

AI AND INTELLECTUAL PROPERTY

INVENTORSHIP AND AUTHORSHIP

- AI cannot be considered an inventor on a patent.
- AI also cannot be considered an author on copyrights.
- Major AI platforms don't claim IP rights over materials generated.
- Authors using AI to generate IP must provide a "modicum of creativity" beyond what is AI generated.

POTENTIAL CONCERNS

- It is possible and yet unknown if inputting ideas into public AI algorithms will constitute a "public disclosure" in the eyes of the USPTO and therefore eliminate patenting rights.
 - Use Siloed AI and consult with our office before disclosing the idea to an AI program.
- AI could potentially be used to design around copyrighted software code.
- Be careful using AI to generate logos or slogans as this pulls from public data. There are concerns with prior art based on source material or if this is fair use.
- There is concerns regarding the use of copyrighted material to train AI. This could infringe on:
 - Actors, singers, writers, and other artists

OTHER RESOURCES

- USPTO AI Resources Page <https://www.uspto.gov/initiatives/artificial-intelligence/artificial-intelligence-resources>
- Grantwriting AI Systems: Grantable, Fundwriter.ai, Instrumentl

ABOUT WISYS

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