

08.100 Intellectual Property Philosophy and Objectives

08.101 Statement of Philosophy and Objectives. The Board recognizes that research, scholarship, and effort on the part of employees and students of the System Administration and the Institutions will result in intellectual property. It is the Board's policy: (1) to encourage the development of intellectual property for the best interest of the public, the creator(s), inventor(s), or author(s) (referred to in these Regents Rules as the "creator"), the System Administration and the Institutions, and the research sponsor; (2) to provide protection of intellectual property through patents, copyrights, and trademarks; (3) to give consideration to patents or commercialization of research in the award of tenure, where appropriate; and (4) to ensure that monetary and other benefits derived from intellectual property are equitably distributed to the creator, the System Administration or Institution, and other parties as appropriate.

08.102 Applicability. Chapter 08 of these Regents Rules regarding intellectual property applies to all persons associated with the System Administration and the Institutions including, but not limited to: employees, including faculty and staff, fellows, interns, and residents, whether paid or unpaid; contractors performing work for hire; and students, both full-time and part-time. Compliance with these Regents Rules as well as applicable System Administration and Institution policies and procedures regarding intellectual property is a condition of employment for anyone employed by the System Administration or the Institutions, and a condition of enrollment or continued enrollment for students.

08.103 Types of Intellectual Property. Chapter 08 of these Regents Rules regarding intellectual property shall apply to all types of intellectual property, including but not limited to invention, discovery, trade secret, technology, scientific or technological development, research data, computer software, and works of authorship regardless of whether

7. a procedure the creator may use to appeal decisions related to administration and commercialization of intellectual property, in which the decision of the President of the Institution shall be the final decision.

08.107 Reporting.

1. Disclosures of Intellectual Property. Annually, each President shall provide the Chancellor with a report listing the titles and a brief description of each disclosure received since the last report. The Chancellor shall prepare a similar report for cn,30 gsddmiat.rt.ive

which the System, the System Administration, or an Institution has an ownership interest. Each President shall submit the report through the Chancellor to the Board. The Office of the Chancellor will transmit the report to State officials as required in Texas Education Code § 51.005.

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