

In accordance with 2 C.F.R. 200.414(c)(1), a Federal awarding agency may use an indirect cost rate different from the negotiated rate for a class of Federal awards or a single Federal award only when required by Federal statute or regulation, or when approved by a Federal awarding agency head or delegate based on documented justification as described in 2 C.F.R. § 200.414(c)(3). The following programs have been approved by the head of the respective Department of Commerce awarding agency to use a rate that deviates from the Federally negotiated indirect cost rate agreements:

1. National Institute of Standards and Technology (NIST) Summer Undergraduate Research Program (SURF) Program;
2. NIST Summer Institute for Middle School Science Teachers (SI) Program;
3. NIST Research Experience for Teachers (RET) Program;
4. NIST Small Business Innovation Research (SBIR) Program;
5. NIST Joint Institute for Laboratory (JILA) Institutional Cooperative Agreement;
6. International Trade Administration (ITA) Market Development Cooperator Program (MDCP);
7. National Oceanic and Atmospheric Administration (NOAA) Cooperative Science Center (CSC);
8. NOAA Fisheries Service – Pacific Coastal Salmon Recovery Fund Program;
9. NOAA Cooperative Institutes (CI) Program; and
10. NOAA Cooperative Ecosystem Studies Unit (CESU).

Additional information regarding the NIST programs listed above may be found at:

- i. the NIST OAAM/GMD website <http://www.nist.gov/director/grants/index.cfm>; and
- ii. the federal funding opportunity notice prior to each competition.

Additional information regarding the ITA program listed above may be found at:

- i. the MDCP website <http://trade.gov/mdcp/>; and
- ii. the federal funding opportunity notice prior to each competition.

Additional information regarding the NOAA programs listed above may be found at:

- i. the NOAA GMD website at: <http://www.ago.noaa.gov/grants/policy.html>; and
- ii. the federal funding opportunity notice prior to each competition.

Questions about these deviations may be directed to John Geisen at (202) 482-0602.