

November 19-20, 2020

ITEM 191-2004-R1120

**Request for Authorization to Enter into an Exclusion Resolution with the Department of Energy;
Montana State University**

THAT

The MUS Board of Regents agrees to the Department of Energy Exclusion Resolution prohibiting the MUS Regents' involvement with classified DOE research conducted by Montana State University.

EXPLANATION

Montana State University is happy to report that it has arranged collaborative efforts with the Department of Energy (DOE) under Los Alamos National Laboratory (LANL) to conduct classified DOE research at our new Applied Research Laboratory. In order for MSU to move forward with DOE and LANL contracts, the DOE Cognizant Authority requires the parent organization of MSU, the Montana University System (specifically the Board of Regents), to agree to be excluded from access to classified information without the requisite DOE clearance and a need-to-know pursuant to the actual research effort and consistent with National Security policies and federal law.

Montana State University possesses an accredited classified facility and has the technical capability to conduct highly sensitive research with our classified facility clearance. The Department of Energy Cognizant Authority requires the MSU Board of Regents to execute an Exclusion Resolution to permit DOE classified research at our Applied Research Laboratory. Please note this Exclusion Resolution is exactly the same as the one the MUS Board of Regents signed for the Department of Defense during the May 22-23, 2019 meeting but this one is for the Department of Energy. Once signed, the MSU Facility Security Officer will forward to the Department of Energy to permit the commencement of classified research with LANL.

ATTACHMENTS

Attachment #1: Exclusion Resolution for Department of Energy proposed for the BOR meeting on November 19, 2020