

# 2018 LARGE FACILITIES WORKSHOP

**Cooperative Agreement  
Modifications and Supplemental Financial & Administrative Terms and  
Conditions for Major Multi-User Research Facility Projects and  
Federally Funded Research and Development Centers  
(CA-MSFATC)**

**- Effective March 1, 2018**



APRIL 30 – MAY 2 / ALEXANDRIA, VA / NATIONAL SCIENCE FOUNDATION

# Modifications and Supplemental Terms

**TERMS AND CONDITIONS**



**HAVE BEEN UPDATED!**

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# Modifications and Supplemental Terms

- What are the Cooperative Agreement Modifications and Supplemental Financial & Administrative Terms and Conditions for Major Multi-User Research Facility Projects and Federally Funded Research and Development Centers?
  - The Cooperative Agreement Supplemental Financial & Administrative Terms and Conditions for Managers of Large Facilities.
  - Supplemental Financial & Administrative Terms and Conditions for Managers of Federally Funded Research and Development Centers.
  - Award terms which were previously included in the Award Specific Terms but which applied to most large facility awards.
  - New supplemental terms based on new legislation or other requirements.
  - Terms removed which have been included in the broader NSF Cooperative Agreement Financial & Administrative Terms and Conditions.

# Modifications and Supplemental Terms

- Where do the these new Modification and Supplemental Terms fit in the big Term & Conditions picture?

Federal Uniform Guidance (2 CFR 200)

Cooperative Agreement Financial & Administrative Terms and Conditions

Modifications and Supplemental Financial & Administrative Terms and Conditions for Major Multi-User Research Facility Projects and Federally Funded Research and Development Centers

Award Specific Terms and Conditions

Programmatic Terms and Conditions

# Modifications and Supplemental Terms

SAME SAME  
BUT DIFFERENT

# Modifications and Supplemental Terms

- Modified CA-FATC Terms applied to all Major Facilities & FFRDC's
  - Prior Approval Requirements
    - Extended Prior written approval requirements to each CSA, unless modified by the award specific terms and conditions.
  - Suspension or Termination
    - Changes the date from 30 days to 120 days to submit a summary of progress under the award and an itemized accounting of costs incurred prior to the termination date.
  - Liability
    - Added more requirements for liability and insurance coverage, what NSF will reimburse, and when to inform NSF of any suit or action filed, or claim made against the recipient.

# Modifications and Supplemental Terms

## ■ Removed Terms

### ● Equipment

- NSF-Owned Equipment and Real Property replaced the previous Equipment term and now only supplements what is in the CA-FATCs.

### ● Subawards, Subcontracts or other Contractual Arrangements

- The requirements for all subawards are now covered in the PAPPG and in the CA-FATC in Article 8, Significant Project Changes. A new clause for Contracts above \$250K has been added to the Modifications and Supplemental Financial & Administrative Terms and Conditions for Major Multi-User Research Facility Projects and Federally Funded Research and Development Centers.

# Modifications and Supplemental Terms

## ■ Supplemental Terms

- Other Funding
- Contract Requirements
- Incurred Cost Submissions of Financial Expenditure Data
- NSF Owned Equipment and Real Property
- Financial Statements Disclosure of NSF-Owned Property
- Notification of Property Damage
- Software Development
- Rights in Data Necessary for the Operation and Management of the Facility
- Health and Safety
- Notice to the Government of Labor Disputes
- Energy Conservation
- Environmental Compliance



# Modifications and Supplemental Terms

- Additional Supplemental Terms for FFRDC's only
  - Authorization and Consent
  - Radio Frequency Assignments
  - General Services Administration Sources of Supply
  - Non-Renewal of the Cooperative Agreement
  - Motor Vehicle Management

# Modifications and Supplemental Terms



# Modifications and Supplemental Terms

## ■ Information

- Updates to the CA-MSFATC for Facilities and FFRDCS are on an Annual Basis usually in January of each year to coincide with updates to the CA-FATC.
- Updated CA-MSFATC for Facilities and FFRDCS are generally incorporated into awards with the first funded award action after a new set of terms is issued.
- Where can I review NSF's Terms & Conditions for Cooperative Agreements
  - [https://www.nsf.gov/awards/managing/co-op\\_conditions.jsp](https://www.nsf.gov/awards/managing/co-op_conditions.jsp)
- For comments, edits or revisions, contact:
  - Eddie Whitehurst
  - Deputy Branch Chief, Cooperative Support Branch
  - [EDDWHITE@nsf.gov](mailto:EDDWHITE@nsf.gov) or 703-292-2292

# Signage and Branding of NSF Major Facilities

## ■ Proposed Modification of Article 28, Publications, in the CA-FATC

Article 28. Publications, is deleted in its entirety and replaced with the following:

### a. Acknowledgment of Support

The awardee is responsible for assuring that an acknowledgment of NSF support:

1. is made in any publication (including presentations and World Wide Web sites) of any material based on or developed under this award, in the following terms:

"This material is based upon work supported by the [FACILITY NAME] which is a major facility funded by the National Science Foundation." [NSF Logo]

And for facilities supported entirely by NSF:

"This material is based upon work supported by NSF's [FACILITY NAME] which is a major facility fully funded by the National Science Foundation." [NSF Logo]

2. is orally acknowledged during all media interviews including, but not limited to, social media, radio and television.

# Signage and Branding of NSF Major Facilities

## b. Public Relations Activities and News Releases:

1. The awardee must consult with the cognizant NSF Program Officer or his/her designee prior to any events or public relations activities concerning the NSF-supported activities under the CA; including providing an advance copy of any news or press releases concerning NSF-supported activities prior to issuance.

2. The awardee must provide reasonable advance notification of any media or Congressional inquiries.

## c. Disclaimer

The awardee is responsible for assuring that every publication of material (Including World Wide Web pages) based on or developed under this award, except scientific articles or papers appearing in scientific, technical or professional journals, contains the following disclaimer:

"The [FACILITY] is supported by the National Science Foundation. Any opinions, findings and conclusions or recommendations expressed in this material do not necessarily reflect the views of the National Science Foundation."

# Signage and Branding of NSF Major Facilities

## d. Copies for NSF

The awardee is responsible for assuring that the cognizant NSF Program Officer is provided access to, either electronically or in paper form, a copy of every publication of material based on or developed under this award, clearly labeled with the award number and other appropriate identifying information, promptly after publication.

## e. Signage

Facility signage must be in accordance with the guidance given at [Link provided by OLPA]. The awardee must consult with the NSF Program Officer on the final design and placement of any building or site signage; particularly in instances where inter-agency or inter-national partnerships exist.

# Modifications and Supplemental Terms

**FLAME RETARDANT WAS REQUIRED**



**IN THE TERMS AND CONDITIONS**