

The Regents of the University of California

**COMMITTEE ON OVERSIGHT OF THE  
DEPARTMENT OF ENERGY LABORATORIES**

September 20, 2007

The Committee on Oversight of the Department of Energy Laboratories met on the above date at Mondavi Center, Davis campus.

Members present: Regents Blum, Bugay, Dynes, Moores, Parsky, Pattiz, and Preuss;  
Advisory member Brown

In attendance: Regents Allen, Brewer, De La Peña, Garamendi, Gould, Hopkinson, Island, Johnson, Kozberg, Lansing, and Ruiz, Regents-designate Cole and Shewmake, Faculty Representative Croughan, Secretary and Chief of Staff Griffiths, Associate Secretary Shaw, General Counsel Robinson, Chief Investment Officer Berggren, Provost Hume, Executive Vice Presidents Darling and Lapp, Vice Presidents Broome, Foley, and Sakaki, Acting Vice President Standiford, Chancellors Birgeneau, Bishop, Block, Fox, Kang, Vanderhoef, and Yang, Acting Chancellors Blumenthal and Grey, and Recording Secretary Smith

The meeting convened at 2:20 p.m. with Committee Chair Pattiz presiding.

**1. APPROVAL OF MINUTES OF PREVIOUS MEETING**

Upon motion duly made and seconded, the minutes of the meeting of July 19, 2007 were approved.

**2. UPDATE ON THE DEPARTMENT OF ENERGY LABORATORIES**

This item was not presented.

**3. UPDATE ON BOARD OF GOVERNORS ACTIVITIES FOR LOS ALAMOS NATIONAL SECURITY, LLC (LANS), AND LAWRENCE LIVERMORE NATIONAL SECURITY, LLC (LLNS)**

This item was not presented.

**4. AUTHORIZATION TO APPROVE AND EXECUTE MODIFICATION TO THE DEPARTMENT OF ENERGY CONTRACT FOR THE LAWRENCE BERKELEY NATIONAL LABORATORY TO AMEND CLAUSES AND ADD A NEW CLAUSE AS A RESULT OF CHANGES TO THE DEPARTMENT OF ENERGY ACQUISITION REGULATIONS**

The President recommended that the President be authorized to execute a modification to the provisions of Lawrence Berkeley National Laboratory contract DE-AC02-05CH11231 in order to incorporate revisions to four clauses and add one new clause.

It was recalled that from time to time changes are necessary to reflect the ongoing agreement between the University and Department of Energy (DOE). As a result of updates to the DOE Acquisition Regulations (DEAR), the DOE has requested that the University update four standard clauses and add one clause in Section I of the Lawrence Berkeley National Laboratory (LBNL) prime contract.

Clause I.76 DEAR 970.5203-1 *Management Controls* is modified as part of the Final Rule on Make or Buy Plans and the Final Rule Implementing DOE Cooperative Audit Strategy for M&O Contractors.

Clause I.77 DEAR 970.5203-2 *Performance Improvement and Collaboration* is changed in paragraph (a) as part of the Final Rule on Make or Buy Plans.

Clause I.103 DEAR 970.5232-3 *Accounts, Records and Inspection* is changed to add two new paragraphs (i) and (j) as part of the Final Rule on Implementing the DOE Cooperative Audit Strategy on 5/24/07.

Clause I.114 DEAR 970.5244-1 Contractor Purchasing System is modified to remove and reserve paragraph (n) as part of the final rule on Make or Buy Plans.

Clause I.119 DEAR 970.5211-1 *Work Authorization* is a new clause that was issued as a part of a 5/29/07 final rule on Technical Revisions and Amendments to Update Clauses (72FR29431). It will replace current clause H.2A Work Authorization.

As a result of the changes, the table of contents for the LBNL contract will be revised accordingly.

Upon motion duly made and seconded, the Committee approved the President's recommendation and voted to present it to the Board.

The meeting adjourned at 2:25 p.m.

Attest:

Secretary and Chief of Staff