

Subchapter 3027.3 Patent Rights Under Government Contracts

3027.302 Policy.

(a)(4) The Head of the Contracting Activity (HCA) is responsible for promoting commercialization.

3027.303 Contract clauses.

(b)(3) and (e)(1)(ii). The HCA is delegated the authority to make these determinations. However, the Secretary may redelegate this authority in a Determination of Exceptional Circumstances (see 37 CFR 401.1(2)(e))

3027.304 Procedures.

3027.304-1 General.

(a), (b)(1), and (g). The COCO, without re delegation, is delegated this authority, after coordination with legal counsel. (c)(1)-(4). The contracting officer shall coordinate determinations to grant requests for greater rights with legal counsel.

3027.305 Administration of patent rights clauses.

3027.305-4 Protection of invention disclosures.

(b) When a contractor discloses an invention under a contract, the contracting officer shall consult with the Component Patent Counsel to determine the proper action to be taken. Components without Patent Counsels should contact the DHS Office of General Counsel, Intellectual Property Attorney.