

SUPPORTING STATEMENT - PART A

REPORT OF INVENTIONS AND SUBCONTRACTS

0704-RCIS

1. Need for the Information Collection

This information collection is necessary to satisfy statutory requirements under the Bayh-Dole Act (35 U.S.C. § 200–212) and its implementing regulations at 37 CFR Part 401. These statutes govern the allocation of rights to inventions made with federal funding. Specifically, 35 U.S.C. § 202(c) requires federal contractors and funding recipients to:

- Disclose each subject invention to the funding agency within a reasonable time after it is made.
- Submit periodic reports on the utilization of, or efforts to obtain utilization of, a subject invention.
- Disclose subcontracts that involve experimental, developmental, or research work.

To execute these mandates and verify compliance at key contractual milestones, the Department of Defense is replacing the legacy DD Form 882 with two specialized compliance checking instruments:

DD Form 882-R (unclassified) serves as the annual and close-out compliance check submitted directly to the Contracting Officer (CO). It is used to confirm and certify that the contractor has properly disclosed all unclassified subject inventions and subcontracts within the required federal repository (iEdison), or to formally certify a negative (zero invention) status for that performance period.

DD Form 882-C (classified) serves as the secure mechanism for contractors to report classified subject inventions and subcontracts. Since classified data cannot reside on the unclassified iEdison platform, this form mirrors the legacy DD 882 while ensuring compliance with national security guidelines and secure communication channels.

Without this collection, the Department of Defense would be unable to:

1. Track and secure the government's royalty-free, nonexclusive, irrevocable licenses to practice inventions developed under its funding.
2. Identify and capture title to abandoned inventions. Specifically, the government would lose its critical mechanism to identify subject inventions where the funding recipient declines to elect title or fails to file patent applications within the statutory timeline. Without these standardized reporting forms, the government cannot systematically exercise its legal right to take ownership of these technologies, resulting in valuable, government-funded taxpayer innovations falling into the public domain or being lost entirely.

3. Exercise full rights to inventions through federal tech-transfer initiatives.
4. Verify subcontracting compliance and ensure that intellectual property clauses are properly flowed down to sub-tier entities.

2. Use of the Information

Under the modernized reporting framework, DoW contractors manage unclassified and classified reporting requirements through distinct channels:

- iEdison Database - Contractors enter and maintain all specific, granular details regarding unclassified subject inventions and subcontracts directly within the electronic iEdison system.
- DD Form 882-R (Unclassified) - This form is for use in submitting a FINAL reporting of subject inventions and award of subcontracts containing a “Patent Rights” clause (e.g., applicable FAR, DFARS, or DoDGARs patent rights clauses, or equivalent clauses in other Government agreements) to the Contracting Officer.
- DD Form 882-C (Classified) - This form is for use in submitting INTERIM and FINAL reporting of CLASSIFIED subject inventions and award of subcontracts containing a 'Patent Rights' clause (e.g., applicable FAR, DFARS, or DoDGARs patent rights clauses, or equivalent clauses in other Government agreements) to the Contracting Officer.

Funding agreements with non-federal entities include clauses citing the required reporting per the Bayh-Dole Act. These agreements provide the name and contact information of the assigned CO to whom the forms must be submitted.

Federal personnel utilize the submitted forms and system data in the following ways:

- Contract administration and verification: COs review the submitted DD Form 882-R at annual or end-of-contract events to verify that the contractor has completed all required entries in iEdison (or correctly certified a negative/zero invention status) before executing contract options or formal closeouts.
- Securing Government license rights: The agency accesses the granular disclosures residing in iEdison (for unclassified inventions) and on the DD Form 882-C (for classified inventions) to execute and record the Government's royalty-free, nonexclusive, irrevocable licenses. This ensures the government can practice (or have practiced on its behalf) the developed technology.
- Title election decisions: When the data in iEdison or on the DD Form 882-C indicates a funding recipient has declined to elect title to a subject invention, or has failed to file a patent application within statutory timelines, the government uses this information to determine whether to assume ownership and patent prosecution rights.
- Enterprise-level analytics: By requiring contractors to enter detailed unclassified invention and subcontract data directly into iEdison, the department gains the ability at the enterprise level to analyze technology portfolios, monitor research outcomes, and track federally funded intellectual property for Government Use Purposes.

3. Use of Information Technology

It is expected that 100% of DD 882-R and DD 882-C forms will be collected electronically.

4. Non-duplication

The information obtained through this collection is unique and is not already available for use or adaptation from another cleared source.

5. Burden on Small Businesses

This information collection does not impose a significant economic impact on a substantial number of small businesses or entities. The bulk of any Bayh-Dole reporting by small business is expected to be unclassified.

6. Less Frequent Collection

The periodicity of collecting this information is statutorily mandated.
statutory requirements under the Bayh-Dole Act (35 U.S.C. § 200–212)

7. Paperwork Reduction Act and Other Guidelines

This collection of information does not require collection to be conducted in a manner inconsistent with the guidelines delineated in 5 CFR 1320.5(d)(2) or other policy.

8. Consultation and Public Comments

Part A: PUBLIC NOTICE

A 60-Day Federal Register Notice (FRN) for the collection published on Wednesday, August 5, 2026. The 60-Day FRN citation is 91 FRN 50522.

No comments were received during the 60-Day Comment Period

A 30-Day Federal Register Notice for the collection published on Thursdays, October 15, 2026. The 30-Day FRN citation is 91 FRN 65534.

Part B: CONSULTATION

No additional consultation apart from soliciting public comments through the Federal Register was conducted for this submission.

9. Gifts or Payment

No payments or gifts are being offered to respondents as an incentive to participate in the collection.

10. Confidentiality

A Privacy Act Statement is not required for this collection because we are not requesting individuals to furnish personal information for a system of records.

A System of Record Notice (SORN) is not required for this collection because records are not retrievable by PII.

A Privacy Impact Assessment (PIA) is not required for this collection because PII is not being collected electronically.

11. Sensitive Questions

No questions considered sensitive are being asked in this collection.

2. Respondent Burden and its Labor Costs

Part A: ESTIMATION OF RESPONDENT BURDEN

- 1) Collection Instrument: [DD Form 882-R, Report of Inventions and Subcontracts (Unclassified)]
 - a) Number of Respondents: 3,000
 - b) Number of Responses Per Respondent: 1.5
 - c) Number of Total Annual Responses: 4,500
 - d) Response Time: 1 hour
 - e) Respondent Burden Hours: 4,500 hours

Collection Instrument: [DD Form 882-C, Report of Inventions and Subcontracts (Classified)]

- a) Number of Respondents: 150
- b) Number of Responses Per Respondent: 1
- c) Number of Total Annual Responses: 150
- d) Response Time: 3 hours
- e) Respondent Burden Hours: 450 hours

- 2) Total Submission Burden
 - a) Total Number of Respondents: 3,150
 - b) Total Number of Annual Responses: 4,650
 - c) Total Respondent Burden Hours: 4,950 hours

Part B: LABOR COST OF RESPONDENT BURDEN

- 1) Collection Instrument: [DD Form 882-R, Report of Inventions and Subcontracts (Unclassified)]
 - a) Number of Total Annual Responses: 4,500

- b) Response Time: 1 hour
- c) Respondent Hourly Wage: \$33.51ⁱ
- d) Labor Burden per Response: \$33.51
- e) Total Labor Burden: \$150,795.00

Collection Instrument: [DD Form 882-C, Report of Inventions and Subcontracts (Classified)]

- a) Number of Total Annual Responses: 150
- b) Response Time: 3 hours
- c) Respondent Hourly Wage: \$33.51 (23-2011 Paralegals and Legal Assistants)
- d) Labor Burden per Response: \$100.53
- e) Total Labor Burden: \$15,079.50

2) Overall Labor Burden

- a) Total Number of Annual Responses: 4,650
- b) Total Labor Burden: \$165,875

13. Respondent Costs Other Than Burden Hour Costs

There are no annualized costs to respondents other than the labor burden costs addressed in Section 12 of this document to complete this collection.

14. Cost to the Federal Government

Part A: LABOR COST TO THE FEDERAL GOVERNMENTⁱ

- 1. Collection Instrument: [DD Form 882-R, Report of Inventions and Subcontracts (Unclassified)]
 - a) Number of Total Annual Responses: 4,500
 - b) Processing Time per Response: 0.25 hours
 - c) Hourly Wage of Worker(s) Processing Responses: \$47.93
 - d) *Cost to Process Each response*: 11.98
 - e) Total Cost to Process Responses: \$53,921.25

Collection Instrument: [DD Form 882-C, Report of Inventions and Subcontracts (Classified)]

- a) Number of Total Annual Responses: 150
- b) Processing Time per Response: 2 hours
- c) Hourly Wage of Worker(s) Processing Responses: \$47.93
- d) *Cost to Process Each Response*: \$95.86
- e) Total Cost to Process Responses: \$14,379.00

2. Overall Labor Burden to the Federal Government

- a) Total Number of Annual Responses: 4,650
- b) Total Labor Burden: 68,300.25

Part B: OPERATIONAL AND MAINTENANCE COSTS

- 1) Cost Categories
 - a) Equipment: \$0
 - b) Printing: \$0
 - c) Postage: \$0
 - d) Software Purchases: \$0
 - e) Licensing Costs: \$0
 - f) Other: \$0
- 2) Total Operational and Maintenance Cost: \$0

Part C: TOTAL COST TO THE FEDERAL GOVERNMENT

- 1) Total Labor Cost to the Federal Government: \$0
- 2) Total Operational and Maintenance Costs: \$0
- 3) Total Cost to the Federal Government: \$0

15. Reasons for Change in Burden

This is a new collection with a new associated burden.

16. Publication of Results

The results of this information collection will not be published.

17. Non-Display of OMB Expiration Date

We are not seeking approval to omit the display of the expiration date of the OMB approval on the collection instrument.

18. Exceptions to "Certification for Paperwork Reduction Submissions"

We are not requesting any exemptions to the provisions stated in 5 CFR 1320.9.

ⁱ Assuming that processing is completed by federal workers at the GS-12, Step 5 (2026 OPM Rest of U.S. Table) hourly wage of \$47.93. Since DD Form 882-R (Unclassified) reports will flow directly into iEdison (OMB No. 0693-0090), processing time per response is minimal (estimated at 0.25 hours/15 minutes for verification). DD Form 882-C (Classified) reports require secure physical processing, registry entries, and classification review, bringing the processing time to 2 hours per response.