

## Department of Planning and Budget 2016 Fiscal Impact Statement

**1. Bill Number:** HB 1230

|                        |                                       |                                     |  |
|------------------------|---------------------------------------|-------------------------------------|--|
| <b>House of Origin</b> | <input type="checkbox"/> Introduced   | <input type="checkbox"/> Substitute | <input type="checkbox"/> Engrossed           |
| <b>Second House</b>    | <input type="checkbox"/> In Committee | <input type="checkbox"/> Substitute | <input checked="" type="checkbox"/> Enrolled |

**2. Patron:** Delegate Herring

**3. Committee:** Passed Both Houses

**4. Title:** Clarify student intellectual property rights

**5. Summary:** This bill amends the statutes regarding the Commonwealth Research Commercialization Fund (CRCF) and those regarding the intellectual property (IP) policies of Virginia's public institutions of higher education by:

- inserting a reference to subsection A of § 23-4.3, Code of Virginia, into the definition of a “qualifying institution” in the CRCF statute (§ 2.2-2233.1, Code of Virginia),
- clarifying that student employees are included among those employees who are covered by the institutions' IP policies, and
- requiring the boards of visitors of Virginia's public institutions of higher education to adopt policies that are supportive of the IP rights of matriculated students who are not employees of the institutions.

**6. Budget Amendment Necessary:** No.

**7. Fiscal Impact Estimates:** Final (see Section 8)

**8. Fiscal Implications:** The proposed legislation does not have a fiscal impact.

**9. Specific Agency or Political Subdivisions Affected:** Virginia's public institutions of higher education

**10. Technical Amendment Necessary:** Yes. Line 127, after “education” insert “, including the State Board for Community Colleges,”.

**11. Other Comments:** None.

**Date:** 03/02/16 sas  
c: Secretary of Education