

Student IP Language Addition

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1. Ownership of IP developed by students: The University will not generally claim ownership of IP created by students. However, in the matter of course generated IP, including courses for research or independent credit, the student(s) shall have ownership only if they made use of resources that are a) made available by the College /Department administering the University course to students enrolled in the course; b) provided to all students enrolled in the course for academic credit, there are no pre-existing obligations for the University in connection with such course generated intellectual property, and the student(s) are not paid by the university in the scope of such course.

A student may choose to assign the ownership right in IP to the University and/or VTIP if all the parties agree to such a transfer.

If students develop IP in their capacity as employees, such IP shall be governed as set forth above and ownership is automatically vested in the university, including novel results of research in which the originator(s) do hereby assign ownership, right, title, and interest in any IP, discovery, or invention to the university.

2. In the event the following condition(s) apply, visiting scholars and volunteers do hereby assign any IP rights to the University when:

- (a) working on a research project funded by Virginia Tech or an entity outside of Virginia Tech sponsoring the research through Virginia Tech from which the IP was created; or,
- (b) employed or receiving payment from Virginia Tech related to a project from which the IP was created; or,
- (c) university resources not available to the public are used in the creation of the IP.

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Inventor Rights

Notification and Granting Back Rights to the Inventor(s)

VTIP will inform the creator of the outcome of its review as soon as practical. The creator may request that the ownership rights to the IP developed be released back to him or her. It is the University's discretion to follow such a request (if permissible under University policies, federal law, sponsorship agreements or other contractual obligations). If more than one creator contributed to the IP in question, VTIP shall attempt to seek unanimous approval of all the creators in question. As a general rule, the IP in question may be released back to the Inventor(s) if VTIP and the University do not wish to pursue protection or other use. The Inventor can request that the rights be released to him or her to pursue other avenues.) In the event ownership is released to the Inventor(s), as a condition of the transfer, Virginia Tech shall be granted a non-exclusive, fully paid-up, royalty free license to use the IP for internal teaching, research, and outreach purposes. Any request to release the invention to the inventor(s) should be communicated to VTIP in a timely manner to preserve the potential for IP protection. It is University's discretion to follow such a request (if permissible under University policies, applicable law, sponsorship agreements or other contractual obligations