

House Bill 2823

Sponsored by Representative EVANS (Pre-session filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: Tells a state agency that it can hire a lawyer to help with getting a patent for any invention someone makes while working or being a student at a public high school. Lets the agency share in or say it will not share in the ownership of the patent. (Flesch Readability Score: 66.2).

Permits the Oregon Business Development Department to hire an attorney for the purpose of prosecuting a patent for any invention that faculty, staff or students reduce to practice while employed by or enrolled in a public high school in this state.

Permits the department to assume, assign, partake in or disclaim ownership of any patent that results from an invention under the terms of a contract or other agreement into which the department enters with faculty or staff, with students who have legal capacity to enter into contracts or with the legal guardians of students without legal capacity to enter into contracts and in accordance with rules the department adopts and other applicable law.

A BILL FOR AN ACT

1
2 Relating to patents for inventions in public high schools in this state.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) The Oregon Business Development Department may hire an attorney**
5 **with extensive experience in intellectual property law for the purpose of prosecuting a patent**
6 **for any invention that faculty, staff or students reduce to practice while employed by or**
7 **enrolled in a public high school in this state.**

8 **(2) The department may assume, assign, partake in or disclaim ownership of any patent**
9 **that results from an invention described in subsection (1) of this section:**

10 **(a) Under the terms of a contract or other agreement into which the department enters**
11 **with the faculty or staff, with students who have the legal capacity to enter into contracts**
12 **or with the legal guardians of students without the legal capacity to enter into contracts;**
13 **and**

14 **(b) In accordance with rules the department adopts and other applicable law.**
15

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.