

Copyrights/Patents: Ownership of Materials Not Covered by College Collective Bargaining Agreements

1. The ownership of any materials or processes developed on an individual's own time, off campus and at no expense to the College shall vest in and be copyrighted or patented, if at all, by the staff member.
2. The ownership of materials or processes produced solely for the College and at the College's expense shall vest in the College and be copyrighted and patented, if at all, in its name.
3. In those instances where materials or processes are produced by a staff member with College support, by way of use of significant personal time, facilities or other college resources, the ownership of the materials or processes shall vest in and be copyrighted or patented, if at all, by the party designated by written agreement between the parties, entered into prior to the production. Such written agreement shall make either a positive or negative statement with regard to any compensation to be paid to a staff member.

In the absence of an agreement, the College shall be deemed to have ownership. It is the responsibility of the individual(s) involved in producing copyrighted or patented material to obtain, when appropriate, a signed release from all participants who may be recorded on film or tape. Release forms are available in the human resources office.

Note: If an employee is covered under a collective bargaining agreement in which copyrights/patents are addressed, the collective bargaining agreement governs.

END OF POLICY

Legal Reference(s):

[ORS 332.745](#)

Copyrights, 17 U.S.C. §§ 101- 1332; 19 C.F.R. Part 133.
Patents, 35 U.S.C. §§ 1-376.