

**FISCAL IMPACT OF PROPOSED LEGISLATION****Measure: SB 361**Seventy-Seventh Oregon Legislative Assembly – 2013 Regular Session  
Legislative Fiscal Office***Only Impacts on Original or Engrossed  
Versions are Considered Official***

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**Measure Description:**

Requires State Board of Higher Education, Oregon Health and Science University Board of Directors or community college board to receive approval from commodity commission for disposition of intellectual property if commission provided monetary assistance to board to acquire property.

**Government Unit(s) Affected:**

Department of Community Colleges and Workforce Development, Oregon Health Sciences University (OHSU), Oregon University System (OUS)

**Summary of Expenditure Impact:**

See Analysis.

**Local Government Mandate:**

This bill does not affect local governments' service levels or shared revenues sufficient to trigger Section 15, Article XI of the Oregon Constitution.

**Analysis:** The bill requires that for any intellectual property (IP) acquired by the State Board of Higher Education (SBHE), the Oregon Health & Science University (OHSU) board or a community college board with monetary assistance from a commodity commission (CC), that board will provide advance notice to the CC prior to disposing of the IP by sale, lease, license or other action.

Universities and Community Colleges developing IP with CC's could potentially lose a source of revenue from the disposal of the IP. The Oregon University System reports revenue of \$1.8 million from the disposal of IP developed in cooperation of CC's. It is not clear whether or not in the future the disposal of IP would jeopardize this income stream for OUS. It would depend upon the continued cooperation of the CC's in negotiations around the disposal of the IP. The future fiscal impact of this bill is indeterminate for OUS and Community Colleges. OHSU reports that at this time, they have not done any research with CC's.