

**COLLEGES AND UNIVERSITIES RATE AGREEMENT**

EIN: 816010045

DATE:07/21/2011

ORGANIZATION:

FILING REF.: The preceding agreement was dated 01/28/2010

Montana State University-Bozeman  
P.O. Box 172460  
Bozeman, MT 59717-2460

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.	07/01/2010	06/30/2012	42.50	On-Campus	Organized Res.
PRED.	07/01/2012	06/30/2014	44.00	On-Campus	Organized Res.
PRED.	07/01/2010	06/30/2014	26.00	Off-Campus	Organized Res.
PRED.	07/01/2010	06/30/2012	54.50	On-Campus	Instruction
PRED.	07/01/2012	06/30/2014	57.00	On-Campus	Instruction
PRED.	07/01/2010	06/30/2014	26.00	Off-Campus	Instruction
PRED.	07/01/2010	06/30/2014	34.50	On-Campus	Other Spon Act
PRED.	07/01/2010	06/30/2014	19.30	Off-Campus	Other Spon Act
PROV.	07/01/2014	Until Amended		(1)	

\*BASE

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.

(1) Use same rates and conditions as those cited for fiscal year ending June 30, 2014.

ORGANIZATION: Montana State University-Bozeman

AGREEMENT DATE: 07/21/2011

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**SECTION II: SPECIAL REMARKS**

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TREATMENT OF FRINGE BENEFITS:

The fringe benefits are specifically identified to each employee and are charged individually as direct costs. The directly claimed fringe benefits 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.

DEFINITION OF EQUIPMENT

Equipment is defined as tangible nonexpendable personal property having a useful life of more than one year and an acquisition cost of \$5,000 or more per unit.

The following fringe benefits are treated as direct costs:

FICA, WORKERS COMPENSATION, UNEMPLOYMENT COMPENSATION, HEALTH INSURANCE, AND RETIREMENT (TRS/PERD AND TIAA/CREF).

ORGANIZATION: Montana State University-Bozeman

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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 Circular, 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:

Montana State University-Bozeman

(INSTITUTION)

(SIGNATURE)

Thomas J. McCoy, Ph.D.  
(NAME)

Vice President for Research  
(TITLE)

July 26, 2011  
(DATE)

ON BEHALF OF THE FEDERAL GOVERNMENT:

DEPARTMENT OF HEALTH AND HUMAN SERVICES

(AGENCY)

(SIGNATURE)

Wallace Chan  
(NAME)

Director, Western Field Office  
(TITLE)

7/21/2011

(DATE) 1064

HHS REPRESENTATIVE: Jeanette Lu

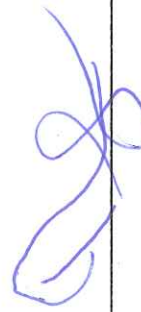
Telephone: (415) 437-7820

EXHIBIT A

MONTANA STATE UNIVERSITY - BOZEMAN  
 PREDETERMINED FACILITIES AND ADMINISTRATIVE RATES  
 FOR THE PERIOD JULY 1, 2010 THROUGH JUNE 30, 2012

	ORGANIZED RESEARCH		INSTRUCTION		OTHER SPON ACTIVITIES	
	ON-CAMPUS	OFF-CAMPUS	ON-CAMPUS	OFF-CAMPUS	ON-CAMPUS	OFF-CAMPUS
BUILDING DEPRECIATION	2.0%		2.6%		0.8%	
INTEREST	1.0%		0.2%		0.7%	
EQUIPMENT DEPRECIATION	1.2%		1.6%		-	
OPERATIONS & MAINTENANCE	11.3%		14.0%		13.4%	
LIBRARY	1.0%		10.1%		0.3%	
GENERAL ADMINISTRATION	5.5%		3.8%		8.9%	
DEPARTMENTAL ADMINISTRATION	14.7%		6.6%		3.4%	
SPONSORED PROJECTS ADMIN	5.8%		2.0%		7.0%	
STUDENT SERVICES			13.6%			
ADMINISTRATIVE COMPONENTS	26.0%	26.0%	26.0%	26.0%	19.3%	19.3%
TOTAL	42.5%	26.0%	54.5%	26.0%	34.5%	19.3%

CONCUR:



(SIGNATURE)

Vice President for Research  
 TITLE

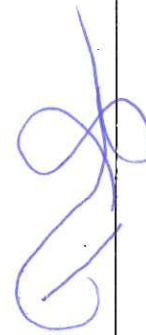
July 26, 2011  
 DATE

EXHIBIT A

MONTANA STATE UNIVERSITY - BOZEMAN  
 PREDETERMINED FACILITIES AND ADMINISTRATIVE RATES  
 FOR THE PERIOD JULY 1, 2012 THROUGH JUNE 30, 2014

	ORGANIZED RESEARCH		INSTRUCTION		OTHER SPON ACTIVITIES	
	ON-CAMPUS	OFF-CAMPUS	ON-CAMPUS	OFF-CAMPUS	ON-CAMPUS	OFF-CAMPUS
BUILDING DEPRECIATION						
INTEREST						
EQUIPMENT DEPRECIATION	2.2%		2.6%		0.8%	
OPERATIONS & MAINTENANCE	1.0%		0.2%		0.7%	
LIBRARY	1.3%		1.6%		-	
GENERAL ADMINISTRATION	12.4%		16.1%		13.4%	
DEPARTMENTAL ADMINISTRATION	1.1%		10.5%		0.3%	
SPONSORED PROJECTS ADMIN		5.5%		3.8%		8.9%
STUDENT SERVICES & ADMIN		14.7%		6.6%		3.4%
ADMINISTRATIVE COMPONENTS		5.8%		2.0%		7.0%
TOTAL	26.0%	26.0%	26.0%	26.0%	19.3%	19.3%
	44.0%	26.0%	57.0%	26.0%	34.5%	19.3%

CONCUR:



(SIGNATURE)

Vice President for Research

TITLE

July 26, 2011

DATE