



## **REVISION OF THE NATIONAL SCIENCE FOUNDATION (NSF) INTERNATIONAL RESEARCH TERMS AND CONDITIONS**

**EFFECTIVE September 1, 2021**

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Effective September 1, 2021, new international research grants and funding amendments to existing NSF international research grants will begin referencing, and are subject to, the *International Research Terms and Conditions* (IRTC) dated 09/01/2021.

Unless otherwise noted in a specific article, the *International Research Terms and Conditions* apply to all new international research grants and funding amendments to existing NSF international research grants awarded on or after -9/01/2021.

A summary of the changes is included below. Any questions regarding these changes may be directed to the Policy Office, Division of Institution and Award Support, at [policy@nsf.gov](mailto:policy@nsf.gov).

### **Significant Changes to the NSF International Research Terms and Conditions, dated 9/01/2021**

- **Project Changes, Article 8.** This article has been revised for consistency with the Uniform Guidance. The grantee is required to obtain NSF prior written approval for any project change (such as subawarding or transferring part of an NSF award after an award has been made) specified in Article 2, Prior Approval Requirements. The language in Article 1.d.4 also has been revised to reflect this change
- **Project Reporting Requirements, Article 14.** This article has been updated in accordance with 2 Code of Federal Regulation (CFR) §200.344(i) to reflect that if the grantee does not submit all performance reports within one year of the period of performance end date, NSF must report the grantee's material failure to comply with the terms and conditions of the award with the Office of Management and Budget-designated integrity and performance system (currently Federal Awardee Performance and Integrity Information System (FAPIS)). NSF may also pursue other enforcement actions per 2 CFR §200.339.
- **Reporting Subawards and Executive Compensation, Article 17.** This article has been revised in accordance with 2 CFR Appendix A to Part 170.
- **System for Award Management and Universal Identifier Requirements, Article 18.** This article has been revised in accordance with 2 CFR Appendix A to Part 25.

- **Termination and Enforcement, Article 28.** Consistent with 2 CFR §200.340, this article has been updated to emphasize the ability of the Federal awarding agency to terminate Federal awards, to the greatest extent authorized by law, when the Federal award no longer effectuates the program goals or Federal awarding agency priorities
- **Notification Requirements Regarding Sexual Harassment, Other Forms of Harassment, or Sexual Assault, Article 37.** This new term and condition implements NSF's policy regarding sexual harassment, other forms of harassment, or sexual assault. Grantee organizations are required to notify NSF of any findings/determinations of sexual harassment, other forms of harassment, or sexual assault regarding an NSF funded Principal Investigator (PI) or co-PI.

Grantees also are required to notify NSF if the PI or co-PI is placed on administrative leave or if the grantee has imposed any administrative action on the PI or any co-PI relating to any finding/determination or an investigation of an alleged violation of grantee policies or codes of conduct, statutes, regulations, or executive orders relating to sexual harassment, other forms of harassment, or sexual assault. This term and condition specifies the procedures that will be followed by NSF upon receipt of a notification.

- **Post-award Disclosure of Current Support and In-Kind Contribution Information, Article 38.** This entirely new article establishes a post-award disclosure requirement of undisclosed current support and in-kind contribution information. If an organization discovers that a PI or co-PI on an active NSF grant failed to disclose current support or in-kind contribution information as part of the proposal submission process, the Authorized Organizational Representative must submit the information outlined in the article within 30 calendar days of the identification of the undisclosed current support or in-kind contribution.
- **Section 889 of the *National Defense Authorization Act (NDAA) for Fiscal Year (FY) 2019, Article 39.*** Consistent with 2 CFR §200.216 and §200.471, this new article prohibits the use of Federal assistance funding on certain telecommunications and video surveillance services or equipment.

**Clarifications and Other Changes to the NSF International Research Terms and Conditions, dated 09/01/2021**

- **Overall Document.** Throughout the document, websites and references have been updated for consistency with 2 CFR §200, the *Proposal and Award Policies and Procedures Guide*, and to reflect current information.
- **Pre-award Costs, Article 3.** This article has been updated in accordance with 2 CFR §200.458. If pre-award costs are charged to the grant, these costs must be charged to the initial budget period, unless otherwise specified in the award notice.
- **Equipment, Article 6.** This article has been revised to apply to all NSF grantees and connects the title to the property in trust requirement, consistent with 2 CFR §200.316.
- **Project Changes, Article 8.** Flow down provisions for subrecipients have been updated for consistency with the revisions made throughout the document.
- **Rearrangement and Reconversion Costs, Article 10.** This article has been updated to include costs incurred for alteration of facilities as allowable indirect costs.
- **Recipient Integrity and Performance Matters, Article 36.** This article has been revised to remind recipients of NSF responsibilities to report a grantee's failure to submit all required reports in FAPIIS as specified in Article 14.