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NASA Procedural Requirements

COMPLIANCE IS MANDATORY**NPR 2092.1A**
Effective Date: August 07,
2003
Expiration Date: August 12,
2013[Printable Format \(PDF\)](#)[Request Notification of Change](#) (NASA Only)

Subject: Distribution of Royalties Received by NASA from the Licensing or Assignment of Inventions (REVALIDATED 8/12/08)

Responsible Office: Office of the General Counsel[| TOC | ChangeHistory | Preface | Chapter1 | Chapter2 | ALL |](#)

Preface

P.1 Purpose

NASA may receive royalties or other payments as a result of the licensing or assignment of inventions. NASA, in accordance with law, must distribute a percentage of such royalties and other payments it receives to the U.S. Government employee inventors and to individuals who have directly assigned their undivided interests in a licensed invention to NASA. The balance of any royalties or other payments remaining after such distributions are to be made available for use by NASA Headquarters, NASA Centers, the NASA Management Office-Jet Propulsion Laboratory (JPL), and Component Facilities. Additionally, royalties or other payments received from the licensing of inventions made by contractors or grantees, where title to such inventions has been assigned to or is otherwise vested in NASA, are to be made available for use by NASA Headquarters, the NASA Centers, the NASA Management Office--JPL, and Component Facilities. This NPR establishes the responsibilities and procedures for such distributions.

P.2 Applicability

P.2.1 This NPR is applicable to NASA Headquarters and NASA Centers, including Component Facilities and Technical and Service Support Centers.

P.2.2 This NPR applies to royalties or other payments received from the licensing or assignment of any invention made in whole or in part by (1) a NASA employee, (2) an employee of another U.S. Government agency when such invention is assigned to NASA, (3) an individual directly assigning his or her interest in the invention to the U.S. Government, and (4) an employee of a NASA contractor or grantee where the title to such inventions has been assigned to NASA by the contractor or grantee or has vested in NASA by operation of law.

P.2.3 This NPR applies to royalties or other payments received from the licensing or assignment of an invention made by an employee, contractor or grantee of another U.S. Government agency in which custody and administration of the invention has been transferred to NASA, pursuant to 35 U.S.C. 207, unless otherwise agreed between NASA and the transferring agency.

P.2.4 The term "royalties and other payments" means any money, including running royalties, alternate or periodic minimum royalties, and licensing or assignment fees, received as consideration by NASA for granting a license or assignment in an invention.

P.3 Authority

a. 15 U.S.C. § 3710(c).

- b. 42 U.S.C. § 2475 (Section 305 of the Space Act).
- c. 35 U.S.C. § 200 et seq.

P.4 References

- a. NPD 2091.1, Inventions Made by Government Employees
- b. NPD 2092.1, Royalties and Other Payments Received by NASA from the Licensing or Assignment of Inventions.

P.5 Cancellation

NPR 2092.1, dated July 9, 1998.

**ORIGINAL SIGNED BY: /S/ Jason E. Steptoe for
Paul G. Pastorek
General Counsel**

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