MEMORANDUM

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE
PUBLIC HEALTH SERVICE
NATIONAL INSTITUTES OF HEALTH

TO : See Attached List

DATE: November 30, 1976

PATENT BRANCH, OGC
DHEW

FROM : Acting Research Manpower Officer, OD

DEC 1 1976

SUBJECT: Deletion of Invention Reporting Requirements for Training Awards

This is to inform you that, effective with the release of the October 1, 1976 PHS Grants Policy Statement, fellowships and training grants are exempt from the DHEW patent regulations. The exemption is spelled out on page 63 of the Policy Statement. The reasons for this exemption are expressed in Dr. Theodore Cooper's August 5, 1975 letter (copy attached) to Mr. Howard P. Wile, Executive Director, Committee on Governmental Relations, National Association of College and University Business Offices.

What this means primarily is that inventions made under a fellowship award or training grant will not be reported to DHEW for disposition of patent rights. Steps will be or have been taken to eliminate the invention reporting questions and the invention conflict language from fellowship and training grant application forms. B/I/Ds will no longer require completion of the final report of inventions for fellowship and training awards.

This exemption does not apply to research projects, including research career development awards, and it should be understood that fellows or trainees who make inventions while utilizing funds from DHEW research project grants will continue to be required to make invention reports under the terms of those grants.

William Batchelor

William Batchelor, M.D.

Attachments

cc:
Mr. Norman Latker

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