

VENTURA COUNTY BOARD OF EDUCATION

BOARD POLICY NO. 2270

ADOPTED: 02/24/97

CLASSIFICATION: Administration

REVISED:

SUBJECT: Publication or Creation of Materials

The Board and the Superintendent recognize that employees may create copyrightable materials at work, at home, or both at work and at home. The development of such materials during, or in part during, the work day shall be approved by the Superintendent. However, the Superintendent's approval or lack of approval shall not affect the Board's ownership of copyrights for materials developed during work hours.

Materials written or developed by an employee during the normal work day are considered the property of the Board.

Materials developed during both work and leisure hours are owned jointly by the employee of the Superintendent and the Board. In such cases, the Superintendent shall ensure that a contractual agreement is made clarifying the joint ownership. A partnership entity may be created to hold the copyright on behalf of both parties.

Copyrights in the name of the Board may be secured for all copyrightable works developed by the Board. All royalties or revenues from these copyrights shall be used for the benefit of the Office.

Any electronic software developed by the Office may be marketed or licensed, with proceeds to be used exclusively for educational purposes.

Legal Reference:

EDUCATION CODE

1044, 1045	Copyrights, published materials; license of copyrights
32360, 32361	Copyright laws
35182	Non-educational electronic data-processing software
60076	Royalties

LABOR CODE

2870 - 2872	Inventions made by employees
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Federal Copyright Law

17 U.S.C., 201 and 201(a)