

Florida Atlantic University

Regulation 2.005 Sponsored Research Exemptions.

(1) General Information: 1004.22, Florida Statutes, allows the University, in particular instances, to exempt the purchase of materials, supplies, equipment or services for research purposes from the general purchasing requirements of Chapter 287, Florida Statutes. Additionally, Florida Statutes provides that the operation of divisions of sponsored research and the conduct of the sponsored research program are expressly exempted from the provisions of any other laws or portions of laws in conflict with that provision and that they are (subject to the requirements of 1004.22 Florida Statutes)

writing by the prime contractor or granting agency in accordance with the provisions of the prime contract or grant award.

b. The purchase of specific goods, services or both from a certain vendor is demonstrated to be more efficient or expeditious for conducting the research (based on compatibility, availability or the current capabilities of the Principal Investigator and staff) or meet the time requirements of the prime contract or grant award, or is mandated by scientific or technical requirements, or is at a cost below industry norms, or otherwise meets the statutory requirements of "necessary for the efficient or expeditious prosecution of a research project." The specific criteria relied upon must be fully explained.

(b) Advance payments are required. If the vendor requires an advance payment and it is demonstrated that such payment is necessary to fund extensive start-up costs, realize discounts or cost savings, or create adequate cash flow in order to provide required goods or services, an exemption shall be requested. The Principal Investigator shall be responsible for determining that all goods, services or both, for which an advance payment has been made, are received and that they are satisfactory.

(4) Exemption shall be granted if the criteria are satisfied.

Specific Authority 240.227(1) FS. Law Implemented 240.241(9), (12) FS. History—New 12-11-94. Formerly 6C5-2.005.

