

**ACADEMIC SENATE
of
THE CALIFORNIA STATE UNIVERSITY**

AS-2528-01/AA
March 15-16, 2001

**Support for Efforts by the California State Student Association to Recognize
Student Intellectual Property Rights**

RESOLVED: That the Academic Senate of the California State University receive the attached resolution by the California State Student Association (CSSA) entitled *Securing Intellectual Property Rights of Students* and support efforts by CSSA both systemwide and on each campus to develop meaningful definitions of intellectual property that recognize student rights; and be it further

RESOLVED: That the Academic Senate CSU request the Chancellor to join with the Academic Senate CSU and the CSSA to establish a collaborative study group to address the intellectual property rights of students.

APPROVED UNANIMOUSLY – March 15-16, 2001

SECURING INTELLECTUAL PROPERTY RIGHTS OF STUDENTS

- WHEREAS: All individuals, including students, possess the traits needed to create intellectual property material; and
- WHEREAS: The California State University's mission includes, "To provide opportunities for individuals to develop intellectually, personally, and professionally;" and
- WHEREAS: CSU Campus mission statements call for their universities to acts as bases for discovery through research and creative activities; and
- WHEREAS: By claiming student's intellectual property rights, the universities diminish the environment to which the student has no incentive to use the environment as a base for discovery nor does the student have an opportunity to "develop intellectually, personally, and professionally;" and
- WHEREAS: Students are not employed or paid by the institution for their research like that of faculty or other employees, but rather pay the institution, and intellectual property is not considered work for hire; and
- WHEREAS: Students face challenges when presenting their works/work to an outside entity either for redistribution or for non-profit purposes; and
- WHEREAS: Every student in the CSU pays to be a member of the campus community through the payment of State University Fees; and
- WHEREAS: Students only have cursory mention in the individual campus intellectual properties, and were largely ignored with a few exceptions
- WHEREAS: Different campus used the same justifications and treated students differently, and
- WHEREAS: CSSA believes it is in the best interests of the students and the CSU to remedy this unequal treatment, and
- WHEREAS: Allowing CSU students to maintain ownership of their intellectual property will allow students to demonstrate their best effort, and showcase their works bringing positive exposure to the CSU; now, therefore be it
- RESOLVED: That all California State University Students retain all intellectual property rights of original work produced by them within the California State University; and be it further

RESOLVED: That CSSA requests a re-examination of the treatment of students within the CSU with regards to intellectual property, and

RESOLVED: That the CSSA requests the Board of Trustees to create a system wide student intellectual property policy that reflects these values.

Signed: Michael Bezanson
Samuel Aborne