

# Senate Bill 599

Sponsored by Senator GEORGE

## 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 research dollars provided by commodity commission. Requires commodity commission approval of any disposition of intellectual property if commodity commission owns more than five percent of 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) For any intellectual property that is acquired by the State Board of**  
5 **Higher Education with monetary assistance from a commodity commission established under**  
6 **ORS 576.051 to 576.455, the board must provide to the commodity commission a share of**  
7 **ownership of the intellectual property that is proportionate to the share of research dollars,**  
8 **calculated as a percentage, provided by the commodity commission. In calculating the per-**  
9 **centages of ownership of the intellectual property belonging to the Oregon University System**  
10 **and the commodity commission, the board may include only the actual costs of its research**  
11 **in determining its own contribution to creation of the intellectual property.**

12     **(2) If a commodity commission's share of ownership under subsection (1) of this section**  
13 **is five percent or greater, the board may not dispose of the intellectual property by sale,**  
14 **lease, license or other action without the approval of the commodity commission by a ma-**  
15 **jority of the members of the commodity commission.**

16     **SECTION 2. (1) For any intellectual property that is acquired by a community college**  
17 **board with monetary assistance from a commodity commission established under ORS**  
18 **576.051 to 576.455, the community college board must provide to the commodity commission**  
19 **a share of ownership of the intellectual property that is proportionate to the share of re-**  
20 **search dollars, calculated as a percentage, provided by the commodity commission. In cal-**  
21 **culating the percentages of ownership of the intellectual property belonging to the**  
22 **community college district and the commodity commission, a community college board may**  
23 **include only the actual costs of its research in determining its own contribution to creation**  
24 **of the intellectual property.**

25     **(2) If a commodity commission's share of ownership under subsection (1) of this section**  
26 **is five percent or greater, a community college board may not dispose of the intellectual**  
27 **property by sale, lease, license or other action without the approval of the commodity com-**  
28 **mission by a majority of the members of the commodity commission.**

29     **SECTION 3. (1) For any intellectual property that is acquired by the Oregon Health and**  
30 **Science University Board of Directors with monetary assistance from a commodity commis-**

**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 sion established under ORS 576.051 to 576.455, the board must provide to the commodity  
2 commission a share of ownership of the intellectual property that is proportionate to the  
3 share of research dollars, calculated as a percentage, provided by the commodity commis-  
4 sion. In calculating the percentages of ownership of the intellectual property belonging to  
5 the Oregon Health and Science University and the commodity commission, the board may  
6 include only the actual costs of its research in determining its own contribution to creation  
7 of the intellectual property.

8 (2) If a commodity commission's share of ownership under subsection (1) of this section  
9 is five percent or greater, the Oregon Health and Science University Board of Directors may  
10 not dispose of the intellectual property by sale, lease, license or other action without the  
11 approval of the commodity commission by a majority of the members of the commodity  
12 commission.

13 \_\_\_\_\_