

Does the Word Copyright Make You Want to Cringe?

Help is Here!

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(PeteLinforth, 2015)

TEACH ACT

FAIR USE

RESOURCES

DISCLAIMER

This is not legal advice

**Please consult a
Copyright Lawyer**

Copyright Confusion

Outcomes:

- ✓ Learn of methods to ensure compliance with Fair Use or the TEACH Act
- ✓ Apply basic concepts of Fair Use to your content and develop an awareness of the TEACH Act
- ✓ Discover Copyright Resources



(Anonymous101, 2008)

Copyright and Traffic Lights



Copyright Confusion

A starting place...

- **Assume** all content is protected by copyright
- Educational use is **not** a safety net
- **Students** hold copyrights to their works
- Attribution is **not** enough
- **Password-protection** is not enough

(Hoon, n.d.b)



(МихаилБанчев, 2016)

Basics

Automatic Protection

- * Originality
- * Fixed Format
- * Minimally Creative



(Petelinforth, 2015)

**Protects the expression
of an idea**

Does **NOT** Protect

- Ideas
- Facts
- History
- News

Legalese



(Verkeorg, 2016)

- Legal & Traditional Dictionary
- Words and punctuation are very carefully chosen
 - **And** - all elements are necessary
 - **Includes** - items listed are examples, not a complete list
 - **May** - you are allowed to do that
 - **Shall** - you are required to do that

(Harris, 2012)

Copyright Law

Legislation

- 1976 - US Copyright Law
 - Sec. 101 Definitions
 - Sec. 102 Subject matter
 - Sec. 104 National Origin
 - Sec. 106 Exclusive Rights
- 1989 - Berne Convention
- 1998 - DMCA & Sonny Bono Act
- 2002 - TEACH Act



(U.S. Copyright Office, 2007)



(Ipad image, n.d.)

TEACH

Act 2002 (updated 2014)

Technology, Education, and
Copyright Harmonization

- T.E.A.C.H. does not supersede Fair Use or existing Digital License Agreements
- Applies to transmissions of performance and displays of copyrighted works, by any device or process (not just distance education)

(Hoon, n.d.c)

TEACH Act

- Must determine that you meet all the criteria before using the material
- Mediated instructional activities
 - Fundamental part of the class
 - Supervised by the faculty
 - Consistent with utilization in a live classroom setting (but not really)



([Online Teaching], n.d.)

(Hoon, n.d.a)

Concerns

- “Reasonable and limited portions” may be used
- Prevent further copying or redistribution of copyrighted works

Not Covered

- Electronic reserves, course packs, or ILL
- Commercial document delivery
- Textbook/digital content provided under license from the author, publisher, etc.

(Hoon, n.d.c)

Licensed Content



(Bykst, 2016.)

Licenses or Contracts
ALWAYS
take Precedence
in
Copyright Cases

You can **only** use the material
according to your license specifications.

Music & Videos

Music & Videos



- Videos
 - Don't Download
 - Embed or Link
- [10 Royalty Free Music Sites](#)
- Copyright Free
 - often is not Cost Free



If you believe that this content should not have been removed from Instagram, you can contact the complaining party directly to resolve your issue:

Report #: 377251929143079

Rights Owner: NPG Records Inc.

Email: npgrecords2@gmail.com

Copyrighted Work: Artwork my organization or client created

Resources

- [Public Domain Assessment](#)
- [ALA Fair Use Checklist](#)
- [Know your Copy Rights](#)
- Fair Use Evaluator: <http://clevelandcc.edu/fairuse/>
- Creative Commons <http://creativecommons.org/>
- Copyright @ UNCC <http://copyright.uncc.edu/>
- [CC Best Practices for Attribution](#)
- [“Best Practice: U.S. Copyrights” - Blackboard](#)
- [Copyright Crash Course- Univ. of Texas Libraries](#)

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