

**2023BCDCC - 001- Gov- 06222023- Recovery Government Funded IP & Patents developed in whole or in part with taxpayer investments: Modification of Bayh-Dole Act 1980**

Whereas, support for government funded intellectual property and patents has been a crucial foundation for the American economy and standard of living since the inception of the country itself, since 1980 the federal government has allowed for the transfer of intellectual property and patents developed in our nation's institutions of higher learning to private industry(1)(2) with no reasonable standards for recovering the initial investments made by the American citizenry;

Whereas, corporations are currently the only benefactor of taxpayer funded intellectual property and patents, allowing massive profits to be realized without the required investment into research and development from their own budgets(3)(4)(5);

Whereas, the American taxpayers, having contributed to the profits of corporations that have taken advantage of the Bayh-Dole Act, should rightly have a means to recover a percentage of the profits from said corporations and deposited in the treasury of the United States of America(6);

Therefore Be it Resolved:

That we the Benton County Democratic Central Committee strongly urge that the Washington State Democratic Party Central Committee work with State and Federal legislators, state agencies, and federal legislators to amend the Bayh-Dole Act of 1980 to include a mechanism to allow for recovery of taxpayer funds from successfully implemented intellectual property and patents, and have said funds returned to the Treasury of the United States of America;

1. <https://constitution.congress.gov/constitution/>
2. <https://uscode.house.gov/view.xhtml?path=/prelim@title35/part2/chapter18&edition=prelim>
3. <https://nces.nsf.gov/pubs/nsb20225/executive-summary>
4. <https://www.healthaffairs.org/doi/10.1377/forefront.20210428.519540>
5. Levenson, David. 2005. Consequences of the Bayh-Dole Act
6. Mazzucato, Marianna. 2013. The Entrepreneurial State

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