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# BAA Process

**DARPA  
Contracts Management Office (CMO)**

# BAA PROCESS

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- Description contained in FAR Part 35
- For the acquisition of basic and applied research
- Shall only be used when “meaningful proposals with varying technical/scientific approaches can be reasonably anticipated.”
- Instructions are detailed in the BAA (Follow closely)
- **Following the proposal instructions assists the evaluation team to clearly understand what is being proposed and supports a timely negotiation**

# BAA PROCESS

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- EVALUATION/AWARD
  - Government reserves the right to select for award all, some, or none of the proposals received and to award without discussions
  - No common Statement of Work - Proposals evaluated on individual merit and relevance as it relates to the stated research goals/objectives rather than against each other
  - Only a duly authorized Contracting Officer may obligate the Government

# BAA PROCESS

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- Be aware:
  - Organizational Conflict of Interest & Procurement Integrity (IPA, SETA/Performer, Other)
  - Central Contractor Registration (CCR), Online Representations and Certifications Application (ORCA), & Wide Area Workflow (WAWF)
  - Export Control language (ITAR, EAR)
  - Small Business Subcontracting Plan Requirements



# BAA PROCESS

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- COMMUNICATIONS
  - After Issuing the BAA –  
ALL questions to [DARPA-BAA-12-35@darpa.mil](mailto:DARPA-BAA-12-35@darpa.mil)
  - After Receipt of Proposals – Government (PM/PCO) may communicate with proposers to understand the meaning of some aspect of the proposal that is not clear or to obtain confirmation or substantiation of a proposed approach, solution, or cost estimate
  - Informal feedback may be provided once selection(s) are made

# BAA PROCESS

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- Subcontracting Research and Development
- “Since the selection of R&D contractors is substantially based on the best scientific and technological sources, it is important that the contractor not subcontract technical or scientific work without the contracting officer’s advance knowledge.”
- All subcontractor supporting cost documentation to be provided at the same level as that of the prime



# Applicant Eligibility

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- All interested/qualified sources may respond
- Foreign participants/resources may participate to the extent authorized by applicable Security Regulations, Export Laws, etc.
- Government agencies/labs, FFRDC's, are subject to applicable direct competition limitations

# Applicant Eligibility

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- Government agencies/labs, FFRDCs cannot propose to this BAA in any capacity, **UNLESS** they can clearly demonstrate the work is not otherwise available from the private sector **AND** they also provide written documentation citing the specific statutory authority (as well as, where relevant, contractual authority) establishing their eligibility to propose to government solicitations.

# Intellectual Property

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- Data Rights Assertions - Assert rights to all technical data & computer software generated, developed, and delivered to which the Government will receive less than Unlimited Rights
  - Assertions that apply to Prime and Subs
  - Use defined “Basis of Assertion” and “Rights Category”
  - Justify “Basis of Assertion”
  - This information is assessed during evaluations

# Intellectual Property

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- Include documentation proving your ownership of or possession of appropriate licensing rights to all patented inventions (or inventions for which a patent application has been filed) that will be utilized under your proposal for the DARPA program.
- i-Edison – All patent reports and notifications must be submitted electronically



# Publication Approval

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- Pre-publication approval will be required.



# Cost Proposal

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- Address all cost elements required by the BAA
- Not a price competition, cost realism is assessed
- Supporting information to substantiate the proposed cost elements must be provided
- Certification of cost and pricing data required for proposals > than \$700K