
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>
PRED.	7/1/24	6/30/2	51.5%	(a)	Organized Research	On Campus
PRED.	7/1/24	6/30/2	26.0%	(a)	Organized Research	Off Campus
PRED.	7/1/24	6/30/2	42.6%	(a)		

SECTION II - GENERAL TERMS AND CONDITIONS

A. LIMITATIONS : Use of the rates set forth under Section I is subject to availability of funds and to any other statutory or administrative limitations. The rates are 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 the following conditions: (1) that costs other than those incurred by the institution were included in this indirect cost pool and finally accepted and that such costs are legal obligations of the institution 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 have been accorded consistent accounting treatment; and (4) that the information provided by the institution which was used as a basis for acceptance of the rates agreed to herein, and expressly relied upon by the Government in negotiating and accepting 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 prior written approval of the authorized representative of the cognizant agency for indirect costs. 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 28 CFR 200.501 subject to the limitations contained in Part A of this section.

D. USE BY OTHER FEDERAL AGENCIES : The rates set forth in Section I are negotiated in accordance with and under the authority set forth in 28 CFR 200.501. Accordingly, such rates shall be applied to the extent provided in such regulations to grants, contracts, and other agreements to which 28 CFR 200 applies, 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.

E. DFARS WAIVER: Signature of this agreement by the authorized representative of the University of Denver and the Government acknowledges and affirms the University's request to waive the prohibition contained in DFARS 231.303(1) and the Government's exercise of its discretion contained in DFARS 231.303(2) to waive the prohibition in DFARS 231.303(1). The waiver request by the University of Denver is made to simplify the University's overall management of DoD cost reimbursements under DoD contracts.

F. SPECIAL REMARKS : The Government s agreement with the rates set forth in Section I is not an acceptance of the University of Denver accounting practices or methodologies. Any reliance by the Government on cost data or methodologies submitted by the University of Denver is on a non-precedence-setting basis and does not imply Government acceptance.

Accepted:

FOR THE UNIVERISTY OF DENVER :

FOR THE U.S. GOVERNMENT:

Corinne Lengsfeld
Senior Vice Provost for Research and
Graduate Education

Linda Morgan Wood
Contracting Officer

Date

9/4/24

Date

For information concerning this agreement contact:

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