

Senate Bill 468

Sponsored by Senator GEORGE (Presession filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Requires Oregon University System, Oregon Health and Science University or community college district to grant share in acquired intellectual property to commodity commission in proportion to percentage of commodity commission's annual budget that was spent on research. Requires commodity commission approval of any disposition of intellectual property if commodity commission provided monetary assistance to acquire property.

A BILL FOR AN ACT

1
2 Relating to acquisitions of intellectual property rights in commodities.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1)(a) For any intellectual property acquired by the State Board of Higher**
5 **Education with monetary assistance from a commodity commission established under ORS**
6 **576.051 to 576.455, the board must share ownership of the intellectual property with the**
7 **commodity commission.**

8 **(b) The commodity commission's percentage share of the intellectual property shall be**
9 **equal to the percentage share of the commodity commission's annual budget spent on the**
10 **monetary assistance in the year that the contribution was made to the board.**

11 **(c) If the commodity commission's contribution was made over multiple years, the com-**
12 **modity commission's percentage share of the intellectual property shall be equal to the av-**
13 **erage percentage share of the commodity commission's annual budget spent on the monetary**
14 **assistance during the years in which the commodity commission provided monetary assist-**
15 **ance.**

16 **(2) For any intellectual property acquired by the board with monetary assistance from a**
17 **commodity commission established under ORS 576.051 to 576.455, the board may not take any**
18 **action to dispose of the intellectual property by sale, lease, license or other action without**
19 **the approval of the commodity commission by a majority of its members.**

20 **SECTION 2. (1)(a) For any intellectual property acquired by a community college board**
21 **with monetary assistance from a commodity commission established under ORS 576.051 to**
22 **576.455, the board must share ownership of the intellectual property with the commodity**
23 **commission.**

24 **(b) The commodity commission's percentage share of the intellectual property shall be**
25 **equal to the percentage share of the commodity commission's annual budget spent on the**
26 **monetary assistance in the year that the contribution was made to the board.**

27 **(c) If the commodity commission's contribution was made over multiple years, the com-**
28 **modity commission's percentage share of the intellectual property shall be equal to the av-**
29 **erage percentage share of the commodity commission's annual budget spent on the monetary**
30 **assistance during the years in which the commodity commission provided monetary assist-**

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 **ance.**

2 **(2) For any intellectual property acquired by a community college board with monetary**
3 **assistance from a commodity commission established under ORS 576.051 to 576.455, the board**
4 **may not take any action to dispose of the intellectual property by sale, lease, license or other**
5 **action without the approval of the commodity commission by a majority of its members.**

6 **SECTION 3. (1)(a) For any intellectual property acquired by the Oregon Health and Sci-**
7 **ence University Board of Directors with monetary assistance from a commodity commission**
8 **established under ORS 576.051 to 576.455, the board must share ownership of the intellectual**
9 **property with the commodity commission.**

10 **(b) The commodity commission's percentage share of the intellectual property shall be**
11 **equal to the percentage share of the commodity commission's annual budget spent on the**
12 **monetary assistance in the year that the contribution was made to the board.**

13 **(c) If the commodity commission's contribution was made over multiple years, the com-**
14 **modity commission's percentage share of the intellectual property shall be equal to the av-**
15 **erage percentage share of the commodity commission's annual budget spent on the monetary**
16 **assistance during the years in which the commodity commission provided monetary assist-**
17 **ance.**

18 **(2) For any intellectual property acquired by the Oregon Health and Science University**
19 **Board of Directors with monetary assistance from a commodity commission established un-**
20 **der ORS 576.051 to 576.455, the board may not take any action to dispose of the intellectual**
21 **property by sale, lease, license or other action without the approval of the commodity com-**
22 **mission by a majority of its members.**

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