



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

IN REPLY REFER TO:

Agreement Date: September 27, 2010
 Supersedes Agreement Dated: June 16, 2010

NEGOTIATION AGREEMENT

**INSTITUTION: UNIVERSITY OF ALASKA
 FAIRBANKS, ALASKA 99775**

The Facilities and Administrative (F&A) rates contained herein are for use on grants, contracts and/or other agreements issued or awarded to The University of Alaska (UA) by all Federal Agencies of the United States of America, in accordance with the cost principles mandated by 2 CFR 220. These rates shall be used for forward pricing and billing purposes for UA's Fiscal Year (FY) 2011. This rate agreement supersedes all previous rate agreements/determinations for Fiscal Year(s) 2011.

Section I: RATES - TYPE: PROVISIONAL (PROV)

Indirect Cost Rates (F&A):

<u>TYPE</u>	<u>FROM</u>	<u>TO</u>	<u>RATE</u>	<u>BASE</u>	<u>APPLICABLE FUNCTION</u>
<u>University of Alaska Fairbanks (UAF)</u>					
PROV	7/1/2010	Until Amended	45.1%	(a)	On-Campus Organized Research (1)
PROV	7/1/2010	Until Amended	55.1%	(a)	On-Campus Organized Research (2)
PROV	7/1/2010	Until Amended	26.0%	(a)	Poker Flat
PROV	7/1/2010	Until Amended	29.0%	(a)	Arctic Region Supercomputing Center
PROV	7/1/2010	Until Amended	34.2%	(a)	Other Sponsored Activities
<u>University of Alaska Anchorage (UAA)</u>					
PROV	7/1/2010	Until Amended	34.0%	(a)	On-Campus Organized Research
PROV	7/1/2010	Until Amended	29.9%	(a)	Other Sponsored Activities
<u>University of Alaska Southeast (UAS)</u>					
PROV	7/1/2010	Until Amended	42.0%	(a)	On-Campus Organized Research
PROV	7/1/2010	Until Amended	31.6%	(a)	Other Sponsored Activities
<u>Systemwide (Applies to all Campuses)</u>					
PROV	7/1/2010	Until Amended	30.0%	(a)	Sponsored Training

DISTRIBUTION BASES

- (a) Modified Total Direct Costs (MTDC), as defined in 2 CFR 220, consisting of all salaries and wages, fringe benefits, materials and 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). Equipment, capital expenditures, charges for patient care and tuition remission, long term space rental costs, scholarships, and fellowships as well as the portion of each subgrant and subcontract in excess of \$25,000 shall be excluded from Modified Total Direct Costs.

APPLICABLE TO:

- (1) Applies to all Non-DOD Instruments, all DOD Grants and to DOD Contracts awarded before November 30, 1993.
- (2) Applies to only DOD Contracts awarded on or after November 30, 1993 in accordance with and under the authority of DFARS 231.303(1).

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 limitations of cost clauses or provisions, if any, contained therein. Acceptance of any or all of the rates agreed to herein is predicated upon all the following conditions: (1) that no costs other than those incurred by the grantee/contractor were included in its indirect cost pool as finally accepted and that all such costs are legal obligations of the grantee/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; (4) that the information provided by the contractor/grantee, which was used as the basis for the acceptance of the rates agreed to herein and expressly relied upon by the Government in negotiating the 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 this agreement was negotiated. Changes to the method(s) of accounting for costs, which affects the amount of reimbursement resulting from the use of these rates, require the written approval of the authorized representative of the cognizant negotiating 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. PROVISIONAL RATES: The provisional rates contained in this agreement are subject to unilateral amendment by the Government or bilateral amendment by the contracting parties at any time.

D. USE BY OTHER FEDERAL AGENCIES: The rates set forth in Section I hereof were negotiated in accordance with and under the authority set forth in 2 CFR 220. Accordingly, such rates shall be applied to the extent provided in such regulations to grants, contracts and other transactions to which 2 CFR 220 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 which have or intend to issue or award grants and contracts using these rates or to otherwise provide such agencies with documentary notice of this agreement and its terms and conditions.

Accepted:

FOR UNIVERSITY OF ALASKA:

FOR THE U.S. GOVERNMENT:



JOSEPH TRUBACZ
Chief Financial Officer



DEBORAH K. RAFI
Contracting Officer

9/27/10

Date

9/28/10

Date

For information concerning this agreement contact:

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