

**PART 1800—UNIFORM ADMINISTRATIVE REQUIREMENTS, COST PRINCIPLES, AND AUDIT REQUIREMENTS FOR FEDERAL AWARDS**

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**AUTHORITY:** 51 U.S.C. 20113 (e), Pub. L. 97–258, 96 Stat. 1003 (31 U.S.C. 6301 *et seq.*), and 2 CFR part 200.

**SOURCE:** 80 FR 54701, Sept. 11, 2015, unless otherwise noted.

**§ 1800.1 Authority.**

The National Aeronautics and Space Administration (NASA) awards grants and cooperative agreements under the authority of 51 U.S.C. 20113 (e), the National Aeronautics and Space Act. This part 1800 is issued under the authority of 51 U.S.C. 20113 (e), Pub. L. 97–258, 96 Stat. 1003 (31 U.S.C. 6301 *et seq.*), and 2 CFR part 200.

**§ 1800.2 Purpose.**

This part adopts the Office of Management and Budget (OMB) guidance in subparts A through F and applicable appendices of 2 CFR part 200 (as revised in April 2024), as supplemented by this part, as the NASA policies and procedures for uniform administrative re-

quirements, cost principles, and audit requirements for Federal awards. It thereby gives regulatory effect for NASA to the OMB guidance as supplemented by this part.

[89 FR 75948, Sept. 17, 2024]

**§ 1800.3 Applicability.**

(a) This part establishes policies and procedures for grants and cooperative agreements awarded by NASA to non-Federal entities, for-profit organization, foreign organizations, and foreign public entities as allowed by 2 CFR 200.101. For supplemental guidance, NASA has adopted section numbers that correspond to those in the OMB guidance in 2 CFR part 200.

(1) Non-Federal entities must follow the policies and procedures appearing in subparts A through F and applicable appendices of 2 CFR part 200 and as supplemented by this part.

(2) Foreign organizations and foreign public entities must follow the policies and procedures appearing in subparts A through E and applicable appendices of 2 CFR part 200 and as supplemented by this part.

(3) U.S. and foreign for-profit organizations must follow the policies and procedures appearing in subparts A through D and applicable appendices of 2 CFR part 200 and as supplemented by this part. The Federal Acquisition Regulation (FAR) at 48 CFR parts 30 and 31, takes precedence over the cost principles in 2 CFR part 200, subpart E for Federal awards to U.S. and foreign for-profit organizations.

(b) Throughout this part, the term “award” refers to both “grant” and “cooperative agreement” unless otherwise indicated.

(c)(1) In general, research with foreign organizations and foreign public entities will not be conducted through grants or cooperative agreements, but instead will be accomplished on a no-exchange-of-funds basis. In these cases, NASA enters into agreements undertaking projects of international scientific collaboration. NASA’s policy on performing research with foreign organizations and foreign public entities on a no-exchange-of-funds basis is set forth at NASA FAR Supplement (NFS) 1835.016–70 and 1835.016–72. In rare instances, NASA may enter into an

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international agreement under which funds will be transferred to a foreign recipient.

(2) Grants or cooperative agreements awarded to foreign organizations and foreign public entities are made on an exceptional basis only. Awards require the prior approval of the Headquarters Office of International and Interagency Relations and the Headquarters Office of the General Counsel. Requests to issue awards to foreign organizations are to be coordinated through the Office of Procurement, Procurement and Grants Policy Division.

[89 FR 75948, Sept. 17, 2024]

### **§ 1800.4 Amendment.**

This part will be amended by publication of changes in the FEDERAL REGISTER. Changes will be issued as final rules.

### **§ 1800.5 Publication.**

The official site for accessing the NASA grant and cooperative agreement policies, including notices, internal guidance, certifications, and other source information is on the internet at <https://www.nasa.gov/general/grants-policy-and-compliance-team/>.

[89 FR 75948, Sept. 17, 2024]

## **Subpart A—Acronyms and Definitions**

### **§ 1800.10 Acronyms.**

The following acronyms supplement the acronyms set forth at 2 CFR 200.0: NASA National Aeronautics and Space Administration  
NFS NASA FAR Supplement

[89 FR 75948, Sept. 17, 2024]

## **Subpart B—Pre-Federal Award Requirements and Contents of Federal Awards**

### **§ 1800.210 Pre-award costs.**

As authorized by 2 CFR 200.308, Revision of budget and program plans, NASA waives the approval requirement for pre-award costs of 90 days or less. For more information on NASA's pre-award cost policy, see NASA's policy

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documents at <https://www.nasa.gov/general/grants-policy-and-compliance-team/>.

[89 FR 75948, Sept. 17, 2024]

### **§ 1800.211 Information contained in a Federal award.**

NASA waives the requirement for the inclusion of indirect cost rates on any notice of Federal award for for-profit organizations.

[89 FR 75948, Sept. 17, 2024]

## **Subpart C—Post Federal Award Requirements**

### **STANDARDS FOR FINANCIAL AND PROGRAM MANAGEMENT**

### **§ 1800.306 Cost sharing or matching.**

In some cases, NASA research projects require cost sharing or matching. Where cost sharing or matching is required, recipients must secure and document matching funds to receive the Federal award.

[85 FR 71817, Nov. 12, 2020]

### **PROPERTY STANDARDS**

### **§ 1800.312 Federally-owned and exempt property.**

Under the authority of the Chiles Act, 31 U.S.C. 6301 to 6308, NASA has decided to vest title to tangible personal property acquired with Federal funds in nonprofit institutions of higher education and nonprofit organizations whose primary purpose is conducting scientific research without further obligation to NASA, including reporting requirements. Award recipients that are not nonprofit institutions of higher education or nonprofit organizations whose primary purpose is conducting scientific research shall adhere to regulations at 2 CFR 200.312 through 200.316.

[85 FR 71817, Nov. 12, 2020]

### **§ 1800.315 Intangible property.**

Due to the substantial involvement on the part of NASA under a cooperative agreement, intellectual property may be produced by Federal employees and NASA contractors tasked to perform NASA assigned activities. Title to intellectual property created under the