

**COPY
ORIGINAL**

COLLEGES AND UNIVERSITIES RATE AGREEMENT

EIN: 1620476822A2

DATE:04/09/2013

ORGANIZATION:

Vanderbilt University
VU Station B #351591
2301 Vanderbilt Place
Nashville, TN 37235-1591

FILING REF.: The preceding
agreement was dated
05/16/2012

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(%)</u>	<u>LOCATION</u>	<u>APPLICABLE TO</u>
PRED.	07/01/2012	06/30/2014	56.00	On-Campus	Organized Research
PRED.	07/01/2014	06/30/2016	57.00	On-Campus	Organized Research
PRED.	07/01/2012	06/30/2016	28.50	Off-Campus	Organized Research (A)
PRED.	07/01/2012	06/30/2016	26.00	Off-Campus	Organized Research (B)
PRED.	07/01/2012	06/30/2016	51.00	On-Campus	Instruction
PRED.	07/01/2012	06/30/2013	36.00	On-Campus	Other Sponsored Activities
PRED.	07/01/2013	06/30/2016	28.50	On-Campus	Other Sponsored Activities
PROV.	07/01/2016	Until Amended			Use same rates and conditions as those cited for fiscal year ending June 30, 2016.

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Modified total direct costs, consisting of all salaries and wages, fringe benefits, materials, supplies, services, travel and subgrants and subcontracts up to the first \$25,000 of each subgrant or subcontract (regardless of the period covered by the subgrant or subcontract). Modified total direct costs shall exclude equipment, capital expenditures, charges for patient care, student tuition remission, rental costs of off-site facilities, scholarships, and fellowships as well as the portion of each subgrant and subcontract in excess of \$25,000.

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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	7/1/2013	6/30/2014	21.50	Medical Cntr	Faculty/Sr. Staff (1)
FIXED	7/1/2013	6/30/2014	13.80	Medical Cntr	Faculty (2)
FIXED	7/1/2013	6/30/2014	20.40	Univ Central	Faculty/Sr. Staff
FIXED	7/1/2013	6/30/2014	24.50	Medical Cntr	Staff (3)
FIXED	7/1/2013	6/30/2014	8.00	All	Part- time/Temporary
PROV.	7/1/2014	Until amended			Use same rates and conditions as those cited for fiscal year ending June 30, 2014.

** DESCRIPTION OF FRINGE BENEFITS RATE BASE:

Salaries and Wages.

(1) Medical Center Faculty 1/Senior Staff includes clinical faculty with annual compensation of less than \$170,000 and all Medical Center Non-Clinical Faculty/Sr. Staff.

(2) Medical Center Faculty 2 includes clinical faculty with annual compensation greater than or equal to \$170,000.

(3) Staff includes Medical Center Non-Hospital Staff, Medical Center Hospital Staff and University Central Staff.

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SECTION II: SPECIAL REMARKS

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-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.

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Fringe Benefits include: FICA, Retirement, Flexible Reimbursement Account, Disability Insurance, Life Insurance, Employee Tuition Remission, Occupational Health Clinic, Unemployment Insurance, Workers' Compensation, Health Plus and Health Insurance.

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.

APPLICATION OF INDIRECT COST RATES TO DOD CONTRACTS/SUBCONTRACTS:

In accordance with DFARS 2231.303, no limitation (unless waived by the institution) may be placed on the reimbursement of otherwise allowable indirect cost rates incurred by an institution of higher education under a DOD contract awarded on or after November 30, 1993, unless the same limitation is applied uniformly to all other organizations performing similar work. It has been determined by the department of Defense that such limitation is not being uniformly applied. Accordingly, the following rates do not reflect the application of the 26% limitation on administrative indirect costs imposed by OMB Circular A-21.

PRED.	07/01/12	to	06/30/14	57.3%	On-Campus	Organized Research
PRED.	07/01/14	to	06/30/16	58.8%	On-Campus	Organized Research
PRED.	07/01/12	to	06/30/14	29.8%	Off-Campus	Orgn. Research (A)
PRED.	07/01/14	to	06/30/16	30.3%	Off-Campus	Orgn. Research (A)
PRED.	07/01/12	to	06/30/14	27.3%	Off-Campus	Orgn. Research (B)
PRED.	07/01/14	to	06/30/16	27.8%	Off-Campus	Orgn. Research (B)
PROV.	07/01/16	Until Amended			Use Same rates and conditions	

as those cited for fiscal year ending June 30, 2016.

(A) Off-Campus, Adjacent: Location within 50 miles commuting distance of the University.

(B) Off-Campus: Location beyond 50 miles commuting distance of the University.

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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 Office of Management and Budget Circular A-21, and should be applied to grants, contracts and other agreements covered by this Circular, 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:

Vanderbilt University

(INSTITUTION)

(SIGNATURE)

Jerry G. Fife

(NAME)

Vice Chancellor for Administration

(TITLE)

May 15, 2013

(DATE)

ON BEHALF OF THE FEDERAL GOVERNMENT:

DEPARTMENT OF HEALTH AND HUMAN SERVICES

(AGENCY)

(SIGNATURE)

Darryl W. Mayes

(NAME)

Regional Director, Division of Cost Allocation

(TITLE)

4/9/2013

(DATE) 0325

HHS REPRESENTATIVE: Steven Zuraf

Telephone: (301) 492-4855