

Sample Funder Addendum: Access to Research Tools



FasterCures
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This addendum is based on one originally offered by Science Commons, an initiative of Creative Commons. Our thanks to its author, John Wilbanks, who contributed to this revision, as well as to individuals from foundation funders and from academic institutions who offered comments.

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This Access to Research Tools Addendum supplements the Grant Agreement and sets forth the obligations of Principal Investigator and Sponsoring Institution (individually and collectively, “You”) with respect to research tools created in the course of performing the funded research project. In the event of a conflict between the terms of the Grant Agreement and this Appendix, this Appendix shall take precedence. Failure to comply may result in withholding of additional research funds.

The Sponsoring Institution and the Principal Investigator agree that research tools will be made accessible as follows:

A. **Research Tools** shall be defined as the full range of resources that scientists use in the laboratory including cell lines, monoclonal antibodies, reagents, animal models, growth factors, combinatorial chemistry libraries, drug and drug targets, clones and cloning tools (such as PCR), methods, laboratory equipment and machines, databases and computer software.¹

B. Scholarly Articles

1. **Public Access:** A copy of any scholarly article describing the funded research project shall be deposited in PubMed Central under terms identical to the NIH public access policy at <http://publicaccess.nih.gov>. You will report publications to the Foundation within 30 days of acceptance.

¹ Definition taken from NIH Working Group on Research Tools, <http://biotech.law.lsu.edu/research/fed/NIH/researchtools/Report98.htm>.

2. **Data:** All data supporting the publication shall be made available for download from a digital repository no later than six (6) months after any publication describing the results of the funded research project, subject to any reasonably necessary delay related to patentability.² You may comply with the above requirement by:
 - a. Depositing a copy of the data in a third party digital repository from which it may be downloaded free of charge, or
 - b. Offering such data for download on a Website without charge, or
 - c. Distributing such data on any medium which is commonly used, subject to a reasonable charge for the cost of reproduction and distribution.

3. **Report to Foundation:**
 - a. Once papers are available in PubMed Central pursuant to B.1 above, You will submit working URLs to the Foundation as part of its annual progress reports described in Section ___.
 - b. Once data supporting the publication has been uploaded or distributed pursuant to B.2 above, You will submit working URLs to the Foundation as part of annual progress reports described in Section ___.

C. Materials

1. To the extent You are not encumbered by supply problems or contractual obligations to a third party:
 - a. You shall make tangible research materials created or collected (in the case of biospecimens) in the course of performing research funded by the Foundation broadly available to the research community pursuant to the Uniform Biological Material Transfer Agreement (UBMTA) (available at <http://www.autm.net/UBMTA/12744.htm>) or the NIH Simple Letter Agreement (available at http://www.autm.net/AM/Template.cfm?Section=NIH_Simple_Letter_Agreement_MTA&Template=/CM/ContentDisplay.cfm&ContentID=12660) or appropriate equivalent to investigators at non-profit or academic institutions.
 - b. You shall deposit tangible research tools created or collected in the course of performing research funded by the Foundation in an appropriate

² A list of open data repositories is available at <http://f1000research.com/for-authors/data-guidelines>. Other possible platforms include Synapse (Sage Bionetworks), datadryad.org, and Registry of Research Data Repositories (re3data.org).

repository under the UBMTA or similar terms.³ For avoidance of doubt, the standard MTAs used by ATCC and Jackson Laboratories shall be deemed to be compliant with this requirement.

- c. Nothing in the foregoing should be interpreted to discourage You from offering such materials to for-profit entities under terms agreeable to both parties.

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³ Examples of appropriate repositories might include Jackson Laboratories, Coriell Cell Culture Repository, and Addgene.