



DEPARTMENT OF THE NAVY

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

Agreement Date: June 1, 2017

NEGOTIATION AGREEMENT

INSTITUTION: **Boston VA Research Institute, Inc. (BVARI)**
Boston, MA 02130

The Indirect Cost and Fringe Benefits rates contained herein are for use on grants, contracts, and other agreements with all Federal Agencies of the United States of America, in accordance with the provisions and cost principles mandated by 2 CFR Part 200. These rates shall be used for forward pricing and billing purposes for the Boston VA Research Institute, Inc. Fiscal Years 2016 through 2017. This rate agreement supersedes all previous rate agreements/determinations for Fiscal Years 2016 through 2017.

SECTION I: RATES - TYPE: PROVISIONAL (PROV)

Indirect Rate:

<u>TYPE</u>	<u>FROM</u>	<u>TO</u>	<u>RATE</u>	<u>BASE</u>	<u>APPLICABLE TO</u>	<u>LOCATION</u>
PROV.	1/1/16	12/31/16	31.7%	(a)	All Programs	All
PROV.	1/1/17	12/31/17	31.7%	(a)	All Programs	All

Fringe Benefits Rate:

<u>TYPE</u>	<u>FROM</u>	<u>TO</u>	<u>RATE</u>	<u>BASE</u>	<u>APPLICABLE TO</u>	<u>LOCATION</u>
PROV.	1/1/16	12/31/16	39.0%	(b)	All Programs	All
PROV.	1/1/17	12/31/17	39.0%	(b)	All Programs	All

Intergovernmental Personnel Act (IPA) Rate:

<u>TYPE</u>	<u>FROM</u>	<u>TO</u>	<u>RATE</u>	<u>BASE</u>	<u>APPLICABLE TO</u>	<u>LOCATION</u>
PROV.	1/1/16	12/31/16	4.3%	(c)	IPA Programs	All
PROV.	1/1/17	12/31/17	4.3%	(c)	IPA Programs	All

DISTRIBUTION BASES

- (a) Modified Total Direct Costs (MTDC) consisting of all salaries and wages, fringe benefits, materials and supplies, services, travel, subawards, and study site payments (defined in Section II, paragraph E.2.) up to the first \$25,000 of each subaward and study site payment, regardless of the period covered by the subaward or study site payment.

MTDC does not include equipment, capital expenditures, charges for patient care, rental costs, the portion of each subaward and study site payment in excess of \$25,000, participant support costs or Intergovernmental Personnel Agreement (IPA) costs.

(b) Salaries and wages.

(c) Total Intergovernmental Personnel Act (IPA) Costs consisting of IPA salaries and wages, fringe benefits, travel, conferences and meetings.

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. Acceptance of the rates agreed to herein is predicated upon the following conditions: (1) that no costs other than those incurred by the recipient were included in this indirect cost pool as finally accepted and that such costs are legal obligations of the recipient 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 recipient 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 approval of the authorized representative of the cognizant negotiation agency. 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.

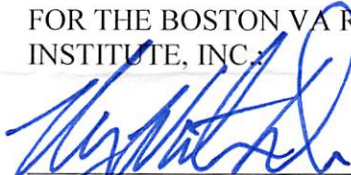
D. USE BY OTHER FEDERAL AGENCIES: The rates set forth in Section I are negotiated in accordance with and under the authority set forth in 2 CFR Part 200. Accordingly, such rates shall be applied to the extent provided in such regulations to grants, contracts, and other agreements to which 2 CFR Part 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. SPECIAL REMARKS:

1. The Government's agreement with the rates set forth in Section I is not an acceptance of the Boston VA Research Institute, Inc. accounting practices or methodologies. Any reliance by the Government on cost data or methodologies submitted by Boston VA Research Institute, Inc. is on a non-precedence-setting basis and does not imply Government acceptance.
2. Study site payments are defined as BVARI directed clinical trial activities at other sites.

Accepted:

FOR THE BOSTON VA RESEARCH
INSTITUTE, INC.



NANCY WATTERSON-DIORIO
Chief Executive Officer

6/1/2017
Date

FOR THE U.S. GOVERNMENT:



BETH A. SNYDER
Contracting Officer

6/8/2017
Date

For information concerning this agreement contact:

Beth Snyder
Office of Naval Research

Phone: (703) 696-5755
E-mail: beth.snyder@navy.mil