



**Revenue distribution from Intellectual Property in the Department of Horticulture
December 2018**

Intellectual property (IP) are inventions of various types including improved plant cultivars. Other examples of IP include chemicals, new applications of materials and technology. IP developed by Oregon State University employees (inventors) may be legally protected and generate revenue for the university which is then shared by the OSU Research Office, the inventor's college, and the inventor(s) according to university formulas. In the College of Agricultural Sciences (CAS), according to current CAS policy, for revenue up to \$1.0 million the CAS portion is forwarded to the department, and for revenue in excess of \$1.0 million dollars the CAS portion forwarded to the department is renegotiated and subject to approval by the Dean. This document concerns policy about the IP revenue that is forwarded annually by the CAS to the Department of Horticulture and is discussed in this context.

The policy for distribution of IP revenue in the Department of Horticulture, beginning FY2018 is as follows:

1. Any IP revenue designated for the inventors (inventors' share) and then turned over by the inventors to their program(s) will be matched 100% by the revenue designated for the department up to the total available revenue from that particular IP. This match from the Department will be dedicated to the program(s) of the inventor(s).
2. Other IP revenue not in group #1 above that come directly to the Department in a single year for IP generated by a program will be distributed 70% to the inventors' programs and 30% to the Department up to \$500,000. This \$500,000 refers to all revenue coming in one year for the IP of one program in the Department. For plant breeding programs, the IP revenue is for all cultivars and germplasm released by the program and not for individual cultivars.
3. IP revenue coming from CAS to the Department for the IP of a single program that exceed \$500,000 in a given year will be distributed to the inventors' program and the Department at percentages subject to negotiation between the Department Head and the inventors. If the distribution cannot be agreed upon between these parties, the College of Agricultural Sciences Dean or designee will make the final decision.
4. All IP agreements signed prior to the implementation of this policy will be honored.

5. Use of IP revenue in the Department of Horticulture will be as follows (not prioritized):
- General department support (staff, supplies, and maintenance)
 - Startup expenses for new faculty on campus, and in limited cases off campus
 - Teaching support for credit and non-credit courses, and programs, including teaching assistantships
 - Graduate student support, tuition, travel, etc. (there could be a rotating assistantship and/or scholarship)
 - Support of off campus faculty travel to Corvallis for Departmental functions/meetings
 - Equipment needs that serve more than one research/Extension/teaching effort
 - Structure improvements such as greenhouses, farms, OCCUH
 - Undergraduate student research experience
 - Positions that serve the critical efforts and directions of the department
 - Rotation program for doctoral positions
 - Special events (e.g. hosting a national or international meeting)
 - Other

6. If the Department of Horticulture's share of IP revenue accumulates and exceeds by \$200,000 in one year, the projected needs for startup of new faculty and general support of the department, the Department Head will discuss the opportunity with the faculty. First priority for input will be given to those who generated the IP revenue, and then input from other faculty will be considered to determine the best use of the revenue. Item number 5 above is a list of possible suggestion for use of the revenue. The Department Head will make the final decision on the use of the IP revenue.



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Department Head