

# COPYRIGHT



“The Congress shall have the Power...To promote the Progress of Science and useful Arts, by securing for limited Times to Authors and Inventors the exclusive Right to their respective Writings and Discoveries;

*United States Constitution*  
Article I. Section 8. Clause 8

## COPYRIGHT BASICS

Copyright is a form of protection provided by the laws of the United States (**title 17, U.S. Code**) to the authors of “original works of authorship,” including literary, dramatic, musical, artistic, and certain other intellectual works. This protection is available to both published and unpublished works. Section 106 of the 1976 Copyright Act generally gives the owner of copyright the exclusive right to do and to authorize others to do the following:

- *To reproduce the work in copies,*
- *To create derivative works based upon the original work,*
- *To distribute copies of the work to the public* by sale or other transfer of ownership, or by rental, lease, or lending,
- *To perform the work publicly,* in the case of literary, musical, dramatic, and choreographic works, pantomimes, and motion pictures and other audiovisual works;
- *To display work publicly,* in the case of literary, musical, dramatic, and choreographic works, pantomimes, and pictorial, graphic, or sculptural works, including the individual images of a motion picture or other audiovisual work; and
- In the case of *sound recordings, to perform the work publicly* by means of a *digital audio transmission.*

## EXCEPTIONS TO THE PERMISSION REQUIREMENT IN THE COPYRIGHT LAW (TITLE 17, U.S. CODE)

- Fair Use Exception (Section 107)
- Library Exception (Section 108)
- Face-to-Face Teaching Exception (Section 110)
- Public Domain
- First Sale Doctrine (Section 109)

## COPYRIGHT-RELATED WEB SITES

[www.copyright.gov](http://www.copyright.gov) Library of Congress U. S. Copyright Office  
Information about copyright, forms to register works, links to look up a copyright holder.

[www.copyright.com](http://www.copyright.com) Copyright Clearance Center, Inc.  
Get permission and pay fees for print and digital use of copyrighted content in books, magazines, newspapers. Register copyrighted material for CCC to manage.

[www.copyright.iupui.edu](http://www.copyright.iupui.edu) “Checklist for Fair Use”  
Copyright Management Center  
Indiana University Purdue University

[www.lib.utsystem.edu/copyright](http://www.lib.utsystem.edu/copyright) “Copyright Tutorial”  
University of Texas System

[fairuse.stanford.edu](http://fairuse.stanford.edu) “Copyright & Fair Use”  
Stanford University Libraries

[fairusenetwork.org](http://fairusenetwork.org). Fair Use Network

“10 Big Myths About Copyright Explained”

[www.bmi.com](http://www.bmi.com) and [www.ascap.com](http://www.ascap.com) and [www.sesac.com](http://www.sesac.com)

Music industry member sites. Licensed music use.

[www.kohnmusic.com](http://www.kohnmusic.com) Kohn on Music Licensing

[www.creativecommons.org](http://www.creativecommons.org) The Creative Commons

[www.centerforthepublicdomain.org](http://www.centerforthepublicdomain.org) Center for the Public Domain

[www.eff.org](http://www.eff.org) Electronic Frontier Foundation

[www.pdinfo.com](http://www.pdinfo.com) Public Domain Music

[www.promo.net/pg/](http://www.promo.net/pg/) Project Gutenberg

[onlinebooks.library.upenn.edu](http://onlinebooks.library.upenn.edu) The Online Books Page

[www.opencontentalliance.org](http://www.opencontentalliance.org)

[www.publishers.org](http://www.publishers.org) Association of American Publishers

[www.wipo.org](http://www.wipo.org) World Intellectual Property Organization

**BOOKS IN KIMBROUGH LIBRARY**

Examples of books & DVDs in call number range KF 2980 to KF 3070 & NC1001.

*Art Law Conversations*

*Bound by Law (graphic novel about copyright)*

*Business and Legal Primer for Game Development*

*Copyright Basics*

*Copyright Compliance Series (10 DVDs)*

*Copyright Essentials for Librarians and Educators*

*Copyright for Archivists and Users of Archives*

*Copyright Handbook: How to Protect & Use Written Works*

*Copyrights & Copywrongs*

*Copyright Guide: A Friendly Handbook for Protecting and Profiting From Copyrights*

*Copyright in Cyberspace 2*

*Content Rights for Creative Professionals: Copyrights and Trademarks in a Digital Age*

*Clearance & Copyright: Everything the Independent Filmmaker Needs to Know*

*Digital Copyright: Protecting Intellectual Property on the Internet*

*Getting Permission: How to License & Clear Copyrighted Materials Online & Off*

*Graphic Artists Guild Handbook: Pricing and Ethical Guidelines*

*Illustrated Story of Copyright*

*Intellectual Property for Paralegals*

*The Law in Plain English for Photographers*

*The New Gate Keeper: Emerging Challenge to Free Expression in the Arts*

*Protecting Your Company's Intellectual Property*

*Public Domain: How to Find Copyright Free Writings, Music, Art & More*

*Copyright Law and the Distance Education Classroom*

*101 Questions about Copyright Law*

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[www.templetons.com/brad/copymyths.html](http://www.templetons.com/brad/copymyths.html)