

**South Coast Education
Service District**

Code: **GCQBA**
Adopted: 11/18/97
Readopted: 4/10/07
Reviewed: 9/25/17
Orig. Code(s): GCQBA

Copyrights and Patents

While the Board recognizes the importance of encouraging its professional staff to engage in professional writing, research and other creative endeavors, the Board asserts the ESD's proprietary rights to publications, instructional materials and other devices prepared by ESD employees during their paid work time. Publications, articles, materials, models and other items produced by ESD personnel for ESD use with ESD time, money and facilities as part of their job responsibilities remain the property of the ESD.

The ESD will apply for copyrights and patents when deemed appropriate by the superintendent.

In the event that an employee produces items described above partly on his/her own time and partly on ESD time, the ESD reserves the right to claim full ownership. The employee, however, may petition the ESD for assignment of copyright or patent rights. Employees will not attempt to copyright or patent such items without the knowledge and consent of the superintendent.

Employees who intend to make application to patent or copyright any item will furnish to the superintendent full, complete and prompt information and disclosure with respect to any such items.

If the ESD does not take appropriate action to seek a patent or copyright within six months after full disclosure by the employee involved, the ESD will be deemed to have waived and relinquished any interest in the item.

END OF POLICY

Legal Reference(s):

ORS 334.125

ORS 332.745

Copyrights, 17 U.S.C. §§ 101- 1332; 19 C.F.R. Part 133 (2006).

Patents, 35 U.S.C. §§ 1-376 (2006).