Accepted:

FOR THE UNIVERSITY OF DENVER:

FOR THE U.S. GOVERNMENT:


CRAIG WOODY
Vice Chancellor for
Business and Financial Affairs


BETH A. SNYDER
Contracting Officer

6-28-2018
Date

6/29/2019
Date

For information concerning this agreement contact:

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