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January 14, 1981

Mr. Robert Gellman, Associate Counsel  
Committee on Government Operations  
Rayburn House Office Building, Room B-349-B-C  
Washington, D.C. 20515

Re: Proposed Draft Bill

Dear Bob,

First of all, let me say that I think the draft is absolutely excellent! We very much appreciate your working on this for us and the only changes we might suggest are basically for clarification (probably due to our unfamiliarity with writing Bills). In any case we would make the following suggestions.

SEC. 2. (2)(B)-Should we not delete this overall definition and clarify it in other areas of the Bill? Several of the following changes reflect this thinking.

SEC. 3. (a), Line 3: Between designate and a, insert "portions of". This change reflects our feeling that all of a proposal cannot be confidential, and that the researcher should designate only those sections which are. This same reasoning follows in some of the other changes below.

SEC. 3. (b), Line 2: Insert between designate and the "portions of".

SEC. 3. (b)(2), Line 2: Insert between researcher's and status "or his employer's".

SEC. 4. (a), Line 1: Change to read ". . . subsection (b), and unfunded"

SEC. 4. (b)(2)(A)-Change to read "portions of the proposal were . . . ."

SEC. 5. (a), Line 5: Change to read "to the agency written arguments regarding which portions of the proposal should be exempt from disclosure".

SEC. 5. (c), Line 4: Between ten and days, insert "working"; and at the end of the sentence delete the period and add "to allow the researcher or his employer time to file appropriate patent applications or other intellectual property protection as allowed by law".

As requested in your letter, the draft has not been released to anyone except the people here at Duke who are involved, and will be held until we have your OK to proceed. What we would like to do after clearance from you is to forward the final draft to Joe Allen on the Senate sub-committee on the Constitution, who has been working with us on the same subject. As I also told you, I am on the sub-committee

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for Patents and Copyrights of COGR (Committee on Government Relations), which is part of the National Association of College and University Business Officers, and would like to present this as COGR's official position at our next meeting in Washington on February 5th.

Again, my many thanks for your help, and I will call you to discuss the above changes once you've had a chance to receive this letter and review it.

Sincerely,

Carl B. Wooten  
Director

CBW:tc

cc: Mr. Eugene J. McDonald  
Ms. Lucy Knight