

15.01 Research Agreements

Approved February 27, 1995 (MO 44-95)

Revised September 1, 1995 (MO 286-95)

1. RESEARCH POLICY

- 1.1 The Chancellor shall approve procedures submitted by the CEO of each component university and research agency for the implementation of research projects funded from Federal, State, commercial, gift, or specific donated funds.
- 1.2 Each president of a component university and each director of a System research agency shall establish, publish, and monitor compliance with procedures designed to assure that research conducted by System personnel serves a legitimate purpose consistent with the university or agency mission and that all research is funded and conducted in accordance with institutional policies.
- 1.3 Annually, the Chancellor shall receive a report from each CEO and agency director as to the research projects ongoing and such reports shall be made available to the Board of Regents on request.
- 1.4 All researchers shall be cognizant of all research procedures; and noncompliance with such procedures shall be grounds for dismissal of the individual or suspension of a project.

2. INITIATION OF AGREEMENTS

It shall be the policy of the System to cooperate whenever possible, within the limits of its means and responsibilities, with individuals, government agencies, corporations or other outside parties in the solution of problems of mutual interest. The initiative for effecting such cooperative arrangements, including the establishment of grants-in-aid for the support of research work, may be assumed either by a component of the System or by an outside party.

3. CONTROL OF RESEARCH PRODUCTS

In general, the results of investigations by or under the direction of the research or teaching staffs of the System during the course of their regularly assigned duties shall become the property of the System and shall be so used and controlled as to produce the greatest benefit to the public and to the System.

4. ADVERTISING POLICY

If the results expected from a cooperative undertaking are such that the outside party desires to use the name of the System or a component thereof in its advertising, provisions for such use shall be included in a written agreement. Advertising referring to these results shall be so

worded as not to imply the endorsement by any component of the System of a specific product or producer and shall reflect credit upon the System, its personnel and its activities.

5. RELATIONSHIPS WITH TEXAS A&M RESEARCH FOUNDATION

~~[CURRENTLY UNDER REVIEW]~~

- 5.1 The Texas A&M Research Foundation (the Foundation), acting at the request of The Texas A&M University System and/or its component universities and agencies, enters into various grant and contractual agreements with entities external to the System for the conduct of research and other activities. These activities, referred to as “projects,” are performed cooperatively through the use of facilities and personnel of the System and the Foundation. The interests of the System and the Foundation are the same in the performance of these projects: the fulfillment of the System’s missions of education, research and service to the citizens of the State of Texas and the nation.
- 5.2 The Chancellor shall develop a master agreement setting forth the relationship between the Foundation and the System. Such agreement shall be approved by the Board. System components shall prepare for Board approval addendum agreements specifying practices and procedures relating to their relationship with the Foundation. The master agreement shall provide that the primary role of the Foundation is to administer business affairs, serving as the contracting office and representative of the System in relations with the sponsors and prospective sponsors. The primary role of the System is to conduct the research studies and to serve as a technical liaison with the technical representatives of sponsors and prospective sponsors. The master agreement shall also address the questions of ownership and use of equipment acquired with sponsor funds, and other matters pertinent to the relationship.
- 5.3 With the System’s prior specific approval of proposals, in accordance with the System component’s approval process as documented in its addendum agreement, the Foundation may act on behalf of both the System and the Foundation in accepting and administering grants, agreements or contracts with external entities for the conduct of projects, to be carried out in whole or in part through the use of System facilities and personnel. Approval by the System’s designated representative is the sole required action for approving the acceptance and administration of projects on behalf of both parties. Project awards received by the Foundation which were not preceded by an approved proposal must be so approved before acceptance.
- 5.4 All indirect costs earned on covered projects, apart from that to be retained by the Foundation under a separate biennial retention agreement which shall be approved by the Board, shall be remitted to the System component, along with all direct costs that have been expended by the System component.
- 5.5 In negotiating and administering sponsored projects, the Foundation will observe and comply with the System’s policies concerning intellectual property.

6. RELATIONSHIPS WITH DEVELOPMENT FOUNDATIONS

~~[CURRENTLY UNDER REVIEW]~~

Relationships with development foundations and similar support organizations are described in System Policy 60.01

7. ROLE AND MANAGEMENT OF TEXAS A&M UNIVERSITY RESEARCH PARK

~~[CURRENTLY UNDER REVIEW]~~

The management of the Texas A&M University Research Park is a responsibility of the President of Texas A&M University. Policies and procedures concerning the management of the Park are set forth in the Research Park Master Form Lease, with its attached Covenants and Restrictions, approved by the Board on Minute Order 305-93.