



LAWS OF ALASKA

2004

Source
HB 282

Chapter No.

AN ACT

Relating to contracts between the University of Alaska and its employees involving research or other development of intellectual property and to the authority of the president of the University of Alaska regarding employee contracts for development of intellectual property.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

THE ACT FOLLOWS ON PAGE 1

AN ACT

1 Relating to contracts between the University of Alaska and its employees involving research
2 or other development of intellectual property and to the authority of the president of the
3 University of Alaska regarding employee contracts for development of intellectual property.

4 _____
5 * **Section 1.** AS 14.40.210(a) is amended to read:

6 (a) The president of the University of Alaska may

7 (1) give general direction to the work of the University of Alaska in all
8 its departments subject to the approval of the Board of Regents;

9 (2) appoint the deans, heads of departments, professors, assistants,
10 instructors, tutors, and other officers of the University of Alaska to the positions
11 established by the Board of Regents;

12 (3) establish procedures for receipt, expenditure, and fiscal year
13 reporting of university receipts;

1 **(4) approve a contract between the University of Alaska and an**
2 **employee that authorizes the employee to conduct research or other development**
3 **of intellectual property and to develop, operate, or own a business related to or**
4 **resulting from the research conducted during the employment; a business**
5 **described under this paragraph may be jointly owned by the employee and the**
6 **University of Alaska.**

7 * **Sec. 2.** AS 23.40.075 is amended to read:

8 **Sec. 23.40.075. Items not subject to bargaining.** The parties may not
9 negotiate terms contrary to the

10 (1) reemployment rights for injured state employees under
11 AS 39.25.158;

12 (2) reemployment rights of the organized militia under AS 26.05.075;

13 (3) authority of the Department of Health and Social Services under
14 AS 47.27.035 to assign Alaska temporary assistance program participants to a work
15 activity considered appropriate by the Department of Health and Social Services; [OR]

16 (4) authority for agencies to create temporary positions under
17 AS 47.27.055(c); **or**

18 **(5) provisions contained in a contract under AS 14.40.210(a)(4).**

19 * **Sec. 3.** AS 39.52.910(a) is amended to read:

20 (a) Except as specifically provided, this chapter applies to all public officers
21 within executive-branch agencies, including members of boards or commissions. This
22 chapter does not apply to

23 **(1)** a former public officer of an executive-branch agency unless a
24 provision specifically states that it so applies;

25 **(2)** [. THIS CHAPTER DOES NOT APPLY TO] legislators covered
26 by AS 24.60; **or**

27 **(3) the University of Alaska and an employee of the University of**
28 **Alaska as to activities or employment under a contract between the employee and**
29 **the university described in AS 14.40.210(a)(4).**