Copyright Basics for Faculty

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Overview

- Copyright basics
- Your work
  - University reports
  - Scholarly works
  - Course materials
- Work of Others
- Public Domain
- Fair Use
Copyright Basics

- Original work
- Fixed in a tangible medium of expression
- Idea/expression dichotomy
- SSO/“Look and Feel”
- Derivative work
- Compilations
- Ownership
- License
- Rights and limits
- My online summary of Copyright Basics
Rights

- Use
- Copy
- Distribute
- Make derivative works
- Perform
- Display
Many Special Rules Exist

- Music
- Software
- Broadcast
- Databases
- Online
Public Domain

• What it is
  • Works that are not protected by copyright or other intellectual property

• What it isn’t
  • Readily available material lacking a copyright or other IP notice
Fair Use

• **What it is**
  - Purpose and character of the use, esp. commercial v. non-profit education
  - Nature of the work
  - Amount and substantiality of portion used
  - Effect of use on potential market or value of the copyright

• **Safe Harbor Guidelines**
  - Single copy for teacher
  - Copies of immediate things
  - Last minute inspiration

• **What it isn’t**
  - Blanket permission for educational use

• **Limits on others of your work**
  - **Limits on you of others’ works**

• [Fair Use Checklist online](#)
Unanswered Questions

• More questions than answers
• New technologies all the time
• How to adapt law to new technologies
Your Work - University Reports

- Work for hire
- University policies
  - General IP policy
  - Distance education policy
Your Work - Scholarly Works

- Authorship
- Joint authors
- Work for hire
- University policy
- Notice: e.g., © 2005 Steven D. Jamar
Your Work - Course Materials

- Syllabus
- Lecture notes
  - Student versions republished
- Course packs
- Online
  - Web pages
  - Email
  - Links
  - Scanning
  - Downloads
Work of Others

• Performing
• Demonstrating
• Using
• Copying
• Reproducing
• Contributory infringement
• TEACH Act Checklist
Work of Others - Examples

- Book chapter
- Video clips
- Sound clips
- Images from websites
- Linking to other websites
Resources

• Online
  • HU Library - http://www.howard.edu/library/Assist/Guides/copyright.htm
  • Copyright Office - http://www.copyright.gov/
  • Google copyright and education - many, many sites

• Statute and regulations

• Copyright office publications
  • Be careful about dates - things change quickly