



**NATIONAL SCIENCE FOUNDATION**

4201 Wilson Boulevard  
Arlington, VA 22230

*Division of Institution and Award Support  
Room 485  
(703) 292-8244 VOICE  
(703) 292-9171 FAX*

October 17, 2008

Ms. Melissa Miller  
Director, Budget and Finance  
University Corporation for Atmospheric Research  
P.O. Box 3000  
Boulder, CO 80307-3000

Dear Ms. Miller:

The enclosed rate agreement indicates the fixed rates approved by this office effective for the period October 1, 2007 through September 30, 2009. Also enclosed is an approved copy of the FY 2008 approved, and FY 2009 proposed System User Rates for your records.

Please indicate your concurrence with the fixed rates by signing, dating and returning a copy of the agreement to my attention at the above address. If you have any questions; please contact Laurence Dash of my staff at (703) 292-4252.

Sincerely,

A handwritten signature in cursive script, appearing to read "Carol S. Orlando".

Carol S. Orlando,  
Team Lead, Indirect Rates  
Cost Analysis and Audit Resolution Branch  
Division of Institution and Award Support

Enclosure:  
Rate Agreement 0042

NONPROFIT RATE AGREEMENT

EIN #: 84-0412668

NSF INS CODE: 4062600000

ORGANIZATION:

DATE: October 1, 2008

University Corporation for Atmospheric Research  
P.O. Box 3000  
Boulder, CO 80307-3000

FILING REF: The preceding agreement was dated February 15, 2008.

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 II.

**SECTION I: INDIRECT COST RATES**

<u>Type</u>	<u>Effective Period</u>	<u>Rate</u>	<u>Base</u>
<b>Fixed</b>	<b>10/1/07 - 9/30/08</b>		
UCAR G&A		13.4%	(a)
Fringe Benefits			
Casual Employee		10.1%	(b)
Regular Employee		52.5%	(b)
NCAR G&A		53.3%	(c)
UCAR UOP G&A			
Onsite		32.5%	(c)
Offsite		20.9%	(c)
<b>Fixed</b>	<b>10/1/08 - 9/30/09</b>		
UCAR G&A		13.9%	(a)
Fringe Benefits			
Casual Employee		10.9%	(b)
Regular Employee		53.5%	(b)
NCAR G&A		51.9%	(c)
UCAR UOP G&A			
Onsite		32.6%	(c)
Offsite		21.7%	(c)

Rate Application Base

- (a) Total direct costs of each entity excluding equipment purchases, participant support costs, Intergovernmental Personnel Assignments, and subcontract costs exceeding \$25,000 per subcontract per year plus entity G&A before UCAR G&A. (This rate becomes part of the NCAR and UOP entity rates and is generally not proposed separately on grant, contract or cooperative agreement budget proposals.)
- (b) Direct labor excluding paid absences. Casual Employee Rate is applicable to salaries for student assistants/student visitors and other hourly staff that work "on call." Regular Employee Rate is applicable to salaries of "regular" employees.
- (c) Total direct costs excluding equipment purchases, participant support costs, Intergovernmental Personnel Assignments, and subcontract costs exceeding \$25,000 per subcontract per year.

SECTION II: GENERAL TERMS

- A. **LIMITATIONS:** Use of the rates contained in this agreement is subject to any applicable statutory limitations. Acceptance of the rates agreed to herein is predicated upon the conditions that: (1) no costs other than those incurred by the grantee/contractor were included in its indirect cost rate proposal and that such costs are legal obligations of the grantee/contractor, (2) the same costs that have been treated as indirect costs have not been claimed as direct costs, (3) similar types of costs have been accorded consistent treatment, and (4) information provided by the grantee/contractor 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. **AUDIT:** All costs, direct and indirect, Federal, and non-Federal are subject to audit. Adjustments to amounts resulting from audit of the cost allocation plan or indirect cost rate proposal upon which the negotiation of this agreement was based will be compensated for in a subsequent negotiation.
- C. **ACCOUNTING CHANGES:** The rates contained in this agreement are based on the accounting system in effect at the time the proposal was prepared and the rates were negotiated. Changes to the method of accounting which effect the amount of reimbursement resulting from the use of these rates require the prior approval of this office. Failure to obtain such approval may result in subsequent cost disallowances.
- D. **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.
- E. **NOTIFICATION TO FEDERAL AGENCIES:** Copies of this document may be provided to other Federal offices as a means of notifying them of the rates agreed to herein.

BY THE ORGANIZATION:  
 University Corporation for Atmospheric  
 Research (UCAR)  
 \_\_\_\_\_  
 (Organization)

*M Kathryn S. Schmoll*  
 \_\_\_\_\_  
 (Signature)

**M Kathryn S. Schmoll**  
 \_\_\_\_\_  
 (Name) **Vice President**  
**Finance & Administration**

\_\_\_\_\_  
 (Title)

*October 23, 2008*  
 \_\_\_\_\_  
 (Date)

ON BEHALF OF THE FEDERAL GOVERNMENT:  
 National Science Foundation  
 \_\_\_\_\_

(Agency)  
*Carol S. Orlando*  
 \_\_\_\_\_  
 (Signature)

**Carol Orlando**  
 \_\_\_\_\_  
 (Name)  
**Team Lead, Indirect Rates**  
**CAAR/DIAS/BFA**

\_\_\_\_\_  
 (Title)

*Oct. 17, 2008*  
 \_\_\_\_\_  
 (Date)

NSF Negotiator: Laurence Dash  
 Telephone: (703) 292-4252  
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