

Intellectual Property Policy

Academic Affairs Committee
Board of Trustees

I'm Peter Barna, Provost

Thank you for coming to this information session where I will help guide you through an understanding of the DRAFT Intellectual Property Policy proposed for Pratt by the Academic Affairs Committee of the Board of Trustees.

What is an Intellectual Property Policy?

- It defines who owns and who can use the intellectual property that our community creates, which includes all faculty, staff, students, and our collective called Pratt.
- It acts as the default guide in the absence of any other formal agreement to the contrary.

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Technically what's Intellectual Property (IP)

- IP is the any patentable invention, copyrightable subject matter, trademarks, trade secrets, or other types of intellectual property. These include, but are not limited to, works of art, designs, architecture, literary works, writings, student theses, inventions, software, discoveries, trade secrets, musical compositions, performances, and creations that might normally be developed on a proprietary basis.

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So it is basically all the creative and original stuff we artists, designers, architects, writers, and information scientists produce.

What Intellectual Property is Not

- It is not the physical property you produce.
- It is **not**:
 - The actual Painting or Sculpture you create
 - The Design Projects you create
 - The Physical Book you write.

This stuff is property and this policy does not address this physical property. It assumes that you own and are responsible for you own physical property.

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Simply put IP is..

- A reproduction of your original physical property or idea.
 - A photograph or printed copy of your painting or design
 - A copy of your writings or part of your writings
 - A physical reproduction of your design
 - A reproduction of your original ideas, like an invention or logo

A reproduction of your original physical property

A photograph or printed copy of your painting or design

A copy of your writings or part of your writings

A physical reproduction of your design

A reproduction of your original idea, like an invention or a logo

The IP Policy decides for original works created by all of us:


- First, who owns and controls these IP ideas or reproductions, called: **“Ownership”**
- Secondly, who gets to freely use and make, for educational purposes, reproductions of your art, designs, writings, class materials and ideas without permission, called **“Use Rights”**

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Any Questions?

To this point...

So that, in a nutshell is what the proposed policy does:

It states who owns our communities intellectual property

And who gets to use that IP, free of charge and without getting permission, for not-for-profit educational purposes.

Any question son what the policy's intention is?

The need to support and protect our community

Vision of 2006 - 2011

By 2011, Pratt Institute will ... support accomplishments and build collaborative relationships ... sustained by published policies, transparent procedures, and clear communication.

So let me digress a bit on why we need a policy, who created the draft, and how they created it.

Our Vision statement calls for us to take important steps in this direction.

The environment

- Presently precluded for many federal and state grants
- Increasing legal exposure of the Institute
- Increased ease of duplicating and misusing the intellectual property of others
- Large part-time faculty with intellectual currency invested many places
- The changing relationship with students from willing scholars to paying consumers

Also the environment is changing around us.

We are precluded from numerous state and federal grants, who want to be clear about who owns and can use what.

Increasing legal exposure and ability to duplicate materials

And our relationships with a large PT faculty and students and parents who increasing treat the education exchange as a commercial one.

The Academic Affairs Committee

Trustees:

Josh Smith
Mike Pratt
Ned Twining
Dick Eiger
June Kelly

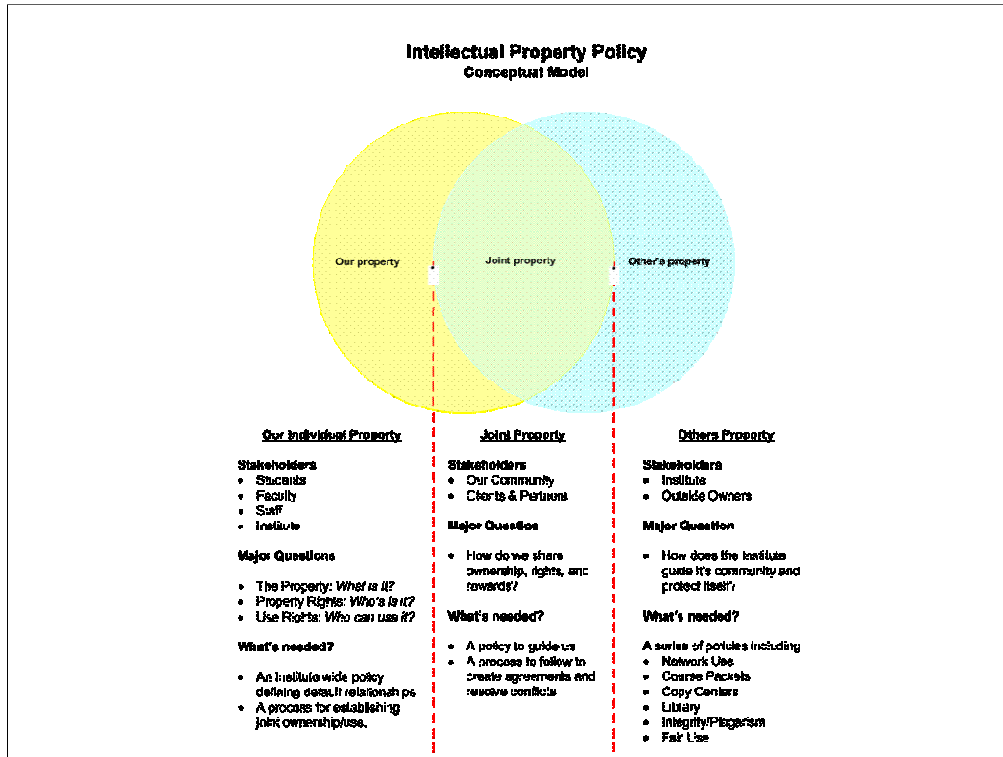
Administration:

Peter Barna

Faculty & Students:

Kristen Morith
Leonardo Gomez
Mary Edwards
Tony White
Marc Schaut
Sameetha Agha
Anita Cooney

Next, over the past year, this DRAFT has been developed by a group of faculty, students, and trustees who have contributed significant time in it's development.



And lastly, how the committee went about it's work.

First, the Committee divided the subject of IP into 3 areas, depending upon who created it.

Our property, meaning what students, faculty, and staff create.

The next is property other's outside of our community create.

And finally, is joint property, meaning intellectual property created jointly between members of our community and outside parties.

The Committee decided to initially address only intellectual Property created by our community, or jointly created IP.

Meaning only the stuff faculty, staff, students, and the institute had a stake in as possible owners.

All the other IP created by other people: network use policies, our copy center and course packets, materials in the library are not a part of this policy. They will and should be addressed in other policies and procedures by the institute. The Academic Affairs Committee has agreed to approach these matters after completion of this policy.

Best Practices

Art & Design Schools

- RISD
- The New School
- Art Center
- Cal Arts

Research Schools

- MIT
- Carnegie Mellon
- Univ. of Texas
- Univ. of Indiana

Professional Organizations

- AAUP (American Association of Univ. Professors)
- AAU (American Association on Universities)

Next, the Committee researched many policies from other schools and organizations and settled on any extensive list of “Best Practices” to guide our work.


These include schools like our Art & Design Schools, Research Schools, and Professional Organizations.

They also represented a range of opinions on IP.

Art & Design institutions tend to grant more rights to the individual, where as research institutions tend to have their collective have more rights.

And the Professional Organizations speak very little about the students, but the AAUP basically recommends granting every thing to the faculty, and the AAU every thing to the school.

Of all of the examples explored, I think it is safe to say that the committee felt that RISD’s policy, both for it’s simplicity and balance, represented the example closest to our own.



Any Questions?

About how and why...

Lastly, the committee set about creating definitions of who the policy would apply to, definitions of what was meant by Ownership, and Use Rights, and making decisions about who would own and get to use what.

Any question about how and why a policy.

Ok, now I'm going to switch to the actual DRAFT policy, and we'll look thru it together.

END of Presentation