

Application of University Policy No. 333 (Patent and Software Policies) To Certain Undergraduate Student Activities

The purpose of this guidance is to clarify undergraduate student ownership of patentable inventions and software resulting from certain activities during their undergraduate academic careers at the University. Undergraduate student ownership of copyrightable works other than software is already addressed under University Policy No. 334 (Copyright Policy).

As a general rule, undergraduate students will own inventions and software they develop under one of the following circumstances:

- As part of an undergraduate academic course at the University;
- As part of an undergraduate academic competition in which individuals or teams from the University are competing;
- As part of an undergraduate club, which is an approved University student organization;
- In the undergraduate college residences of the University; or
- Using only freely available computer and library resources of the University.

Exceptions to the foregoing general rule are as follows:

- Ownership of inventions and software developed in a course, competition or club are subject to any specific course, competition or club requirements;
- Ownership of inventions and software developed related to a University sponsored research agreement or research program vest in the University under University Policy No. 333, subject to any specific terms of such research agreement or research program, and undergraduate students may share in the income from University licensing;
- Ownership of inventions and software developed pursuant to employment at the University vest in the University under University Policy No. 333, and undergraduate students may share in the income from University licensing;
- Ownership of inventions and software developed outside of a course, competition, club or college and using more than freely available computer and library resources of the University vest in the University under University Policy No. 333, and undergraduate students may share in the income from University licensing; and
- Ownership of inventions and software developed with the inventive involvement of faculty members, staff instructors, research staff, post-doctoral students, other University

employees or graduate students, to the extent that such involvement would make them co-inventors along with the undergraduate student inventor(s) under U.S. patent law, vest in the University under University Policy No. 333, and undergraduate students may share in the income from University licensing.

Undergraduate students who are owners of inventions and software under this guideline will be responsible for pursuing appropriate patent or copyright protection, and will be responsible for the costs and expenses of pursuing such protection. Undergraduate students may, if they wish, contact the University's Office of Technology Transfer to see if the University may have an interest in participating in such protection and commercialization.

(8/12)