

38 All patentable inventions made by a faculty member in connection with their assigned duties and/or
39 by the use of Oregon Tech's facilities shall be considered the property of Oregon Tech under the
40 following circumstances:

- 41 1. Wholly the property of Oregon Tech if the person or persons responsible for the invention
42 was employed by Oregon Tech specifically for that purpose. His/her contract of
43 employment shall so indicate.
- 44 2. To the extent specified in the contract of employment or a separate agreement between
45 Oregon Tech and employee relating to a specific work assignment.
- 46 3. To the extent recommended by the Associate Provost of Research and approved by the
47 President if research or endeavors directly resulting in the discovery or development of the
48 invention or marketable product involved significant use of Oregon Tech time, materials,
49 property, or facilities. Oregon Tech time, materials, property, or facilities includes time,
50 material, property, or facilities paid for from funds administered by Oregon Tech.
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Under all other circumstances individual employees are free to P[.Tc -0.004 Tw 11.04 -0 0 1115C /8u Trlshe 53 0 V

79 learning and other electronically deliverable course materials. Further the member who develops
80 such materials as the sole creator shall retain full editorial control over and intellectual property
81 rights to the content and shall be the sole judge as to whether or not course materials over which
82 he/she has such control and rights shall be offered electronically. In no case should it be understood
83 or construed that individual faculty members have intellectual property rights to individual courses
84 or to the curriculum as a whole, but only to the content.

85 If a faculty member develops a copyrightable work but the faculty member decides to assign the
86 copyright to Oregon Tech and Oregon Tech accepts the assignment, the royalties and other income
87 from the copyright will be distributed in accordance with the specific agreement made during the
88 transfer of copyright.

89 Section 5. Teaching Materials

90 Material created for ordinary teaching use in the classroom and in department programs, such as