

Memorandum

To: University Research Community

From: Roberto M. Gutierrez, Associate Vice President for Research

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

Date: February 13, 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).

The Consolidated Appropriations Act, 2023 (Public Law 117-328), signed into law on December 29, 2022 restricts the amount of direct salary to Executive Level II of the Federal Executive pay scale. The Office of Personnel Management recently released new salary levels for the Executive Pay Scale. Effective January 1, 2023, the salary limitation for Executive Level II is \$212,100.

The NIH 12 month appointment salary cap will be \$212,100. The NIH salary cap for nine month appointments will be prorated to \$158,466.

For a historical record of the NIH salary cap, including effective dates, please see 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-23-056.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.