Copyright and Fair Use for Faculty

In The Classroom
• **Display** of textual, photographic, or audio/video material in the classroom is always allowed as long as:
  – the resource being displayed was obtained legally;
  – it is being used for instructional purposes;
  – it is being shown in a face-to-face teaching environment; and
  – at a non-profit educational institution.
In the Classroom

• **Copies** can be made for classroom use (no more than one per student) if they meet the tests of:
  – brevity;
  – spontaneity;
  – and cumulative effect;
  – and include proper attribution and a notice of copyright.
The Rules

- **Brevity**: Limiting the amount copied from a single work.
- **Spontaneity**: The inspiration of the individual teacher to use a resource in class is so close to the time of use that it would be unreasonable to seek permission.
- **Cumulative effect**: One work per author, three works per volume, no more than nine times a year for a single class.
- One semester only, not repeated from term to term.

Adapted from guidelines agreed to by the Association of American Publishers and The Author's League of America (http://www.utsystem.edu/ogc/intellectualproperty/clasguid.htm)
Can I show a DVD that I got from NetFlix in class?

Absolutely, as long as you aren’t charging admission
I was reading a book last night and found a poem I want to share with my class. Can I make copies for everyone for today’s discussion?

Yes, but you can’t re-use the poem next semester without permission.
Case Studies

• Can I use images I got from the Internet in a classroom PowerPoint presentation?

Yes, but you can’t post a copy on the Internet.

Teachers can use materials in multimedia presentations for two years, after that they need permission to use text/images. Students can keep multimedia presentations in their personal portfolios permanently.
Questions?

Contact Kristy Sorensen, Associate Library Director and Head of Archives and Records Management

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