

**FEDERAL AWARDEE ELECTION OF
10 PERCENT DE MINIMIS INDIRECT COST RATE**

ORGANIZATION:
Malama Learning Center
P.O. Box 1662
Honolulu, HI 96806

DATE: July 10, 2018

10 PERCENT DE MINIMIS INDIRECT COST RATE

<u>NAME</u>	<u>EFFECTIVE PERIOD</u>		<u>RATE</u>	<u>BASE</u>
	<u>FROM</u>	<u>TO</u>		
INDIRECT COSTS	07/10/18	UNTIL AMENDED	10%	(A)

Rate Application Base:

(A) Modified Total Direct Costs (MTDC). MTDC means 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). MTDC excludes 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.

NOTES & GENERAL TERMS

APPLICABILITY AND TYPE OF RATE: The 10 percent de minimis rate is for use on grants, contracts and other agreements with the Federal government to which 2 CFR Part 200 (Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards) applies. Once elected, the 10 percent de minimis rate must be used consistently for all Federal awards received by the non-Federal entity until such time as the non-Federal entity chooses to negotiate for a rate.

COGNIZANT AGENCY DETERMINATION: Issuance of the 10 percent de minimis rate does not infer cognizance. Rather, cognizance will be determined upon the Federal government's receipt of a request to establish a Negotiated Indirect Cost Rate Agreement (NICRA).

LIMITATIONS: Use of the 10 percent de minimis rate is subject to any applicable contractual or grant limitations. Acceptance of the 10 percent de minimis rate is predicated upon the following conditions: (1) the non-Federal entity has never received a Negotiated Indirect Cost Rate Agreement (NICRA) from a Federal agency and is therefore eligible for the 10 percent de minimis rate; (2) that no costs other than those incurred by the non-Federal entity will be recovered by using the 10 percent de minimis rate and such costs are legal obligations of the

non-Federal entity; (3) that the same costs that have been treated as indirect costs have not been claimed as direct costs; and (4) that similar types of costs have been accorded consistent treatment.

AUDIT: All costs, direct and indirect, Federal, and non-Federal are subject to audit. As a result, adjustments to grants and contracts may result from audits.

NOTIFICATION TO FEDERAL AGENCIES: Copies of this document may be provided to other Federal offices as a means of notifying them of the non-Federal entity's election of the 10 percent de minimis rate.

ORGANIZATION:
Malama Learning Center

BY THE ORGANIZATION:

ON BEHALF OF THE FEDERAL
GOVERNMENT:

Malama Learning Center

Shirley Swinney

(Signature)

Shirley Swinney

(Name)

President

(Title)

July 26, 2018

(Date)

U.S. Department of Agriculture
APHIS

Sarita Watts

(Signature)

Sarita Watts

(Name)

Acting MRP, Chief Financial Officer

(Title)

8/8/18

(Date)

Telephone: (202) 720-1733