

Senate Bill 392

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 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. Requires board to share ownership of acquired intellectual property with commodity commission in manner proportionate to amount spent by commission.

A BILL FOR AN ACT

1
2 Relating to intellectual property rights.

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

4 **SECTION 1. For any intellectual property acquired by the State Board of Higher Educa-**
5 **tion, the Oregon Health and Science University Board of Directors or a community college**
6 **board with monetary assistance from a commodity commission established under ORS**
7 **576.051 to 576.455:**

8 (1) **The board may not take any action to dispose of the intellectual property by sale,**
9 **lease, license or other action without the approval of a majority of the members of the**
10 **commodity commission.**

11 (2) **The board shall share ownership of the intellectual property with the commodity**
12 **commission.**

13 (3)(a) **Except as provided in paragraph (b) of this subsection, the commodity**
14 **commission's percentage share of the intellectual property shall be equal to the percentage**
15 **share of the commodity commission's annual budget spent on the monetary assistance in the**
16 **year that the contribution was made to the board.**

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

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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.