



DEPARTMENT OF HEALTH & HUMAN SERVICES

Program Support Center
Financial Management Portfolio
Cost Allocation Services

5600 Fishers Lane
Rockville, MD 20852

August 27, 2025

John Maher, PhD
Vice President for Research, Marshall University
Executive Director, Marshall University Research Corporation
Marshall University
One Marshall Drive
Huntington, WV 25755

Dear Dr. Maher:

A copy of an indirect cost rate agreement is being sent to you for signature. This agreement reflects an understanding reached between your organization and a member of my staff concerning the rate(s) that may be used to support your claim for indirect costs on grants and contracts with the Federal Government.

In addition, both parties agree that the differences between the fixed and actual fringe benefit costs for the fiscal year ended 06/30/2024 are:

- Under-recovery of \$5,418,216 applicable to Marshall University Full-Time
- Over-recovery of \$105,105 applicable to Marshall University Part-Time
- Under-recovery of \$49,936 applicable to MU Research Corporation Full-Time
- Over-recovery of \$73,634 applicable to MU Research Corporation Part-Time

These amounts are included in your fixed fringe benefit rates for the fiscal year ending 06/30/2026 which are listed in the attached Rate Agreement.

To indicate your concurrence with the understanding cited above, please have this letter and the attached agreement signed by an authorized representative of your organization and return within ten business days of receipt. The signed letter and agreement can be sent to me by email, while retaining copies for your files. Only when the signed agreement is returned, will we then reproduce and distribute the agreement to the appropriate awarding organizations of the Federal Government for their use.

A fringe benefit cost proposal, together with the supporting information, is required to substantiate your claim for fringe benefit costs under grants and contracts awarded by the Federal Government. Therefore, your next fringe benefit proposal based on actual costs for the fiscal year ending 06/30/2025 is due in our office by 12/31/2025.

Cost Allocation Services has a new system named Indirect Cost Allocation System (ICAS) that will replace our resource mailbox for accepting indirect cost proposals. Please use the following link to submit your next indirect cost rate proposals: <http://portal.icas.hhs.gov>. All future certifications and transmittal letters will be signed and transmitted within the new system using DocuSign.

Sincerely,

Olulola O.

Oluborode -S


Digitally signed by
Olulola O. Oluborode
-S
Date: 2025.09.15
09:12:33 -04'00'

Olulola Oluborode, Acting Director
Cost Allocation Services

Enclosure

CONCURRENCE:

Marshall University
(Institution)


(Signature)

John M. Maher
(Name)

Vice President for Research
(Title)

9/16/25
(Date)

PLEASE SIGN AND RETURN THE NEGOTIATION AGREEMENT BY EMAIL.

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 indirect cost pool 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 indirect 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 indirect 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 indirect 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 indirect costs allocable to these programs.

BY THE INSTITUTION:

Marshall University

(INSTITUTION)

(SIGNATURE)

John M. Maher

(NAME)

Vice President for Research

(TITLE)

(DATE)

ON BEHALF OF THE GOVERNMENT:

DEPARTMENT OF HEALTH AND HUMAN SERVICES

(AGENCY)

Olulola O.

Oluborode

(SIGNATURE)

Olulola Oluborode

(NAME)

Director, Cost Allocation Services

(TITLE)

08/27/2025

(DATE)

HHS REPRESENTATIVE: Stephen Hobday

TELEPHONE:

(301) 492-4855

NONPROFIT RATE AGREEMENT

EIN: 1550683361A1
ORGANIZATION:
Marshall University
209 Old Main
400 Hal Greer Boulevard
Huntington, WV 25755-4000

Date: 08/27/2025
FILING REF.: The preceding
agreement was dated
03/19/2025

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)					
TYPE	<u>EFFECTIVE PERIOD</u>		RATE(%)	LOCATION	<u>APPLICABLE TO</u>
	<u>FROM</u>	<u>TO</u>			
FINAL	07/01/2022	06/30/2024	48.00	On-Campus	Organized Research
PRED.	07/01/2024	06/30/2025	48.00	On-Campus	Organized Research
PRED.	07/01/2025	06/30/2028	47.50	On-Campus	Organized Research
FINAL	07/01/2022	06/30/2024	26.00	Off-Campus	Organized Research
PRED.	07/01/2024	06/30/2028	26.00	Off-Campus	Organized Research
FINAL	07/01/2022	06/30/2024	48.80	On-Campus	Instruction
PRED.	07/01/2024	06/30/2025	48.80	On-Campus	Instruction
PRED.	07/01/2025	06/30/2028	54.00	On-Campus	Instruction
FINAL	07/01/2022	06/30/2024	26.00	Off-Campus	Instruction
PRED.	07/01/2024	06/30/2028	26.00	Off-Campus	Instruction
FINAL	07/01/2022	06/30/2024	30.00	On-Campus	Other Sponsored Activities
PRED.	07/01/2024	06/30/2025	30.00	On-Campus	Other Sponsored Activities
PRED.	07/01/2025	06/30/2028	39.00	On-Campus	Other Sponsored Activities
FINAL	07/01/2022	06/30/2024	26.00	Off-Campus	Other Sponsored Activities
PRED.	07/01/2024	06/30/2028	26.00	Off-Campus	Other Sponosred Activities
PROV.	07/01/2028	Until Amended			Use same rates and conditions as those cited for fiscal year ending June 30, 2028

*BASE

For all awards issued on or prior to 06/30/2025, the base is modified total direct costs, consisting of all direct salaries and wages, applicable fringe benefits, materials and supplies, services, travel and up to the first \$25,000 of each subaward (regardless of the period of performance of the subawards under the award). Modified total direct costs shall exclude equipment, capital expenditures, charges for patient care, rental costs, tuition remission, scholarships and fellowships, participant support costs and the portion of each subaward in excess of \$25,000. Other items may only be excluded when necessary to avoid a serious inequity in the distribution of indirect costs, and with the approval of the cognizant agency for indirect costs.

For all awards issued on or subsequent to 07/01/2025, the base is modified total direct costs, consisting of all direct salaries and wages, applicable fringe benefits, materials and supplies, services, travel and up to the first \$50,000 of each subaward (regardless of the period of performance of the subawards under the award). Modified total direct costs shall exclude equipment, capital expenditures, charges for patient care, rental costs, tuition remission, scholarships and fellowships, participant support costs and the portion of each subaward in excess of \$50,000. Other items may only be excluded when necessary to avoid a serious inequity in the distribution of indirect costs, and with the approval of the cognizant agency for indirect costs.

SECTION I: FRINGE BENEFIT RATES**

TYPE	FROM	TO	RATE(%)	LOCATION	APPLICABLE TO
FIXED	7/1/2024	6/30/2025	24.97	All	Full-Time (1)
FIXED	7/1/2024	6/30/2025	16.22	All	Part-Time (1)
FIXED	7/1/2024	6/30/2025	25.85	All	Full-Time (2)
FIXED	7/1/2024	6/30/2025	4.55	All	Part-Time (2)
FIXED	7/1/2025	6/30/2026	32.09	All	Full-Time (1)
FIXED	7/1/2025	6/30/2026	11.76	All	Part-Time (1)
FIXED	7/1/2025	6/30/2026	28.79	All	Full-Time (2)
FIXED	7/1/2025	6/30/2026	7.12	All	Part-Time (2)
PROV.	7/1/2026	Until Amended			Use same rates and conditions as those cited for fiscal year ending June 30, 2026.

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

Salaries and Wages.

Fringe Benefit Applicability:

- (1) Marshall University Employees
- (2) Marshall University Research Corporation Employees

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:

The costs of vacation, holiday, sick leave pay and other paid absences are included in the organization's fringe benefit rate and are not included in the direct cost of salaries and wages. Claims for direct salaries and wages must exclude those amounts paid or accrued to employees for periods when they are on vacation, holiday, sick leave or are otherwise absent from work.

OFF-CAMPUS DEFINITION: The off-campus rate will apply for all activities: a) Performed in facilities not owned by the institution and where these facility costs are not included in the F&A pools; or b) Where rent is directly allocated/charged to the project(s). Grants or contracts will not be subject to more than one F&A cost rate. If more than 50% of a project is performed off-campus, the off-campus rate will apply to the entire project.

Off-Campus – all locations outside commuting distance from the University.

Fringe Benefits include: FICA, medical insurance, dental and vision insurance, life insurance, workers' compensation, unemployment compensation, retirement, paid annual leave, and tuition waivers.

Up to and including 06/30/2025, 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.

Effective 07/01/2025, 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 \$10,000.

The rates in this rate agreement were reviewed in compliance with the HHS and NIH Grants Policy Statement applying a Salary Rate Limit (SRL) to indirect cost salaries & wages not exceeding the Executive Level II rate contained in the HHS Appropriations Act.

Rates in this Agreement are applicable to grants and contracts of Marshall University and Marshall University Research Corporation (EIN #55-0683361).

This Rate Agreement updates the Fringe Benefits section only.

The next F&A rate proposal for the fiscal year ending 06/30/2027 is due in our office by 12/31/2027.