



State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

MANAGEMENT AND BUDGET

DIVISION OF BUDGET AND FINANCIAL OPERATIONS

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SHAWN M. LATOURETTE

Commissioner

January 29, 2024

Jacqueline Smith
National Policy, Training and Compliance Division
Office of Grants and Debarment
US Environmental Protection Agency
1200 Pennsylvania Avenue, NW
MC 3903R
Washington, DC 20460

Dear Ms. Smith:

Enclosed is the executed Indirect Cost Negotiation Agreement that establishes the fixed indirect cost rate for the New Jersey Department of Environmental Protection (NJDEP) for State Fiscal Year 2023.

If you have any questions or need further information, please call Matthew Parsons at (609) 940-4044.

Sincerely,

Stephen C. Matis

Stephen Matis, Director

Division of Budget and Financial Operations



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460
COGNIZANT AGENCY
NEGOTIATION AGREEMENT

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State of New Jersey
Department of Environmental Protection
Trenton, New Jersey

Date: January 23, 2024
Filing Ref: August 11, 2023

The indirect cost rates contained herein are for use on grants and contracts with the Federal Government to which Office of Management and Budget Circular 2 CFR Part 200 applies, subject to the limitations contained in the Circular and in Section II, A below.

SECTION I: RATES

<u>Type</u>	<u>Effective Period</u>		<u>Rate</u>	<u>Base</u>
	<u>From</u>	<u>To</u>		
Fixed	7/1/2023	6/30/2024	19.50%	(a)

Basis for Application

(a) Direct salaries and wages plus applicable fringe benefits.

Treatment of Fringe Benefits: Fringe benefits applicable to direct salaries and wages are treated as direct costs in accordance with rates negotiated between the State of New Jersey and the U.S. Department of Health and Human Services.

SECTION II: GENERAL

A. LIMITATIONS: The rates in this Agreement are subject to any statutory and 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 department/agency or allocated to the department/agency by an approved cost allocation plan were included in the indirect cost pool as finally accepted; such costs are legal obligations of the department/agency and are allowable under governing cost principles; (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 accounting treatment; and (4) The information provided by the department/agency 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. CHANGES. The fixed rate contained in this agreement is based on the organizational structure and the accounting system in effect at the time the proposal was submitted. Changes in the organizational structure or changes in the method of accounting for costs which affect the amount of reimbursement resulting from use of the rate in this agreement, require the prior approval of the authorized representative of the responsible negotiation agency. Failure to obtain such approval may result in subsequent audit disallowances.

D. NOTIFICATION TO FEDERAL AGENCIES: Copies of this document may be provided to other Federal agencies as a means of notifying them of the agreement contained herein.

E. SPECIAL REMARKS: Please confirm your acceptance of the terms of the indirect cost rate agreement by signing and returning this letter to me. Please retain a copy for your records.

ACCEPTANCE

The undersigned official warrants
that he/she has the proper authority
to execute this agreement on
the behalf of the State Agency:

By the Federal Agency:

Stephen C. Matis Digitally signed by Stephen C.
Matis
Date: 2024.01.29 09:03:46 -05'00'

(Signature)

Stephen C. Matis

(Name)

Director, Budget & Financial Operations

(Title)

NJ Department of Environmental Protection

(Agency)

1/29/24

(Date)

JACQUELINE SMITH Digitally signed by JACQUELINE
SMITH
Date: 2024.01.23 15:16:42 -05'00'

(Signature)

Jacqueline Smith, Rate Negotiator
National Policy, Training and
Compliance Division
U.S. Environmental Protection
Agency

Negotiated by: Jacqueline Smith
Telephone: (202) 564-5055