



THE EXECUTIVE COMMITTEE

16-17 BEC 9
April 28, 2017

TO: The Academic Senate
FROM: The Executive Committee of the Academic Senate
SUBJECT: 16-17 BEC 9: Resolution Regarding the Chancellor's Office Draft Policy on Intellectual Property

**PURPOSE
AND ACTION
REQUESTED:** For adoption by the Academic Senate



**California State University, East Bay Academic Senate
Resolution Regarding the Chancellor's Office Draft Policy on Intellectual Property**

WHEREAS, on March 15, 2017, the CSU Chancellor's Office sent the Statewide Academic Senate (ASCSU) a [Memo](#) and [Report and Recommendations](#) regarding a draft policy on intellectual property, with the request to "provide us with your input and feedback no later than 60 days from the date of this transmittal"; and

WHEREAS, On April 11, 2017, the San Jose State University Academic Senate sent a [SJSU Senate Response](#) to the ASCSU and CSU, expressing "deep concerns with both the process used to create the proposed system policy and with a number of features present in its content"; and

WHEREAS, On April 12, 2017, the Chancellor's Office sent a [CO Reply](#) to San Jose State stating "because the draft systemwide intellectual property policy includes terms and conditions of employment that are within the scope of bargaining, CSU is prohibited from consulting with individual faculty members or with other faculty groups in preparing its draft policy"; and

WHEREAS, the Academic Senate of California State University, East Bay (CSUEB) notes the absence of any faculty involvement in the development of the Report and Recommendations issued by the Chancellor's Office; and

WHEREAS, it is in the interests of all CSU faculty and students for any policy on intellectual property to be widely discussed, reviewed and understood; therefore be it

RESOLVED that the CSUEB Academic Senate expresses its strong objection to the draft policy on intellectual property; and be it further

RESOLVED that the CSUEB Academic Senate endorses the response of the SJSU Senate; and be it further

RESOLVED that the CSUEB Academic Senate expresses its strong objection to the Chancellor's Office reply to San Jose State; and be it further

RESOLVED that the CSUEB Academic Senate distribute this resolution to the Chancellor, the Executive Vice Chancellor and General Counsel, the Executive Vice Chancellor for Academic and Student Affairs, the ASCSU, all campus Academic Senates, and the California Faculty Association.