

1 S.127

2 Introduced by Senators Ashe, Baruth, Pollina, and Zuckerman

3 Referred to Committee on

4 Date:

5 Subject: Public records; university research exemption; records of animal care

6 Statement of purpose of bill as introduced: This bill proposes to provide that
7 records produced or acquired by the University of Vermont or the Vermont
8 State Colleges regarding animal care or compliance with state law or federal
9 law regarding or regulating animal care are public records that are subject to
10 inspection and copying and not exempt under the public records exemption for
11 university research.

12 An act relating to public inspection and copying of records of animal care

13 It is hereby enacted by the General Assembly of the State of Vermont:

14 Sec. 1. 1 V.S.A. § 317(c)(23) is amended to read:

15 (23) any data, records, or information ~~developed, discovered, collected,~~
16 ~~or received~~ produced or acquired by or on behalf of faculty, staff, employees,
17 or students of the University of Vermont or the Vermont ~~state colleges~~ State
18 Colleges in the conduct of study, research, or creative efforts on medical,
19 scientific, technical, scholarly, or artistic matters, whether such activities are
20 sponsored alone by the institution or in conjunction with a governmental body

1 or private entity, until such data, records, or information are published,
2 disclosed in an issued patent, or publicly released by the institution or its
3 authorized agents. This subdivision applies to, ~~but is not limited to,~~ research
4 notes and laboratory notebooks, lecture notes, manuscripts, creative works,
5 correspondence, research proposals and agreements, methodologies, protocols,
6 and the identities of or any personally identifiable information about
7 participants in research. This subdivision (c)(23) shall not apply to records
8 produced or acquired by the University of Vermont or the Vermont State
9 Colleges regarding animal care or compliance with state law or federal law
10 regarding or regulating animal care, including the following records, which
11 shall be subject to inspection and copying: institutional animal care and use
12 committee meeting minutes and reports, animal use protocols and
13 amendments, animal care records, animal use records, and animal acquisition
14 and disposition records;

15 Sec. 2. EFFECTIVE DATE

16 This act shall take effect on passage.