



*Taxpayers shouldn't be forced to pay \$20 billion+ for **wasteful** government animal experiments.*

February 3, 2022

Deborah Kearse
Director, Division of Program Integrity
National Institutes of Health
Office of Management Assessment
6011 Executive Blvd., Suite 601, MSC 7669
Rockville, MD 20852

Via email: Deborah.Kearse@nih.gov

Dear Ms. Kearse,

On behalf of White Coat Waste Project (WCW) and its more than 3 million members and supporters, I am writing to request an investigation into widespread violations of federal spending transparency law by the Oregon Health & Science University (OHSU) related to its National Institutes of Health (NIH)-funded experiments on primates.

OHSU's press releases about wasteful and bizarre experiments on primates

A January 2022 OHSU press release describes taxpayer-funded experiments on macaques in which the monkeys were given daily doses of THC edibles to study the effect on the primates' fertility and testes size.¹ This report follows a similar July 2021 OHSU press release about the impact of THC edibles on female monkeys' menstrual cycles.²

A review of federal research databases shows that the NIH grants listed as funding sources on the published papers received over \$14 million in their most recent funding year alone.³

Violations of federal spending transparency law by OHSU

As you are aware, long-standing federal spending transparency law—known as the Stevens Amendment—requires that any press releases or statements describing taxpayer-funded projects under the Departments of Education, Labor and Health and Human Services (HHS) must include, “ (1) the percentage of the total costs of the program or project which will be financed with Federal money; (2) the dollar amount of Federal funds for the project or program; and (3) percentage and dollar amount of the total costs of the project or program that will be financed by non-governmental sources.”⁴

The aforementioned press releases violate this federal law by failing to report the amount of taxpayer funding OHSU spent on these cruel and wasteful experiments on primates, the

¹[Chronic marijuana use negatively impacts male reproductive health, may decrease testicular function](#), OHSU News, 1/25/22

² [Chronic marijuana use alters female reproductive system, may impact successful conception](#), OHSU News, 7/20/21

³ NIH grant [P51OD011092](#), \$13.1M in FY21; [K12HD000849](#), \$1.1M in FY21; NIH grant [R03HD097116](#), \$87,500 in FY20

⁴ Sec 505 of the Labor, Health and Human Services, and Education Appropriations Bill, 2021 (H. Rept. 116-450)

percentage of total costs paid for by taxpayers and how much was funded by private sources.

Additionally, we determined that virtually all of OHSU’s press releases reporting taxpayer-funded animal experiments violate the Stevens Amendment.⁵ The releases fail to acknowledge federal funding, and/or fail to report the amount of taxpayer money spent, and/or fail to report the percentage of the project paid for with taxpayer funds.

Systemic spending transparency failures by NIH grantees

The current example is troubling, but it is a symptom of a broader problem. A report coauthored by WCW found widespread violations of the Stevens Amendment by NIH grant-receiving institutions performing wasteful animal experiments.⁶

A Government Accountability Office (GAO) audit that followed the release of WCW’s report cited our troublesome findings and wrote that, “NIH officials stated that they do not specifically monitor for Stevens Amendment compliance.”^{7,8}

The GAO recommended that HHS (including NIH) begin enforcing the law, and HHS stated that it “would direct all operating divisions to design a process for implementing and monitoring the Stevens Amendment and would update HHS grants policy to reflect this new process” and that it “would address any non-compliance issues if they were raised.”

Unfortunately, it appears NIH and its grantees continue to violate the law with impunity despite it being included in the NIH Grants Policy Statement under the heading “Acknowledgment of Federal Funding” and the NIH issuing notices specifically reminding grantees of this transparency mandate.^{9,10}

To stem this rampant noncompliance and improve transparency about federal spending, Iowa Senator Joni Ernst (R-IA) and Rep. Ralph Norman (R-SC) introduced the Cost Openness and Spending Transparency (COST) Act (HR 1937/S 760) to require that all recipients of federal funds abide by the conditions of the Stevens Amendment and giving the Office of Management and Budget the authority to withhold funding for noncompliance.

Request for action

For 30 years since the Stevens Amendment was first passed, recipients of NIH funding have been legally required to clearly disclose the cost of their projects so taxpayers are aware of how their hard-earned money is being spent. Yet, evidence shows ongoing, widespread violations of this common-sense spending transparency law. The NIH has acknowledged this problem and pledged to address it.

We urge you to investigate the federal transparency violations documented in this letter and hold the Oregon Health & Science University accountable for its repeated failure to properly disclose taxpayer funding for their experiments on animals.

⁵ [OHSU News Stories](#)

⁶ [New report: Ivy League flunks on animal testing transparency](#), WCW Blog, 4/25/2017

⁷ [Feds confirm WCW report on animal testing transparency violations, propose reforms](#), WCW Blog, 3/14/2019

⁸ [Agency action required to ensure grantees identify federal contribution amounts](#), Government Accountability Office, 3/14/2019

⁹ [NIH grants policy statement \(Sec. 4.2.1\), Acknowledgement of federal funding](#).

¹⁰ [NIH: Notice of legislative mandates in effect for FY 2021](#), 1/29/2021

Thank you for your attention to this matter. Please do not hesitate to contact me with any questions at DL@whitecoatwaste.org or 202-643-8453.

Sincerely,

A handwritten signature in black ink, appearing to read "Daniel Lopez". The signature is written in a cursive style with a large initial "D" and "L".

Daniel Lopez
Research Manager
White Coat Waste Project

cc: Meredith Stein, Acting Director, OMA
Jeff Hayden, Assistant Director, OMA
Dr. Michael Lauer, Deputy Director, NIH Office of Extramural Research