



Office of Sponsored Projects & Industry Partnerships Policy Manual

User Overview

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USER AGREEMENT - *User Overview and Policies*

User Agreements cover the work performed by non-Department of Energy (DOE) contractor personnel at a DOE-approved User Facilities (i.e. the Advance Light Source) or Other User Facilities (i.e. the 88-Inch Cyclotron) whether or not the agreement also brings in funds.

The Office of Sponsored Projects & Industry Partnerships (OSPIP) is the institutional organization responsible for submitting and negotiating all User Agreements. All proposals and agreements must be processed through OSPIP. OSPIP's Contract Officers have been delegated authority from the Lab Director to submit proposals and negotiate and accept awards in accordance with UC policy.

A. User Overview & Policies

1. Non-Proprietary Class Waiver re Patent Rights

- *Class waiver for the Government's Domestic and Foreign Patent Rights at Designated Non-Proprietary User Facilities [W\(C\)-2008-003](#) which replaces the [4/19/83 DOE Letter](#), *Class Waiver of Government's Rights in Inventions Arising from Use of DOE User Facilities and User Resources*.*

This is the DOE/Headquarters' Patent Class Waiver of the Government's Rights in Inventions from Users of DOE User Facilities and Resources.

This is the non-proprietary waiver

2. Nanoscale MOU and Class Waiver

- *[7/14/05 DOE letter](#), *MOU for Nanoscale Science Research Centers and Class Waiver*, [W\(C\)-2005-001](#) (*Class waiver and sample agreement*) is replaced by [W\(C\)-2008-003](#) above*

This is the MOU for the operation of the NSRC.

3. Propriety Class Waiver re Patent Rights

- *Class waiver for the Government's Domestic and Foreign Patent Rights at Designated Proprietary User Facilities [W\(C\)-2008-005](#) which replaces the *Class Waiver for Proprietary Users, (C) -91-005**

This is the class wavier for use for National User facilities on a proprietary basis

4. INCITE Program Class Waiver

- [W\(C\)06-003 for the INCITE Program](#)

This is the class waiver for the INCITE program at NERSC

5. Collection of Miscellaneous Fees

- [5/10/94 DOE Letter](#)

This letter outlines the process for properly assessed fees and the requirement that all fees shall be collected from users of Laboratory Facilities in advance and deposited in the U.S. Treasury.

6. [DOE National User Facilities at LBNL](#)

- [Access to High Technology User Facilities at DOE National Laboratories](#)

Here is the [official list of DOE User Facilities](#) (11/13/2009)