



University of California
Office of the President

Senior Vice President—
Academic Affairs

Research Administration Office

Memo

Operating Guidance

No. 01-06, Sup. 4
April 28, 2008

CONTRACT AND GRANT OFFICERS

Subject: California State Department of Transportation – University of California Interagency Transportation Research Master Agreement No. 65A0108, Amendment No. A04

The subject Amendment to the Transportation Research Master Agreement 6A0108 (CalTrans IMA) changes the following:

1. Extends this IMA from March 31, 2008 to **September 30, 2009**.
2. Amends Article V to increase the indirect cost rate to **17.5% MTDC** (Federal Definition) on all current and future task orders/technical agreements effective the first billing cycle after the amendment was executed. Use Indirect Cost Waiver #07R-215
3. Amends Article XXIII-Reasonable Due Diligence by renaming it “Ownership of Deliverable(s).” This section has been significantly altered.
 - a. The sections in this article are:
 - i. Definitions
 - ii. Ownership of Deliverables;
 - iii. Use of Third Party Software;
 - iv. Review of Software Deliverables;
 - v. Department Rights to Deliverables, Data, and Inventions.
 - vi. Process for Managing Potential Patent Infringement
 - vii. Subcontract Provisions

In addition, the Auditors at CalTrans will no longer allow direct administrative support to be charged under this agreement.

All other terms and conditions in CalTrans IMA 65A0108 remain unchanged. This IMA and Operating Guidance on its implementation is published in *Contract and Grant Operating Guidance Memo 01-06*, dated August 2, 2001, [<http://www.ucop.edu/raohome/cgmemos/01-06.html>], 01-06, Supplement 1, dated February 16, 2006. [<http://www.ucop.edu/raohome/cgmemos/01-06S1.pdf>], 01-06, Supplement 2, dated December 6, 2006 [<http://www.ucop.edu/raohome/cgmemos/01-06S2.pdf>] and 01-06, Supplement 3, dated December 19, 2007 [<http://www.ucop.edu/raohome/cgmemos/01-06S3.pdf>]

*Note: The addressees above represent the standard distribution of Contract and Grant Memos. Additional addressees, if any, may be added based on the subject of the Memo. See cc's.

Please remember: No work or expenses should be incurred under any Research Technical Agreement (RTA) or Task Order prior to the date that a fully executed RTA is received by the campus.

The State's Department of General Services (DGS) requested revisions to the new master agreement that we negotiated with CalTrans in December. A new "On-Call" agreement is currently being reviewed. We will notify you when the new "On-Call" agreement is fully executed. All current Research Technical Agreements and Task Orders will be transferred to the new On-Call Agreement once it is executed.

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Enclosure: [Amendment #4](#)