

**RESOLUTION REGARDING STUDENT
INTELLECTUAL PROPERTY RIGHTS
(#06-00/01-EX)**

WHEREAS, On November 6, 2000, the Associated Students of Humboldt State University passed a resolution, appended to this document, titled *Student Intellectual Property Rights*, requesting that Humboldt State University policies be rewritten to address student concerns regarding their intellectual property rights; and

WHEREAS, The Academic Senate of Humboldt State University affirms that policies regarding intellectual property rights must fairly address and protect the interests of all concerned parties, and especially those whose creativity, initiative and effort result in the intellectual properties at issue; therefore, be it

RESOLVED: That the Academic Senate of Humboldt State University endorse the appended November 6, 2000 Associated Student resolution titled *Student Intellectual Property Rights*; and be it further

RESOLVED: That the Academic Senate of Humboldt State University distribute copies of this resolution and its attachment to the Humboldt State University Foundation Board of Directors; Shaun Lumachi, Chair, California State Student Association; Charles Reed, Chancellor, California State University; and Laurence K. Gould, Jr., Chair, CSU Board of Trustees.



STUDENT INTELLECTUAL PROPERTY RIGHTS

November 6, 2000

WHEREAS: All individuals, including students, possess the traits needed to create intellectual property material; and

WHEREAS: Humboldt State University's mission "is to provide an environment where learning is the highest priority. While instruction is central to its mission, the university also acts as a base for discovery through research and creative activities;" and

WHEREAS: By claiming students intellectual property rights, the university diminishes the environment so that students have no incentive to use the environment as a "base for discovery through research and creative activities;" and

WHEREAS: Stanford University, a private institution, and Virginia Polytechnic Institute, a public institution, grant intellectual property to students if the intellectual property is completed within the context of a course whether or not university facilities were used; and

WHEREAS: University facilities and resources do not create ideas but rather the student creates and determines the intellectual property; and

WHEREAS: Students spend time investigating all conceivable avenues of research in pursuit of a degree, and by claiming student intellectual property, the university positions itself to take advantage of student labor; and

WHEREAS: Students are not employed or paid by the institution for their research like that of faculty or other employees, but rather pay the institution, also unlike faculty, students are not expected to generate, on a regular basis, the type of work that is expected of faculty; and

WHEREAS: Students face challenges when presenting their works/work to an outside entity either for redistribution or for non-profit purposes; and

WHEREAS: Humboldt State students were never asked to relinquish their intellectual property rights to the university nor were students consulted in the drafting and development of the current Humboldt State Intellectual Property policy; now, therefore be it

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OFFICE OF THE GENERAL MANAGER

RESOLVED: That Humboldt State University rewrite the policy on intellectual property to reflect the student concerns listed in the resolution above with all intellectual property producing parties including but not limited to, students, administration, faculty, staff, and auxiliary organizations; and be it further

RESOLVED: That Humboldt State students retain all intellectual property rights produced by them within Humboldt State University, unless otherwise contractually obligated; and be it further

RESOLVED: That copies of this will be sent to but not limited to President Alistair McCrone, the Academic Senate, Vice President of Development and Administrative Services Don Christensen, Vice President of Academic Affairs Charlotte Stokes, Vice President of Student Affairs Steven Butler, the Humboldt State Foundation, Dean of Undergraduate Studies, Dean of Research and Graduate Studies, Dean of the College of Natural Resources and Sciences, Dean of the College of Arts, Humanities, and Social Sciences, Dean of the College of Professional Studies, all faculty chairs, all Humboldt State auxiliaries, California State Student Association Chair Shaun Lumachi, CSU Chancellor Charles Reed, the CSU Board of Trustees, and the local media.

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