

## Copyright Ownership Agreement

This agreement is entered into by the creator or developer of copyrightable materials and Austin Community College. The purpose of the agreement is to clarify the conditions under which the work is developed, the ownership of copyright and the distribution of revenue (if any) derived as a result of the sale and distribution of the copyrightable work.

The Standard Agreement Form should be used when the creator/developer agrees with all the conditions of copyright ownership and distribution of revenue as stated in the Administrative Rule.

The Alternative Agreement Form should be used when the creator/developer wishes to alter the standard agreement of copyright ownership and/or distribution of revenue as stated in the Administrative Rule.

The agreement is not official until all the required signatures have been obtained.

### Conditions of Development

#### 1. Individually Supported

Work is considered to be individually supported if the work is developed and produced wholly on the employee's own time using the employee's own resources or using College resources that are generally available to college employees and students. Generally available ACC resources include one's office, office computer, telephone (excluding long-distance charges), library and similar resources.

#### 2. College Supported

Work is considered to be College supported if the work is developed and produced using College resources that exceed those that are generally available to college employees and students.

#### 3. College Commissioned (Work for Hire)

Work is considered to be College Commissioned (work for hire) if the work is assigned as part of the general satisfactory job performance within the scope of their position or required developmental activities from job performance reviews. Work is also considered College Commissioned if the work is produced during Release Time or if the employee is granted a Supplemental Stipend (e.g., Innovation Grants).

### Ownership of Copyright

The creator or developer of the work retains copyright when the work is Individually Supported.

The College retains the copyright when the work is either College Supported or College Commissioned.

### Distribution of Revenue

Unless otherwise agreed to in writing, the College will share with the creator the net income (that is, the gross income less all costs incurred by the College in the development, production and distribution of the work) received from commercialization or exploitation of works owned by the College in accordance with the following formula.

#### Cumulative Net Revenue

Developer/Creator	35%
Developer's Academic Department	15%
College	50%

## Copyright Ownership Agreement Alternative Agreement

Name: \_\_\_\_\_ Title: \_\_\_\_\_

Department: \_\_\_\_\_ Campus: \_\_\_\_\_

Product name or title: \_\_\_\_\_

Attach a description of the product(s) and role of ACC and the author(s).

### Conditions of development:

- \_\_\_ 1. Individually Supported
- \_\_\_ 2. College Supported<sup>1</sup>
- \_\_\_ 3. College Commissioned<sup>1</sup>

I have read and understand the Austin Community College Administrative Rule on Copyright Ownership (4.02.006). I wish to alter the standard agreement of copyright ownership and distribution of revenue as stated in the Administrative Rule.

Attach a detailed explanation of why an alteration to the standard agreement is warranted in this instance. Detail the origins of the resources used by the individual in the production of the property. List by major categories (staff, technology, funds and other resources) and indicate the ACC office providing the support. Indicate the amount of each resource used either in quantity or time.

### Copyright ownership:

\_\_\_ I (we) the developer(s) of the work retain copyright

\_\_\_ Austin Community College will retain copyright as described in the Copyright Ownership Administrative Rule (4.02.006)

### Distribution of revenue:

- \_\_\_ % To Individual
- \_\_\_ % To Department
- \_\_\_ % To College

<sup>1</sup> College Supported or College Commissioned works may also require the submission of additional college forms (i.e., Faculty Release Time, Supplemental Stipend Form, Innovation Grant Form, etc).

Title	Name	Date
Faculty/Staff/Student	Printed:	
	Signature:	
Supervisor <sup>2</sup>	Printed:	
	Signature:	
Next Level Supervisor <sup>3</sup>	Printed:	
	Signature:	
President	Printed:	
	Signature:	
Copyright Officer	Printed:	
	Signature:	

<sup>2</sup>Faculty member if student project.

<sup>3</sup> Vice President, Associate Vice President, Dean, Director, as appropriate.

Distribution of copies: Faculty/Staff/Student creator; Supervisor; Next Level Supervisor, Copyright Officer.