

USING COPYRIGHTED MATERIAL

Amber-Pocasset Board of Education believes in full compliance with the provisions of the copyright laws (Title 17 of U.S. Code) as they affect the district and its employees. While the law identifies some "fair use" provisions, it also defines specific restriction on the reproduction of copyrighted materials. A copyright is a property right. Willful infringement of a copyright can result in criminal prosecution. It is the position of the board that copyrighted materials, whether they are print or nonprint, will NOT be duplicated unless such reproduction meets "fair use" standards or unless written permission from the copyright holder has been received. Illegal copies of copyrighted materials may NOT be made or used on district equipment.

Criteria for considering questions for "fair use" shall be:

1. The purpose and character of the use, including whether such use is of a commercial nature or is for nonprofit educational purposes;
2. The nature of the copyrighted work;
3. The amount and substantiality of the portion used in relation to the copyrighted work as a whole; and
4. The effect of the use upon the potential market for or value of the copyrighted work.

In an effort to discourage violation of the copyright laws and to prevent such illegal activities:

1. The Amber-Pocasset Public Schools copyright policy will be printed in all employee and student handbooks of the district.
2. Employees who willfully disregard the district's copyright position are in violation of board policy. They do so at their own risk and assume all liability responsibility. The legal and/or insurance protection of the district will NOT be extended to anyone who violates the "fair use" standards of this policy.