

**Memorandum**

To: University Research Community

From: Roberto M. Gutierrez  
Assistant Vice President for Research  
Office of Research and Economic Development

Subj.: Salary Limitation for NIH Grants, Cooperative Agreements and Contracts

Date: February 21, 2022

Since 1990 Congress has legislatively mandated a limitation on direct salary for individuals under NIH grant, cooperative agreement and contract awards (collectively referred to here as a NIH grants). The mandate appears in the annual appropriation act that provides authority for the NIH to incur obligations for a given Fiscal Year (FY).

At this time, NIH has not received a federal FY 2022 appropriation and is operating under a Continuing Resolution, the "Continuing Appropriations Act, 2022" (Public Law 117-70), that applies the terms and conditions of the Consolidated Appropriations Act of 2021. The Consolidated Appropriations Act of 2021 restricts the amount of direct salary on NIH grants to Executive Level II of the Federal Executive pay scale. The federal Office of Personnel Management updated the salary level for the Executive Pay Scale Level II to \$203,700 effective January 2, 2022.

The NIH 12 month appointment salary cap will be \$203,700. The NIH salary cap for nine month appointments will be prorated to \$152,190.

For a historical record of the NIH salary cap, including effective dates, please see [https://grants.nih.gov/grants/policy/salcap\\_summary.htm](https://grants.nih.gov/grants/policy/salcap_summary.htm).

Additional information regarding the NIH salary cap increase for this federal fiscal year is available at <https://grants.nih.gov/grants/guide/notice-files/NOT-OD-22-076.html>

If you have any questions about this notice from the NIH then please contact your Office of Research and Economic Development representative (<http://research.fiu.edu/ored/staff-directory/>) at 305-348-2494 for further assistance.