



School of Medicine
Division of Biomedical Sciences
Riverside, CA, 92521

April 12, 2020

To: Dylan Rodriquez, Ph.D., Chair, Academic Senate, UCR Division

From: Declan McCole, Ph.D., Chair, Faculty Executive Committee, UCR School of Medicine

Subject: Resubmission of UCR Online Course Agreement (ILTI Agreement)

Dear Dylan,

The School of Medicine Faculty Executive Committee has reviewed the resubmitted UCR Online Course Agreement and some outstanding concerns were noted. There was general agreement that critical portions of the agreement were vague and open to different interpretations that will potentially lead to legal complications in the future. In particular, the Committee was concerned about the vagueness of the distinction in Section 1 – Intellectual Property Ownership – between the portion of the Course owned by the Contributor and the portion owned by the Regents (Items 1.1.1 and 1.1.2). Additional concerns were expressed regarding these sections (Items 1.1.1 and 1.1.2) and language in the 2003 UC 2003 Policy on Ownership of Course Materials - Section III.A A. (Ownership of Course Materials Originated by Designated Instructional Appointees), which states the following:

Except as provided below, ownership of the rights to Course Materials, including copyright, shall reside with the Designated Instructional Appointee who creates them. However, the University retains a fully paid-up, royalty-free, perpetual, and non-exclusive worldwide license to any Course Approval Documents for the purpose of continuing to teach the course of instruction for which the documents were prepared, with the non-exclusive right to revise and update them as required for this purpose.

Overall, the Committee was of the opinion that additional clarification of the ILTI agreement is required to minimize disenfranchisement of faculty responsible for generating teaching materials, while also allowing Departments/Divisions access to those materials after the faculty member who generated them (the Contributor) has retired.

Yours sincerely,

A handwritten signature in black ink that reads "Declan F. McCole".

Declan F. McCole, Ph.D.
Chair, Faculty Executive Committee
School of Medicine