April 19, 1994

TO: Senator Dole
FROM: David Wilson
SUBJECT: Bayh-Dole Act Talking Points

Below are your talking points for the Bayh-Dole Act. However, you will not be asked to answer questions at the hearing. The reading time for your speech is 4:45 minutes.

REASONS FOR HEARINGS:
TO WARD OFF CHALLENGES OF BAYH-DOLE

Executive Agencies and a few Members of Congress are seeking to take away some of the financial incentives that universities gain from Bayh-Dole. In particular, Rep. Wyden and Senator Pryor would like to place price restraints on the private applications which develop from university research (Senator Kennedy is also considering supporting this concept). Universities charge that such restraints will decimate their research capabilities.

TECHNOLOGY TRANSFER PRIOR TO BAYH-DOLE

Before the enactment of Bayh-Dole, fewer then 4 percent of the 28,000 government-owned inventions were commercialized prior to 1980.

BENEFITS OF BAYH-DOLE

Bayh-Dole has had numerous benefits, one of which is helping spur the growth of the Biotech industry. Due to our early entry, the United States is world leader in this new field.

o University patent and licensing application derived from federal research went up from 890 to 2600 in the 1980's.

o University licensing royalties now exceed $80 million each year, which nearly triples 1986 figures.

BENEFITS FOR THE STATE OF KANSAS

Both the University of Kansas and Kansas State University have seen tremendous benefits from Bayh-Dole.

KSU

In calendar 1993, KSU had 12 patents issued, which ranks them as 39th in national universities for that year. KSU is the second largest patent holder in the state of Kansas (second only to Coleman Systems, Inc.). More than 30 patents have been issued in the last three years.

KU

At KU, the number of disclosures of technology is also increasing. More than 23 patents have been issued to KU in the last three years, based on technology development at the main campus and at the Medical Center in Kansas City.