

Copyright and Fair Use for Educators – Educational Media
A compendium of resources and basic practices
Joe Showker ITRT RCPS

Copyright and fair use are a constant discussion topic in the educational classroom of the new millennium. Web2.0 mindsets have caused educators and students to assume that virtually everything on the internet is free game. This is not true. The internet is NOT in the public domain. The best advice is if you are in doubt either don't use the material or ask permission. You will also notice a general mention of educational use. If you are using media for entertainment or motivational purposes you cross a fine line from educational use to something other than that.

If you want more detailed explanations navigate to the ADEC's web page at:
<http://www.adec.edu/admin/papers/fair10-17.html>

CCUMC guidelines. Limitations (in time and amount can you use) for portions of material.

Individual Musical Works: up to 10% or 30 seconds-whichever is less

Video: 10% or 3minutes-whichever is less

Text: 10% or 1000 words-whichever is less

Photographs or illustrations: No more than 5 images by a particular artist and no more than 10% or up to 15 images by a published source.

Material may be used up to **2 years** following it's creation, at which point permission from the source should be sought. Basically speaking fair use expires after 2 years.

The University of Texas gives the following guidelines for video and music

<http://www.utsystem.edu/ogc/intellectualproperty/copypol2.htm - mm>

RULES OF THUMB FOR DIGITIZING AND USING OTHERS' WORKS IN MULTIMEDIA MATERIALS FOR EDUCATIONAL PURPOSE

The CONFU Fair Use Guidelines for Educational Multimedia suggest that fair use requires adherence to specific numerical portion limits, that copies of the multimedia work that includes the works of others should be strictly controlled, and that fair use "expires" after 2 years. **Our Rules of Thumb** acknowledge that these are important considerations, but the Guidelines numbers do not describe the outer limits of fair use. Despite their tightly controlled approach, the Guidelines can provide helpful guidance and we recommend that you read them.

Please keep in mind that the rights described here are rights to create unique works, but not to make multiple copies and give them out (distribute them).

1. Students, faculty and staff may
 - incorporate others' works into a multimedia work
 - display and perform a multimedia work in connection with or creation of class assignments curriculum materials, remote instruction, examinations, student portfolios, professional symposia.
2. Be conservative. Use only small amounts of other's works.
3. Don't make any unnecessary copies of the multimedia work.

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RULES OF THUMB FOR MUSIC

The Guidelines for Educational Uses of Music negotiated in 1976 can provide helpful guidance and we recommend that you read them.

1. Limit copying as follows:
sheet music, entire works: only for performances and only in emergencies
sheet music, performable units (movements, sections, arias, etc.): only if out of print

student performances: record only for teacher or institutional evaluation or student's portfolio
sound recordings: one copy for classroom or reserve room use

2. Include
any copyright notice on the original
appropriate citations and attributions to the source.

3. Replace emergency copies with purchased originals if available.

Quick Glance Version of the Consortium of College and University Media Centers

<http://www.ccumc.org/copyright/guidesum.html>

Fair Use Guidelines for Educational Media, University of Texas

<http://www.utsystem.edu/ogc/intellectualproperty/ccmcguid.htm>

U.S. Copyright Office --- Library of Congress

www.loc.gov/copyright/

Find out copyright basics, search different pieces of legislation and current developments on the copyright horizon, and more on this government site.

A Visit to Copyright Bay

<http://www.stfrancis.edu/cid/copyrightbay/>

Copyright Bay is a website with an inventive and user-friendly way of exploring all aspects of copyright issues.

10 Big Myths About Copyright Explained

www.templetons.com/brad/copymyths.html

Brad Templeton explores the ten greatest myths in regards to copyright.

The Copyright Website

www.benedict.com/

This site endeavors to provide real world, practical and relevant copyright information.

Hall Davidson

www.halldavidson.net

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Hall Davidson is a former educator and PTV education specialist. He now works for discovery school. His site has copyright information written with teachers in mind.

The Legal Information Institute

www4.law.cornell.edu/uscode/

This site includes the most recent version of the United States Code and makes it more accessible.

Cable in the Classroom

www.ciconline.org

This site contains information on education rights for programs carried by major cable stations.

PBS Teacher Source TV Schedule

<http://www.pbs.org/teachersource/planning/schedulex/fullalpha.shtml>

This site gives the current PBS schedule and education rights for those programs.

Linda Holt, DOE Instructional Media and Training Specialist, Links on Copyright and Fair Use

<http://lindaspresentations.wikispaces.com/Copyright+and+Fair+Use>

The Educator's Guide to Copyright and Fair Use –

Article by Linda Starr Education World® Copyright © 2004 Education World

http://www.education-world.com/a_curr/curr280.shtml

NOTES - Questions - Comments