

COPYRIGHT LAW

Copyright law protects the creators of original work in **any medium**, as soon as it is saved in a fixed form, whether it is **published or not**. Writers, artists, musicians, and producers hold the copyright to their work. As a result, they are protected from copying, distribution, or performance of their work without permission. Use of a work without permission violates copyright law and is punishable by civil and criminal penalties.



FAIR USE IN EDUCATION

Fair Use - states, "Under certain conditions, a copyrighted work may be used without prior permission for, among other things, teaching, research, scholarship, and criticism" (PBS, 2010).

Distance education teachers, please, refer to the Association of Research Libraries link for specifics regarding distance learning environments.

REFERENCES

- Association of Research Libraries. (2007). Know your copy rights [PDF document]. In *Know your copy rights: Using copyrighted works in academic settings*. Retrieved from http://fairuse.stanford.edu/library_resources/
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- Microsoft Corporation.(2010). *Clip art on Office online*. Retrieved from <http://office.microsoft.com/en-us> North Carolina Department of Public Instruction. (1997). *Copyright in an electronic environment*. Retrieved from <http://www.dpi.state.nc.us/copyright1.html#2c>
- Public Broadcasting Service (PBS). (2010). *Copyright & fair use*. Retrieved from <http://www.pbs.org/teachers/copyright/>



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Copyright & Fair Use



A BRIEF MULTIMEDIA GUIDE FOR TEACHERS & STUDENTS

WHAT DOES FAIR USE ALLOW?

Teachers may display images, play motion pictures or sound recordings, or perform works in classes without obtaining permission if the use meets the following conditions:

1. for **instructional** purposes;
2. for **face-to-face** teaching;
3. at a **nonprofit educational institution**.

IS IT FAIR USE?

Fair Use applies if upon evaluation of your material, you can answer "YES" to the following questions:

1. Is the use for nonprofit educational purposes?
2. Is the nature of the copyrighted work fact-based, published, or out of print?
3. Do you plan to use only a small percentage of the work?
4. Does your use avoid harming the market for or value of the work?

EDUCATIONAL MULTIMEDIA IS

an educational presentation that includes original teacher or student materials combined with copyrighted media in any format and shown in a nonprofit educational institution.

EDUCATIONAL MULTIMEDIA- WHAT & HOW MUCH?

The chart below provides guidelines of what and how much may be used in teacher or student created educational multimedia productions:

What?

Motion Media



Illustrations or Photographs



Music



How much?

- 10% or 3 minutes, whichever is less
- No alterations to clip
- Photographs or illustrations may be used
- No more than 5 images of an artist's or photographer's work
- No more than 10% of a collection, up to 15 images.
- Up to 10% of composition or sound recording; no more than 30 seconds
- Alterations cannot change the basic melody



REMINDERS

The NC Department of Public Instruction (1997) states that "students and teachers must include on the opening screen of their programs and on any printed materials that their presentation has been prepared under fair use exemption of the U.S. Copyright Law and are restricted from further use."

Provide bibliographic information for all sources in your presentation.

FAQ

Question: Can I post my multimedia presentation on a public web site?

Answer: No.

Question: How many copies can I make of my presentation?

Answer: 2. If a group project, 1 per creator.

Question: When does Fair Use end for my presentation?

Answer: It ends when you lose control of the presentation's use, such as when it is accessed by others over the Internet.

Question: Where do I put my copyright information in the presentation?

Answer: For images, it may be shown in a separate bibliographic section.