

1 Adopt 17 Cal. Code of Regs. section 100402 to read:

2 **§ 100402. Invention and Licensing Reporting Requirements.**

3 A Grantee must annually report to CIRM all patenting and Licensing Activities relating
4 to CIRM-funded Research during and for 15 years after the Project Period of the Grant as
5 follows:

6 (a) A Grantee must report all patent applications filed with respect to any inventions
7 arising out of CIRM-funded Research, including the application serial number(s), and detailed
8 description(s) of the invention(s). These reports shall be marked confidential in accordance with
9 Health and Safety Code section 125290.30, subdivision (e)(2)(B).

10 (b) A Grantee must report the issuance or nonissuance of any patent applied for with
11 respect to inventions arising out of CIRM-funded Research, including the patent number and
12 date of issuance.

13 (c) At the time of filing of a patent application, a Grantee must report the percentage of
14 support provided by CIRM and by all other sources of funding that contributed in whole or in
15 part to the discovery of the CIRM-funded invention. CIRM may audit all such co-funding
16 reports. This information shall be marked confidential in accordance with Health and Safety
17 Code section 125290.30, subdivision (e)(2)(B).

18 (d) A Grantee must report to CIRM the execution of any Licensing Agreement pertaining
19 to CIRM-funded Patented Inventions. This information shall be marked confidential in
20 accordance with Health and Safety Code section 125290.30, subdivision (e)(2)(B).

21 (e) In the event that a CIRM-funded Patented Invention generates revenue (whether from
22 a License Agreement or otherwise), a Grantee must report such revenue received during the
23 preceding 12 month period or since the last report, whichever is longer. This information shall be

1 marked confidential in accordance with Health and Safety Code 125290.30, subdivision
2 (e)(2)(B).

3 (f) CIRM reserves the right to itself and its agents to conduct an audit of the Grantee to
4 ensure compliance with this section and the Grantee agrees to maintain and provide such
5 documentation as necessary to establish compliance.

6 Note: Authority cited: Article XXXV, California Constitution; Section 125290.40(j), Health and
7 Safety Code. Reference: Section 125290.30, Health and Safety Code.