



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

IN REPLY REFER TO:

Agreement Date: May 2, 2016

NEGOTIATION AGREEMENT

**INSTITUTION: RENSSELAER POLYTECHNIC INSTITUTE
 TROY, NY 12180-3590**

The Facilities and Administrative (F&A) rates contained herein is for use on grants, contracts and/or other agreements issued or awarded to Rensselaer Polytechnic Institute (RPI) by all Federal Agencies of the United States of America, in accordance with the cost principles mandated by 2 CFR 200. These rates shall be used for forward pricing and billing purposes for RPI's Fiscal Years 2017-2019. This rate agreement supersedes all previous rate agreements/determinations for Fiscal Years 2017-2019.

Section I: RATES - TYPE: PREDETERMINED (PRED)

F&A Rates:

<u>TYPE</u>	<u>FROM</u>	<u>TO</u>	<u>RATE</u>	<u>LOCATION</u>	<u>BASE</u>	<u>APPLICABLE TO</u>
Pred	7/1/16	6/30/19	62.00%	On-Campus	(a)	Organized Research
Pred	7/1/16	6/30/19	26.00%	Off-Campus	(a)	Organized Research
Pred	7/1/16	6/30/19	32.00%	On-Campus	(a)	Other Sponsored Activities
Pred	7/1/16	6/30/19	26.00%	Off-Campus	(a)	Other Sponsored Activities

DISTRIBUTION BASES

(a) Modified Total Direct Costs (MTDC) means 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.

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 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 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 costs from indirect to direct. Failure to obtain such approval may result in subsequent cost disallowances.

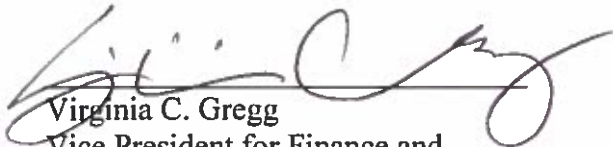
C. PREDETERMINED RATES: The predetermined rates contained in this agreement are not subject to adjustment in accordance with the provisions of 2 CFR 200.

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 200. Accordingly, such rates shall be applied to the extent provided in such regulations to grants, contracts and other transactions to which 2 CFR 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 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.

E. SPECIAL REMARKS: In accordance with 2 CFR 200.414(g), RPI has requested an extension of its Fiscal Year FY 2016 rates. Therefore, the rates identified in Section I are an extension of the FY 2016 rates.

Accepted:

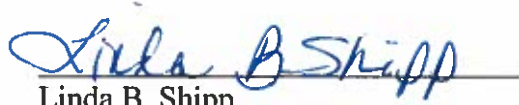
FOR RENSSELAER POLYTECHNIC
INSTITUTE:



Virginia C. Gregg
Vice President for Finance and
Chief Financial Officer

Date 5/3/16

FOR THE U.S. GOVERNMENT:



Linda B. Shipp
Contracting Officer

Date 5-12-16

For information concerning this agreement contact:
BETTY TINGLE, Contract Specialist
Office of Naval Research

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E-mail: betty.tingle@navy.mil