

Meeting Minutes
University Senate Rules Committee
October 11, 2016, 4:00 PM
119 Independence Hall (SCR)

Present: Tom Wells, Kari Hoyt, Jose Diaz, Brian Winer, Stefan Niewiesk, Jenna Gravalis, Maria Salvador, Masallay Kanu

Ex officio: Kay Wolf, Brandon Lester

Guests: Kristi Williams (Chair of IPPC Committee), Krystyne Savarese, Christine Frankart (Office of University Compliance and Integrity)

Absent: Prosper Boyaka, Tim Gerber

1. Minutes

The minutes from the September 27, 2016 meeting were approved unanimously.

2. Rule 3335-5-47.1 Steering committee (from Ben Givens)

Due to faculty feedback, this rule was formally withdrawn from the Senate agenda by Stefan Niewiesk as Chair of the Rules Committee. Ben Givens will make updates and return it to the committee.

3. Rule 3335-13-06 Patent Rights (from Kristi Williams)

1. Amendment presented by Kristi Williams on behalf of IPPC:

The amendment aimed to include the right of IPPC committee to initiate changes to the IPPC policy. A modified version was approved by the committee.

2. Amendment presented by Kristi Williams:

(D) The policy will preserve the traditional relationship between the University and faculty authors of textbooks and other scholarly, artistic, and instructional works. Therefore, except in those cases in which prior Sponsored Program agreements or other prior contractual arrangements specify otherwise, copyrights in textbooks, monographs, papers, musical compositions, works of art, unpublished manuscripts, instructional works, and the like will be the sole and exclusive property of the faculty creator.

Summary of comments by the Rules Committee:

1. Amendment does not encompass the whole university community:
 - Staff and students are not included
 - STEM faculty are not included (reference to art and music, not to new technologies [e-book, computer programs etc.])
 - Unequal treatment of stakeholders may open university to law suites

2. Ambiguous language
 - “Traditional relationship” (differs from university to university, field to field)

3. Extending faculty copyrights beyond the current rule (no mention of work as “part of specific university duty or assignment”)
 - Unequal treatment of faculty: work under sponsored project is treated differently from work under specific university duty or assignment
 - Work under sponsored project also generates journal articles for which copyright issues have to be addressed
 - Without further justification (not provided) presumably not acceptable to Board of Trustees