

FACULTY MEETING

May 14, 2014

MOTION

Motion: The IP Policy Working Group moves that the Faculty endorse the Intellectual Property Policy (attached).

Rationale: The purpose of this policy is to: (a) Promote the creativity of the entire College community and to reflect the contributions of inventor(s) and the institution in the determination of the rights of ownership, use, and the distribution of equity interest; (b) Ensure that discoveries, inventions, and other creations generated by the Skidmore College community, are utilized in ways most likely to benefit the public; (c) Assist the Skidmore community in properly disclosing their scholarly work, in complying with applicable laws and formal agreements, and in gaining the protection available under US law; and (d) Sustain and enhance the College's ability to engage in sponsored research and scholarship, funded by federal, state and private sponsors who require that policies and procedures exist for the management of intellectual property interests.

Federal Compliance Context: U.S. Federal Law (37 CFR Section 401) mandates that all recipients of federal grants or contracts must: (1) have intellectual property policies in place regarding the ownership of derivative intellectual property and that such policies require employees to disclose all such inventions; (2) report the details of inventions and patents that have been made through federal grants or contracts; (3) notify the federal sponsor that it will retain ownership of the invention and take steps to commercialize the invention or request permission to transfer title to a third party; and (4) provide a nonexclusive, nontransferable, irrevocable, paid-up license for the government to practice or have the invention practiced on its behalf throughout the world. The above requirements are also stipulated in Notices of Grant Award, contract terms and in the award policies of each agency.

SKIDMORE

Definitions

Author

Community members

Copyright

Institutional Works

Institutionally Commissioned Work

Routine support

Part C Resolution of Disputes