

## COLLEGES AND UNIVERSITIES RATE AGREEMENT

EIN: 1226000910A1  
 ORGANIZATION:  
 New Jersey Institute of Technology  
 University Heights  
 Newark, NJ 07102-1982

Date: 10/03/2024  
 FILING REF.: The preceding  
 agreement was dated  
 03/29/2024

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.

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### SECTION I: INDIRECT COST RATES

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RATE TYPES:		FIXED	FINAL	PROV. (PROVISIONAL)	PRED. (PREDETERMINED)	
TYPE	<u>EFFECTIVE PERIOD</u>		RATE(%)	LOCATION	APPLICABLE TO	
	FROM	TO				
FINAL	07/01/2022	06/30/2024	53.50	On-Campus NJIT	Research	
FINAL	07/01/2022	06/30/2024	53.70	On-Campus NJIT	Instruction	
FINAL	07/01/2022	06/30/2024	26.00	Off-Campus NJIT	All Programs	
FINAL	07/01/2021	06/30/2023	48.50	On-Campus NJII	Other Sponsored Activities	
FINAL	07/01/2021	06/30/2023	42.10	Off-Campus NJII	Other Sponsored Activities	
FINAL	07/01/2023	06/30/2024	43.00	On-Campus NJII	Other Sponsored Activities	
FINAL	07/01/2023	06/30/2024	42.10	Off-Campus NJII	Other Sponsored Activities	
PRED.	07/01/2024	06/30/2027	50.50	On-Campus NJIT	Research	
PRED.	07/01/2024	06/30/2027	53.70	On-Campus NJIT	Instruction	
PRED.	07/01/2024	06/30/2027	30.00	On-Campus NJIT	Other Sponsored Activities	
PRED.	07/01/2024	06/30/2027	26.00	Off-Campus NJIT	All Programs	
PRED.	07/01/2024	06/30/2027	43.00	On-Campus NJII	Other Sponsored Activities	

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PRED.	07/01/2024	06/30/2027	42.10	Off-Campus NJII	Other Sponsored Activities
PROV.	07/01/2027	Until Amended	50.50	On-Campus NJIT	Research
PROV.	07/01/2027	Until Amended	53.70	On-Campus NJIT	Instruction
PROV.	07/01/2027	Until Amended	30.00	On-Campus NJIT	Other Sponsored Activities
PROV.	07/01/2027	Until Amended	26.00	Off-Campus NJIT	All Programs
PROV.	07/01/2027	Until Amended	43.00	On-Campus NJII	Other Sponsored Activities
PROV.	07/01/2027	Until Amended	42.10	Off-Campus NJII	Other Sponsored Activities

\*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, participant support costs, as well as the portion of each subgrant and subcontract in excess of \$25,000.

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- (1) The Foundation at New Jersey Institute of Technology and the New Jersey Institute of Technology – Combined Rate.
  - (2) New Jersey Innovation Institute (NJII) listed separately from NJIT.

**SECTION I: FRINGE BENEFIT RATES\*\***

<b>TYPE</b>	<b>FROM</b>	<b>TO</b>	<b>RATE(%)</b>	<b>LOCATION</b>	<b>APPLICABLE TO</b>
FIXED	7/1/2023	6/30/2024	60.90	All NJIT	Full-Time Employees General & Education
FIXED	7/1/2023	6/30/2024	36.30	All NJIT	Full-Time Employees Sponsored
FIXED	7/1/2023	6/30/2024	9.50	All NJIT	Part-Time Non-Summer Faculty
FIXED	7/1/2023	6/30/2024	7.20	All NJIT	Doctoral Students
FIXED	7/1/2023	6/30/2024	24.60	All NJII	Full-Time Employees
FIXED	7/1/2023	6/30/2024	9.40	All NJII	Part-Time Employees
FIXED	7/1/2024	6/30/2025	71.70	All NJIT	Full-Time Employees General & Education
FIXED	7/1/2024	6/30/2025	37.00	All NJIT	Full-Time Employees Sponsored
FIXED	7/1/2024	6/30/2025	9.10	All NJIT	Part-Time Non-Summer Faculty
FIXED	7/1/2024	6/30/2025	6.80	All NJIT	Doctoral Students
FIXED	7/1/2024	6/30/2025	24.80	All NJII	Full-Time Employees
FIXED	7/1/2024	6/30/2025	10.30	All NJII	Part-Time Employees
PROV.	7/1/2025	Until Amended	71.70	All NJIT	Full-Time Employees General & Education
PROV.	7/1/2025	Until Amended	37.00	All NJIT	Full-Time Employees Sponsored
PROV.	7/1/2025	Until Amended	9.10	All NJIT	Part-Time Non-Summer Faculty
PROV.	7/1/2025	Until Amended	6.80	All NJIT	Doctoral Students
PROV.	7/1/2025	Until Amended	24.80	All NJII	Full-Time Employees
PROV.	7/1/2025	Until Amended	10.30	All NJII	Part-Time Employees

**\*\* DESCRIPTION OF FRINGE BENEFITS RATE BASE:**

Salaries and wages.

## **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.

(1) The combined indirect cost rates are joint rates and are based on the combined costs of the Foundation at New Jersey Institute of Technology and New Jersey Institute of Technology and should be used when awards are made jointly to these organizations.

(2) The fringe benefit costs for NJIT employees are charged utilizing the State of New Jersey fringe benefit rate for federal funds. This approved rate is contained in the New Jersey State-Wide Cost Allocation Plan. That rate includes the following costs: Pension, SUJ, Health Benefits.

(3) The following additional benefits are covered by the rates listed in Section I of the rate agreement: Medicare, FICA, Tuition Remission, Vision Care, Workers Comp and Lump Sick.

(4) Your next indirect costs proposal (to include NJIT and NJII) based on actual costs for the fiscal year ending 6/30/2026 is due in our office by 12/31/2026.

(5) Your next fringe benefit proposal (to include NJIT and NJII) based on actual costs for the fiscal year ending 6/30/2024 is due in our office by 12/31/2024.

(6) For NJII, all prior carryforwards have been considered in establishing the final indirect rates for FY21 - FY23.

**EQUIPMENT**

Equipment means tangible personal property (including information technology systems) having a useful life of more than one year and a per-unit acquisition cost which equals or exceeds \$5,000.

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### SECTION III: GENERAL

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**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 Title 2 of the Code of Federal Regulations, Part 200 (2 CFR 200), and should be applied to grants, contracts and other agreements covered by 2 CFR 200, 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:**

New Jersey Institute of Technology

(INSTITUTION)

*Catherine Z. Brennan*

(SIGNATURE)

Catherine Z. Brennan

(NAME)

Sr. VP for Finance & CFO

(TITLE)

10/16/24

(DATE)

**ON BEHALF OF THE GOVERNMENT:**

DEPARTMENT OF HEALTH AND HUMAN SERVICES

(AGENCY)

Darryl W. Mayes -S

Digitally signed by Darryl W.

Mayes -S

Date: 2024.10.09 08:58:00 -04'00'

(SIGNATURE)

Darryl W. Mayes

(NAME)

Deputy Director, Cost Allocation Services

(TITLE)

10/03/2024

(DATE)

HHS REPRESENTATIVE: Douglas Molina

TELEPHONE: (212) 264-2069

# Components of Published Facilities and Administrative Cost Rate

**Institution:** New Jersey Institute of Technology  
**FY Covered by Rate:** Fiscal Year Ending 6/30/2023-6/30/2024 Final Rate  
Fiscal Years Ending 6/30/2025-6/30/2027 Predetermined Rates

<u>Rate Component</u>	<u>FY 23-24</u>	<u>FY 25-27</u>
1. a. Depreciation - Bldgs & Improvements	<u>5.00%</u>	<u>4.30%</u>
b. Depreciation - Equipment	<u>4.00%</u>	<u>4.00%</u>
2. Interest	<u>0.40%</u>	<u>0.40%</u>
3. Operation & Maintenance	<u>16.20%</u>	<u>13.90%</u>
4. General Administration	<u>0.00%</u>	<u>0.00%</u> *
5. Departmental Administration	<u>26.00%</u>	<u>26.00%</u> *
6. Sponsored Projects Administration	<u>0.00%</u>	<u>0.00%</u> *
7. Library	<u>1.90%</u>	<u>1.90%</u>
<b>Published On-Campus Rate - <u>Research</u></b>	<b><u>53.5%</u></b>	<b><u>50.5%</u></b>

\* Reflects provisions of Appendix III to Part 200 of Uniform Guidance—Indirect (F&A) Costs Identification and Assignment, and Rate Determination for Institutions of Higher Education (IHEs), C.8. dated December 26, 2013.

Name : Catherine J. Brennan

Title: Sr. VP for Finance & CFO

Date: 10/16/24

# Components of Published Facilities and Administrative Cost Rate

**Institution:** New Jersey Institute of Technology  
**FY Covered by Rate:** Fiscal Years Ending 6/30/2025-6/30/2027 Predetermined Rates

<u>Rate Component</u>	<u>FY 25-27</u>
1. a. Depreciation - Bldgs & Improvements	<u>0.60%</u>
b. Depreciation - Equipment	<u>0.30%</u>
2. Interest	<u>0.10%</u>
3. Operation & Maintenance	<u>2.60%</u>
4. General Administration	<u>0.00% *</u>
5. Departmental Administration	<u>26.00% *</u>
6. Sponsored Projects Administration	<u>0.00% *</u>
7. Library	<u>0.40%</u>
8. Other	<u>0.00%</u>
<b>Publish.On-Campus Rate - <u>Oth. Spons. Activities</u></b>	<b><u>30.0%</u></b>

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## Components of Published Facilities and Administrative Cost Rate

**Institution:** New Jersey Institute of Technology  
**FY Covered by Rate:** Fiscal Year Ending 6/30/2023-6/30/2024 Final Rate  
Fiscal Years Ending 6/30/2025-6/30/2027 Predetermined Rates

<u>Rate Component</u>	<u>FY 23-24</u>	<u>FY 25-27</u>
1. a. Depreciation - Bldgs & Improvements	<u>5.70%</u>	<u>5.70%</u>
b. Depreciation - Equipment	<u>2.40%</u>	<u>2.40%</u>
2. Interest	<u>0.80%</u>	<u>0.80%</u>
3. Operation & Maintenance	<u>13.20%</u>	<u>13.20%</u>
4. General Administration	<u>0.00%</u>	<u>0.00% *</u>
5. Departmental Administration	<u>26.00%</u>	<u>26.00% *</u>
6. Sponsored Projects Administration	<u>0.00%</u>	<u>0.00% *</u>
7. Library	<u>5.60%</u>	<u>5.60%</u>
8. Other	<u>0.00%</u>	<u>0.00%</u>
<b><u>Publish.On-Campus Rate - Instruction</u></b>	<b><u>53.7%</u></b>	<b><u>53.7%</u></b>

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**FY Covered by Rate:** Fiscal Year Ending 6/30/2023-6/30/2024 Final Rate  
Fiscal Years Ending 6/30/2025-6/30/2027 Predetermined Rates

<u>Rate Component</u>	<u>FY 23-24</u>	<u>FY 25-27</u>
1. a. Depreciation - Bldgs & Improvements	<u>0.00%</u>	<u>0.00%</u>
b. Depreciation - Equipment	<u>0.00%</u>	<u>0.00%</u>
2. Interest	<u>0.00%</u>	<u>0.00%</u>
3. Operation & Maintenance	<u>0.00%</u>	<u>0.00%</u>
4. General Administration	<u>0.00%</u>	<u>0.00%</u> *
5. Departmental Administration	<u>26.00%</u>	<u>26.00%</u> *
6. Sponsored Projects Administration	<u>0.00%</u>	<u>0.00%</u> *
7. Library	<u>0.00%</u>	<u>0.00%</u>
8. Other	<u>0.00%</u>	<u>0.00%</u>
<b>Published Off-Campus Rate - <u>All Programs</u></b>	<b><u>26.0%</u></b>	<b><u>26.0%</u></b>

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