

# Site Access and Science Working Group Report and Report from the GUV Center

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**BROOKHAVEN**  
NATIONAL LABORATORY

*a passion for discovery*



# Overview

- Quick Overview and Status Report on User Agreements
  - Types of Agreements
  - DOE Class Waiver
  - Comparison Between Old Agreement and New Agreement
  - Issues
  - Status
- Competitive Improvement Team Update
- DOE Order 142.3
- NUFO
- GUV Center Update

# Types of Agreements

<http://www.bnl.gov/userscenter/Agreements/default.asp>

- Non-proprietary User Agreement
- Proprietary User Agreement
- Open Data Agreement
- Work for Others Agreements (WFO)
- Cooperative Research and Development Agreements (CRADAs)
- Guest Intellectual Property Agreements (GIPAs)
- Federal Agency Agreements
- Intra-laboratory Agreements
- NYBlue Agreement

# DOE Class Waiver

- Requirement for user agreements is nothing new
- All guests must have some type of agreement in place in order to be able to work at BNL
- DOE class waiver <http://www.gc.doe.gov/1002.htm>
  - Non-proprietary user and the National Laboratory retain title to their own inventions and research data generated under non-proprietary research is made public
  - Proprietary users pay full cost for use of specialized laboratory equipment and, with limited exceptions, retains as proprietary the technical data generated, as well as the rights to any new inventions.
  - User facility guests have always worked under a class waiver

# Key Comparisons

Old Agreements at BNL	New Agreements
First user signed agreement on behalf of institution	Institution must sign agreements. Guests sign acknowledgement form
No lifetimes	BNL implemented 5-year lifetime
Agreements are facility based	Agreements cover all facilities
Limited standardization across DOE complex	Better standardization across DOE complex
Changes were never requested	Changes cannot be done without DOE approval

# Issues

- State versus federal law
- Foreign versus US law
- Intra-laboratory agreements
- Federally funded
- Federal agency agreements
- Facilities that are not DOE designated user facilities
- NYBlue is a state-owned facility
- Proprietary code for use on non-proprietary experiments
- Liability and indemnification issues for non-DOE owned equipment

# Completion Status

684	active institutions
385	agreements in place
299	remaining to complete
104	in process (1/2 NSLS)
195	non-responsive (1/2 NSLS)
25	proprietary NSLS users
15	NSLS proprietary in place

\*+/- 40 are intra-laboratory, federal agency, NASA-funded

# Where Do We Stand

- DOE has approved extension of deadline from October 1, 2010 until December 31, 2010
- Discussions are underway with DOE Patent Counsel on indemnification and liability clauses and advance payments
- NUFO is working on this issue



# Competitive Improvement Team

October 2010

- Some modifications to the registration form
- Some process improvements (e.g., DDO approval)
- Guest Central
- Host Central
- Training link in e-mails

# Competitive Improvement Team

December 2010

- GUV Center web site
- Remove remuneration panel from registration form
- Front gate boarding pass
- Auto fill registration form with FVA answers
- Remove/add/clarify questions on registration form
- Remove remuneration from PeopleSoft GIS to PeopleSoft Financials
- Enhancement of Host Central

# Competitive Improvement Team

## Possible 2011 Projects

- Link the assignment of Job Training Assessments to the registration process
- Provide e-mail notification to guests of training requirements
- Modify registration page to accommodate new user agreements
- Enhance Host Central

# DOE Order 142.3

- Still awaiting final approval by DOE

# National User Facility Organization

<http://www.nufo.org>

- Web page redesign: Facility Information, User Administration Information, and NUFO Administration
- On-going efforts to become the portal of information for user facilities across the country
- NUFO will go on Facebook shortly
- NUFO has an R&D 100 Awards page
- NUFO facilities calendar

# National User Facility Organization

<http://www.nufo.org>

- Routine User Administrator teleconferences
- .org list servers for facilities
- Outreach report due in November
- NUFO account
- EMSL is now a member of NUFO

# Science & Engineering Festival

<http://www.usasciencefestival.org/> October 23 - 24

- Collaboration of over 500 of the country's leading science and engineering organizations
- Goal to reignite the interest of our nation's youth in the sciences by giving children, teens and adults the opportunity to explore all facets of science & engineering through hundreds of fun, hands-on activities.
- 100,000 people are anticipated to participate
- NUFO will have a booth

# User Facility Exhibition

- Currently slated for February 2011
- In conjunction with the AAAS meeting
- Goal is to educate our representatives of the importance of science being done at user facilities
- Office of Science is working closely with NUFO on this



# Update on the GUV Center

- Loosing a staff member to the RIKEN
- Change in reporting line