

# Copyright 101

**aka Let's Not All Get Sued At Once**

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# Disclaimer:





# Contents:

- **COPYRIGHT BASICS**
  - What & Why
  - Creative Commons
  - Fair Use

- **COPYRIGHT-FRIENDLY MATERIALS**
  - Where to look
  - How to check
- **COPYRIGHT AT UVM**



# **(Wait. This is accessibility?)**

**Knowing what you can and cannot use,  
and knowing who and when to ask, makes  
the process of creating publications  
easier.**

**Making processes easier = making them  
more accessible.**



# COPYRIGHT BASICS

**1. Check an item's copyright status before you use it.**

*#Consent*

**2. When in doubt, ASK.**

**3. Document everything.**

## 3 basic copyright license types:

1. **COPYRIGHTED:** registered with the US Office of Copyright Protections. You need permission to use it.
2. **CREATIVE COMMONS:** you need to follow directions in order to use it.
3. **PUBLIC DOMAIN:** anyone can use it, for any purpose.

# Creative Commons

**A set of copyright licenses that provide a standardized way to indicate how a work can be used.**

**There are six Creative Commons licenses.**



[CC-BY](#)

[CC-BY-SA](#)

[CC-BY-NC](#)



- Attribution required.

- Attribution required.
- Share-alike required.

- Attribution required.
- Non-commercial use only.

[CC-BY-NC-SA](#)

- Attribution required.
- Share-alike required.
- Non-commercial use only.

[CC-BY-ND](#)

- Attribution required.
- No remixes.

[CC-BY-NC-ND](#)

- Attribution required.
- Non-commercial use only.
- No remixes.

## **Creative Commons licenses cannot be revoked.**

Once you apply a CC license to your material, anyone who receives it may rely on that license for as long as the material is protected by copyright, *even if you later stop distributing it.*

## **You must own or control copyright in the work.**

Only the copyright holder or someone with express permission from the copyright holder can apply a CC license or CC0 to a copyrighted work.



# What's “public domain”?

- No attribution required
- No need to share-alike
- Can be used commercially
- Can be remixed

# What does attribution look like?

## Image Credits

All images appearing on the CDCI website do so with the express permission of their owners, or exist in the public domain. If you believe we are using your image without your consent, [please contact us](#).

### VTPBIS Reports

[2021 VTPBIS ANNUAL REPORT](#) ▾

[2022 VTPBIS WINTER QUARTERLY REPORT](#) ▾

### Vermont Interdisciplinary Team (I-Team)

[AUGMENTED AND ALTERNATIVE COMMUNICATION \(AAC\) GROUP](#) ▾

**It can be an easily findable page on your website.**

# Or right next to the image.



Image by Pexels from Pixabay

## Steady

The world is an exciting and dramatic place these days. To the point of exhaustion, really. If the education-centered hubbub on your social media feed raises your anxiety level, you're not alone. Equity work in schools is essential and important. And change is



**“But what about Fair Use?”**

**Good question.**

# The 4 Elements of Fair Use:

- 1. What is the CHARACTER of the use?**
- 2. What is the NATURE of the work to be used?**
- 3. HOW MUCH of the work will you use?**
- 4. WHAT EFFECT would this use have on the market for the original or for permissions if the use were widespread?**

# CHARACTER of the use

**FAIR USE IS  
(GENERALLY):**

- Criticism
- Commentary
- News reporting
- Teaching
- Scholarship & research
- Parody

**AND  
BASICALLY  
NEVER  
COMMERCIAL.**



# NATURE of the work

[Source: Sullivan  
University Library](#)

**FAIR USE  
(GENERALLY)  
APPLIES TO  
WORKS THAT  
ARE:**

- Non-fiction
- Scholarly
- Factual
- Informational
- Published

**AND (GENERALLY)  
LESS APPLIES TO  
WORKS THAT ARE  
UNPUBLISHED OR  
CREATIVE.**

# AMOUNT of the work

[Source: UVM Howe Library  
Media Copyright Guidelines](#)

FILM & VIDEO	SONGS	TEXT	PHOTOS & IMAGES
No more than 10% or 3 minutes (which ever is less)	No more than 10% and absolutely not more than 30 seconds	No more than 10% of a text	No more than 10% or 15 images from the same source; and no more than 5 images from any one artist or photographer.

[Source:](#)  
[University of](#)  
[Washington](#)  
[Copyright](#)  
[Connection](#)

## **EFFECT of the use**

**Will your use of a work mean that others do not have to purchase a copy of the work?**

**Will it otherwise impact the market for the work?**

**FAIR USE ALWAYS APPLIES:**

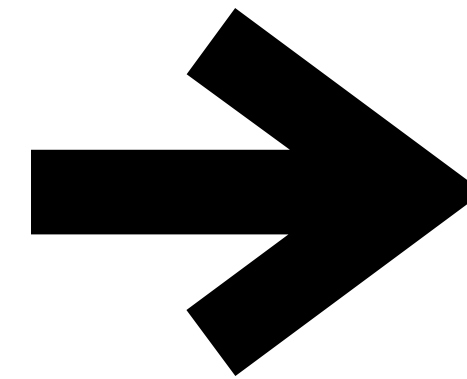
**when you have the**

*Consent*

**of the copyright holder.**



# Fair use? (or nah)





# Fair use? (or nah)

**Lynn  
Goldsmith  
photo**



**Andy Warhol  
painting**

# Fair use? (or nah)



Image courtesy:  
Kyle Cassidy



# FAIR USE ALWAYS APPLIES:

when you have the

*Consent*

of the copyright holder.



**In a nutshell:**

[Source](#)

**“Basically, fair use is so complicated it has to be decided every time on a case-by-case basis.”**

**—Aman Gebru**  
**Duquesne University law professor**

# **“COPYRIGHT-FRIENDLY” MATERIALS**

**Materials whose creators licensed with the goal of reducing inequity.**

**This is usually done by:**

- using a Creative Commons license**
- making material explicitly available for educational purposes**
- waving the licensing fee**



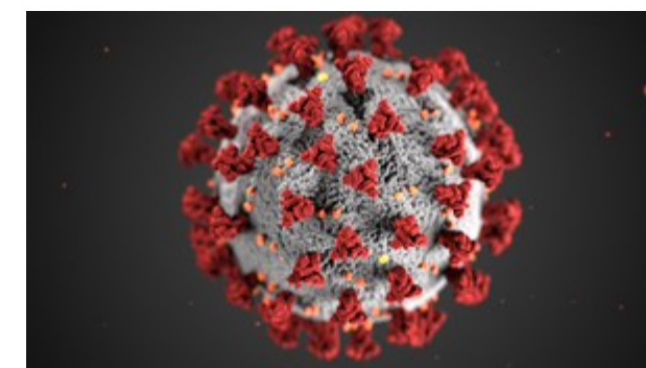
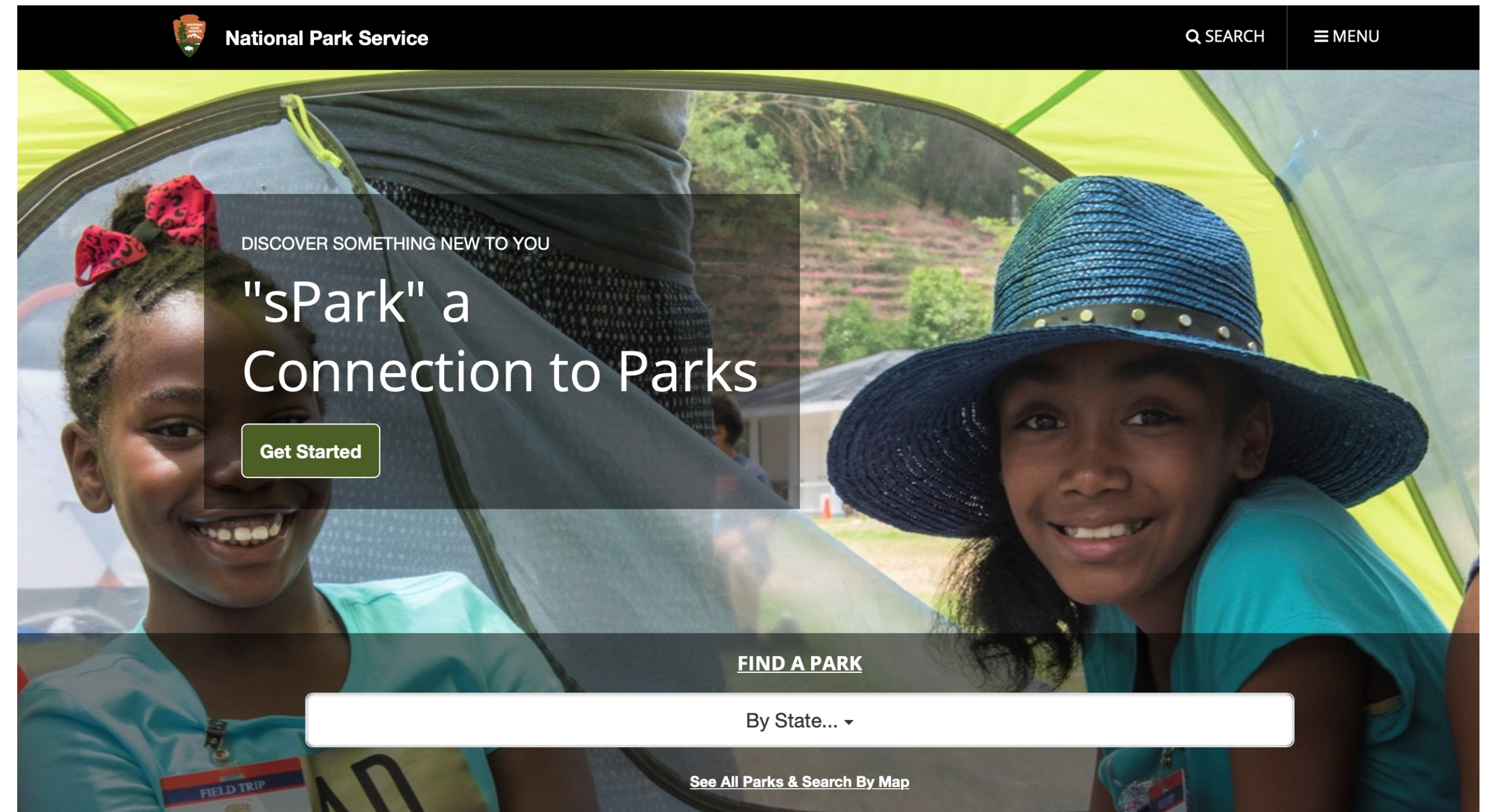
## **Pro-tip: your taxes at work**

**DID YOU KNOW: Materials posted on US government websites are in the public domain by default, unless explicitly stated otherwise.**



YES: [NPS.gov](https://www.nps.gov)

All images, videos,  
charts, and articles  
on the National  
Park Service  
website are in the  
public domain.



NPS COVID-19 Response >



National Park Week >



Thank You, Ranger Betty! >




**YES:** [NPS.gov](https://www.nps.gov)

**You can take them,  
use them as is, or  
remix them.**



# Sidenote:




📍 LAMOILLE UNION MIDDLE SCHOOL

How to make National Park green screen videos with students

239 views • Mar 21, 2016

👍 4    🗨 DISLIKE    ➦ SHARE    ⌵+ SAVE    ...

 The Tarrant Institute for Innovative Education [SUBSCRIBE](#)

Lamoille Union Middle School students share how they researched and filmed green-screen tours of two National Parks. Full transcript available here:  
<http://tiie.w3.uvm.edu/blog/study-nat...>

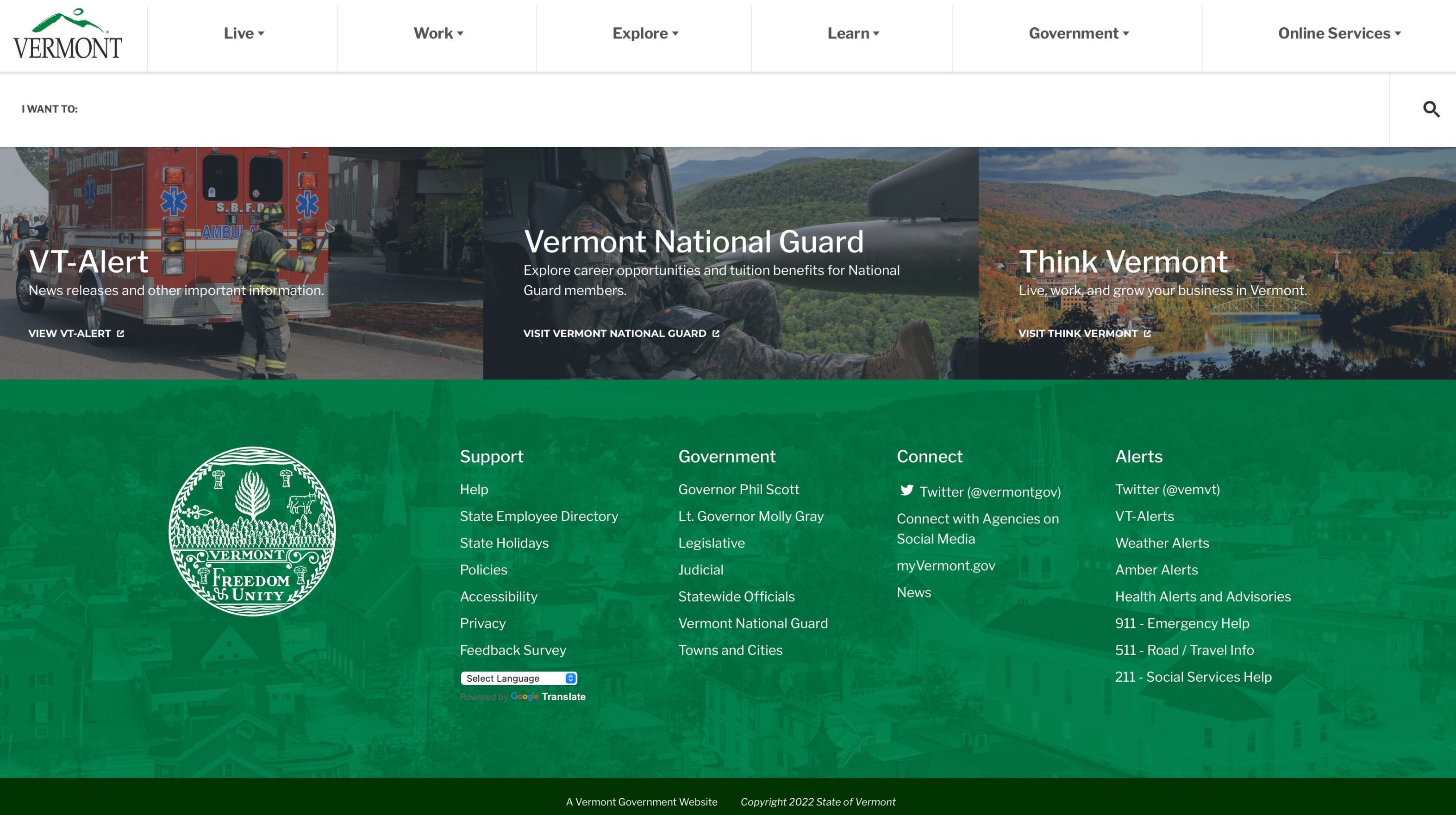
Footage of Lake McDonald courtesy NPS.gov. Music: "Pacific Sun" by Nicolai Heidlas, CC BY License 4.0.

SHOW LESS



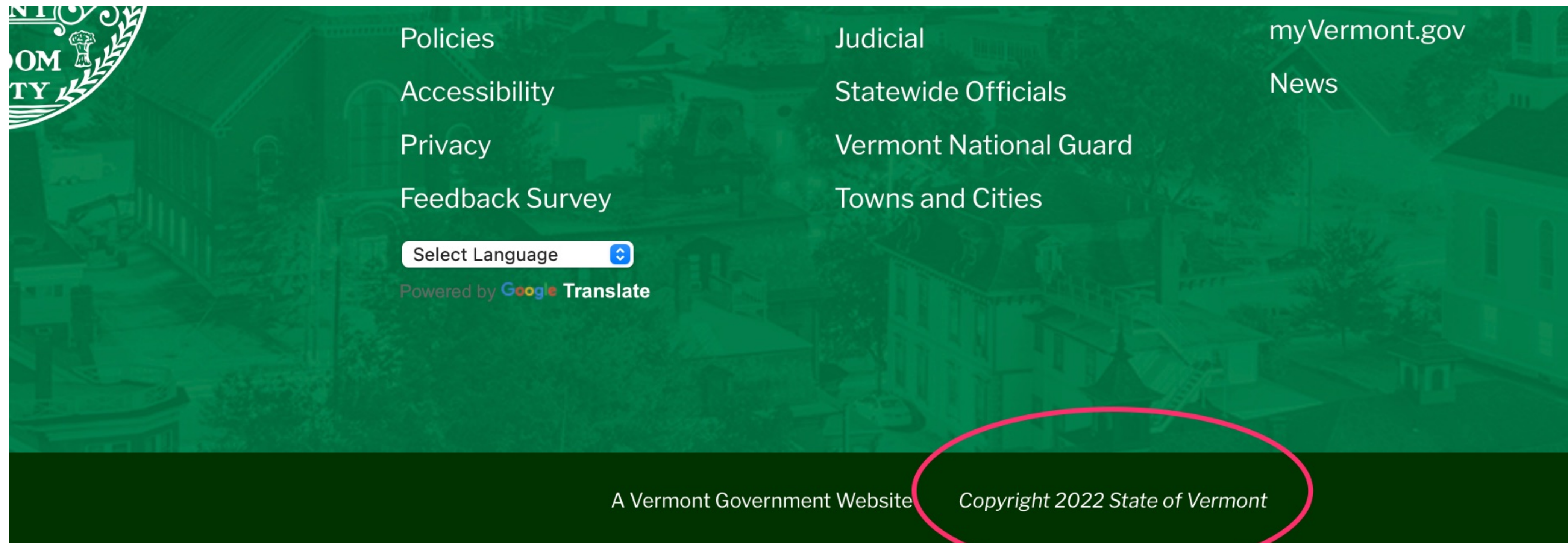
NO: [vermont.gov](https://vermont.gov)

[vermont.gov](https://vermont.gov) is  
one of the few  
government  
websites that  
explicitly holds  
their copyright.







NO: [vermont.gov](https://vermont.gov)








# Fair use? (or nah)



Senate Committee on Education | 03-31-2022 | 02

119 views • Streamed live on Mar 31, 2022

 LIKE  DISLIKE  SHARE  SAVE ...

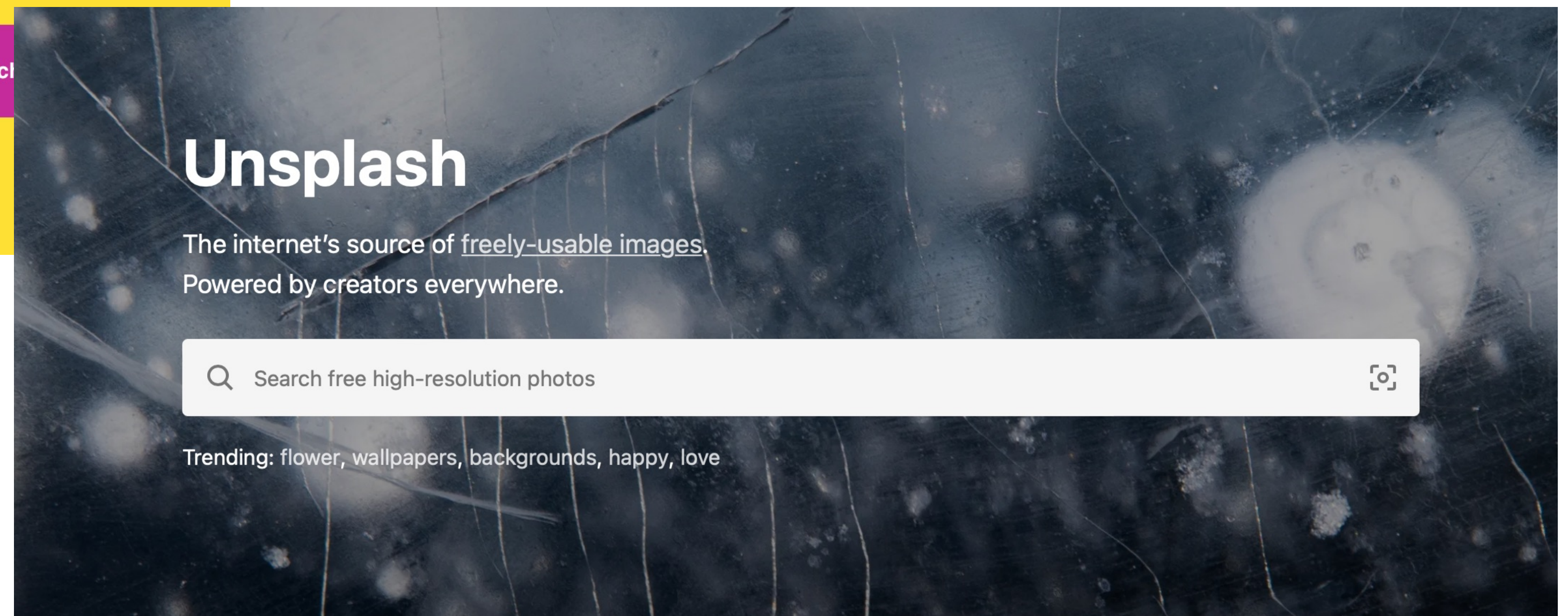
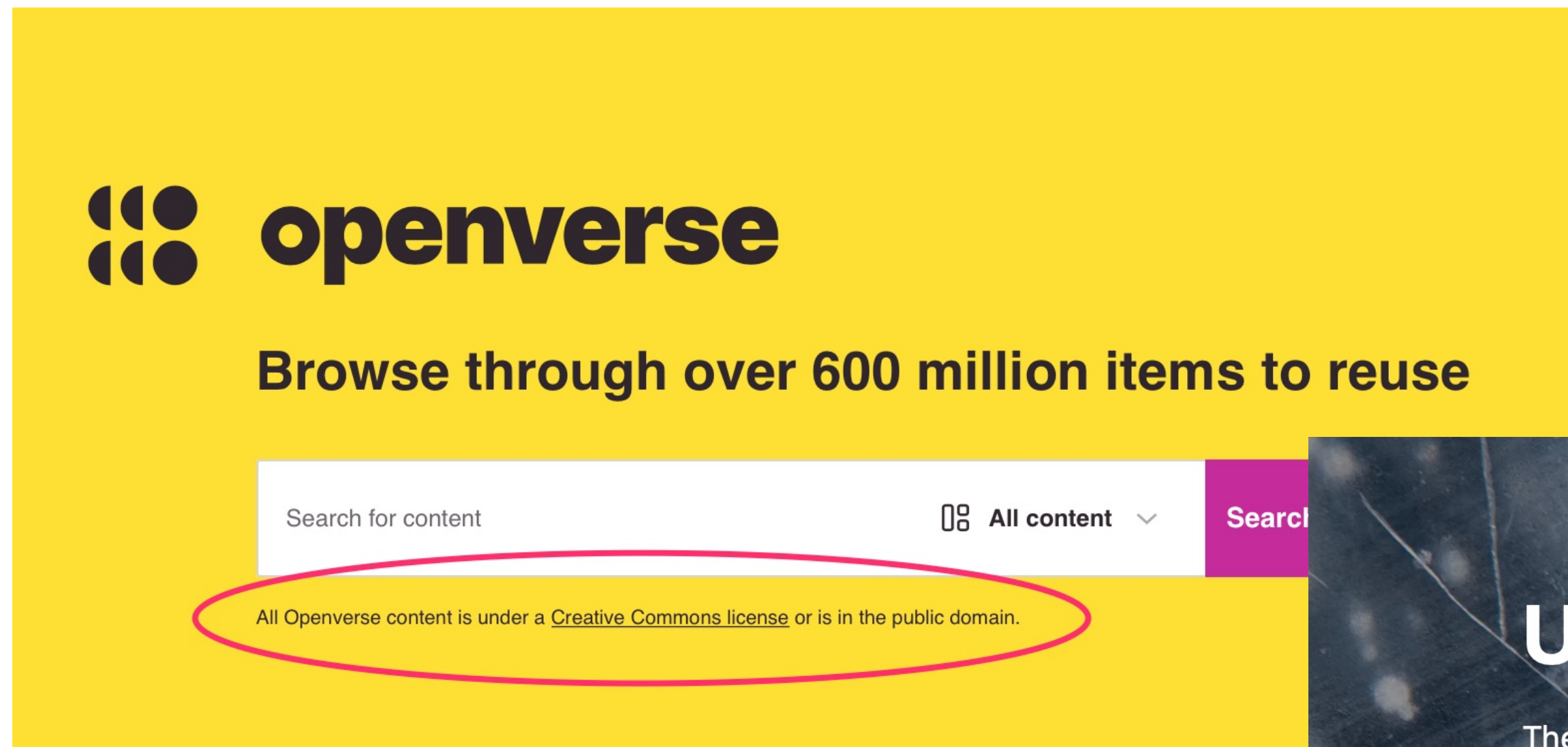


**Vermont Senate Committee on Education**  
196 subscribers

SUBSCRIBE



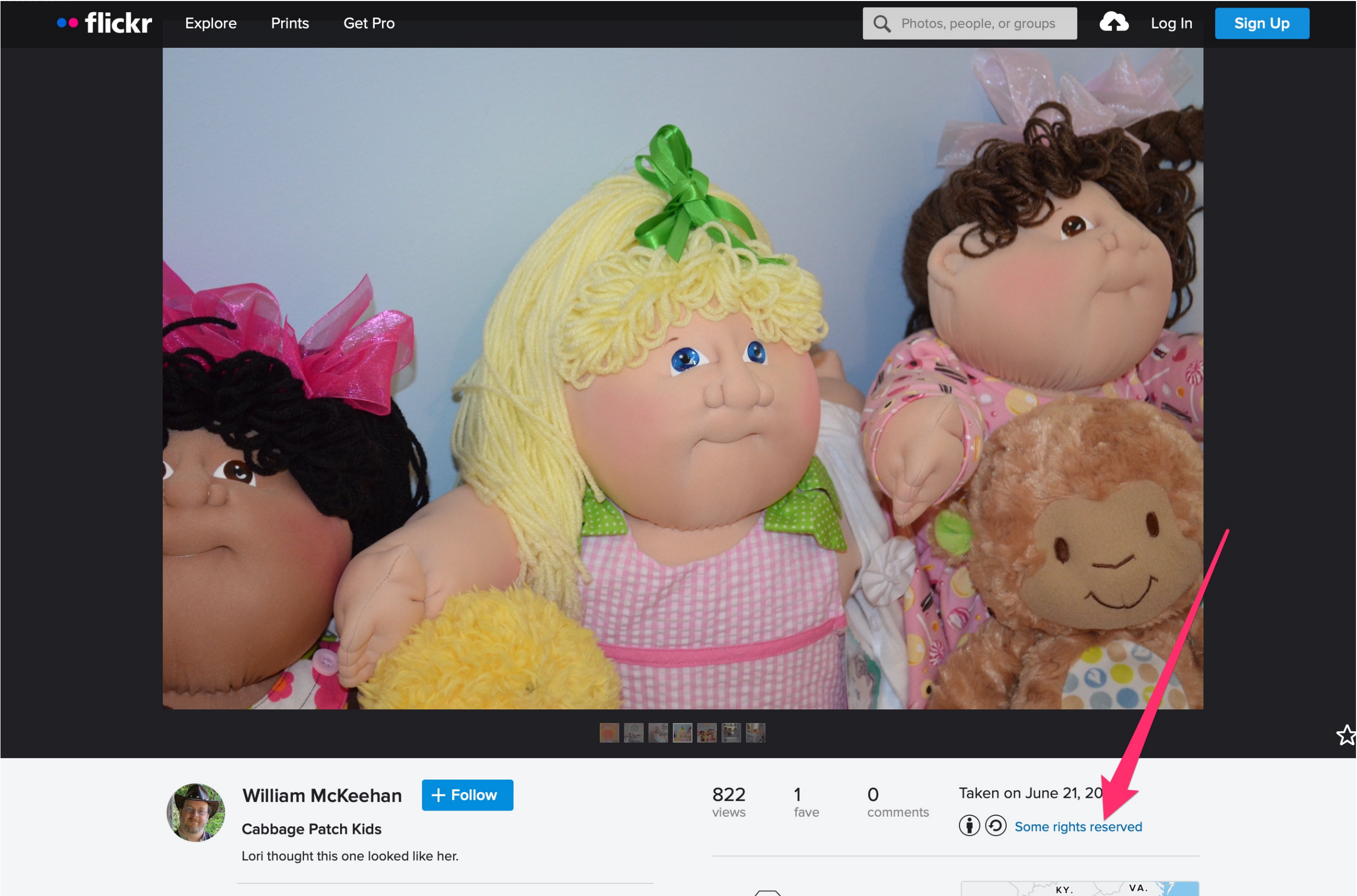
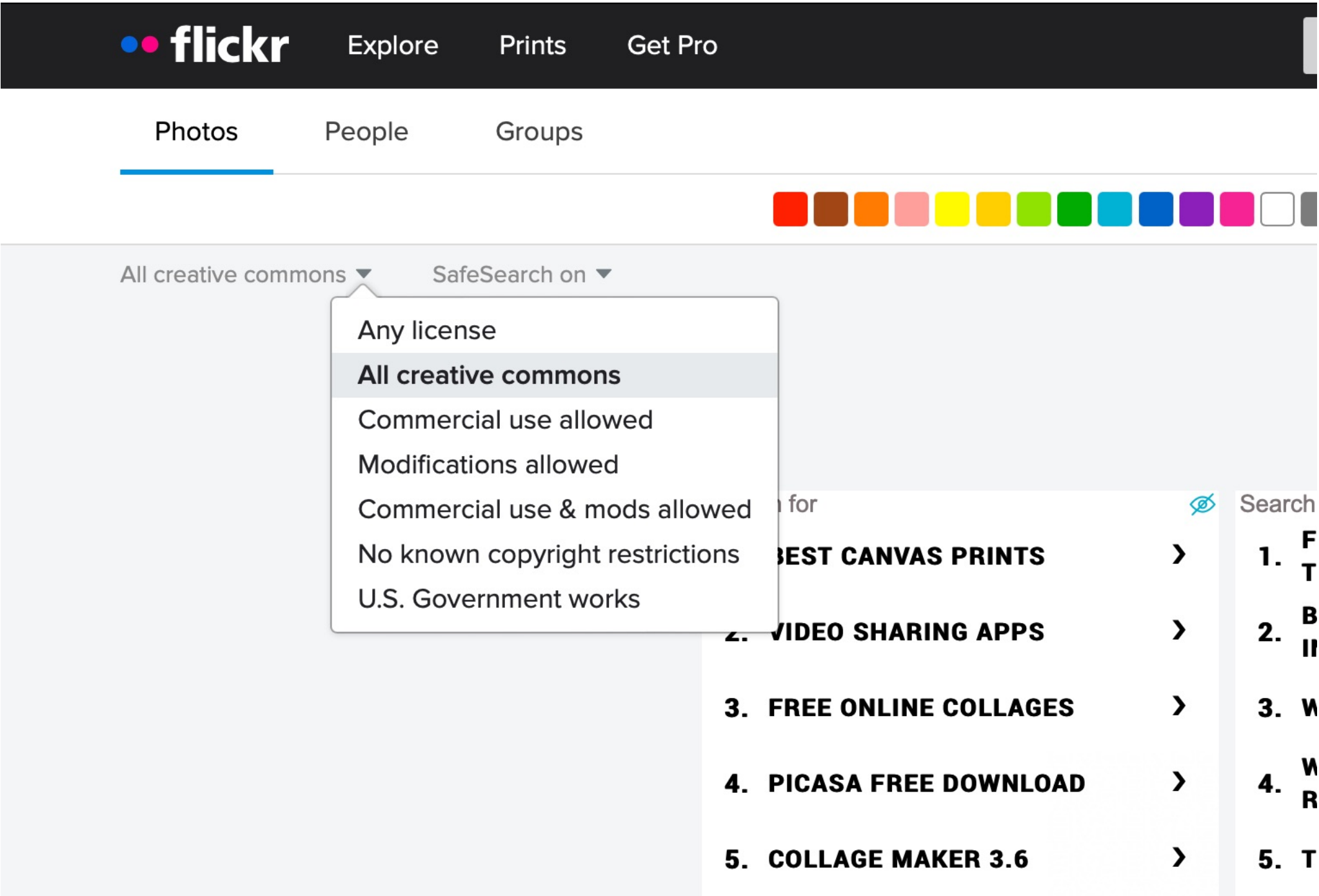
## 2 good search engines:





# COPYRIGHT-FRIENDLY MATERIALS > WHERE TO LOOK

[flickr.com](https://www.flickr.com)





# Looking for music?

## Search results for "cello cover"

🔍 Everything

🎵 SoundCloud Go+ tracks

🎵 Tracks

👤 People

📀 Albums

📀 Playlists

Found 500+ tracks



Wang n Zang

/"36 ĐÊM, 4 VẠN CÂY" - WANG x TRYLE x BEENEH [ Rap v  
"Đêm Ngày"]



12K



471



Share



Copy Link



More

### Filter results

📅 Added any time

🕒 Any length

© To listen to

To modify commercially

To use commercially

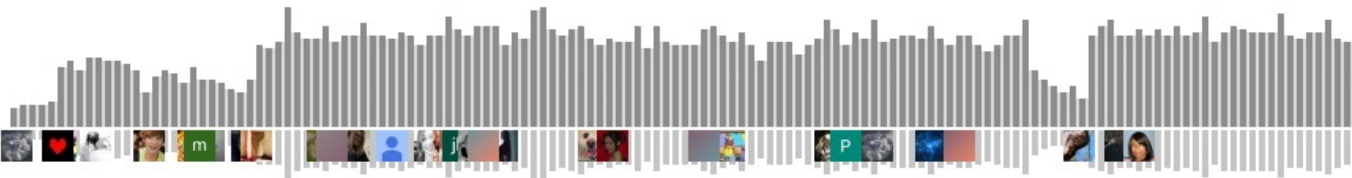
To share

To listen to



SugarKing

Game of Thrones Cello Cover - Break of Reality



5,031



603



Share



Copy Link



More



## About the CDCI



## WE BELIEVE DISABILITY IS AN EQUITY ISSUE.

And we work to create a space where people with disabilities and their families, are fully included in their homes, schools, and communities.

### OUR MISSION:

- To connect Vermonters with disabilities with services and resources to participate fully in the communities of their choosing.
- To connect learners with classes, scholarship and opportunities to make disability a professional priority.

### ABOUT THE CDCI

SEARCH THE CDCI A-Z

CDCI STAFF DIRECTORY

CDCI BOARDS AND PARTNERSHIPS

CONTACT THE CDCI

### CDCI's Copyright Policy

The CDCI respects copyright, and commits to using materials with consent, giving credit when asked, and being transparent about fair-use.



The CDCI licenses all our materials including websites, videos, podcast episodes and reference guides, with [Creative Commons 4.0](#).

This license is often abbreviated as "CC BY-NC-SA 4.0".

This means that we welcome you to use and reproduce our materials for non-commercial purposes ("NC") as long as you give us credit ("BY"). It also means that you cannot claim copyright over those materials; this is called "Share-Alike" ("SA").

# Be clear on how you license your work.

## License Features

Your choices on this panel will update the other panels on this page.

Allow adaptations of your work to be shared?



Yes



No



Yes, as long as others share alike

Allow commercial uses of your work?



Yes



No

## Help others attribute you!

This part is optional, but filling it out will add machine-readable metadata to the suggested HTML!

## Selected License Attribution 4.0 International



This is a Free Culture License!



## Have a web page?



This work is licensed under a [Creative Commons Attribution 4.0 International License](http://creativecommons.org/licenses/by/4.0/).

Copy this code to let your visitors know!

```
<a rel="license"
href="http://creativecommons.org/licenses/by/4.0/"><img alt="Creative Commons License"
```

# Creative Commons License Chooser

- Can generate HTML for a site
- Or you can simply write: "© 2019. This work is licensed under a CC BY 4.0 license. "



# Copyright @ UVM

- 1. Only use materials you have a license for.**
- 2. If you need materials that are licensed, talk to the library.**
- 3. If you ignore copyright, you are personally responsible.**
- 4. Work you create while being paid by UVM, technically belongs to UVM.**

## A note about songs:

Back in 2019, UVM decreed that under no circumstances can you use songs whose licenses are held by the [Global Music Rights group](#) (GMR).



# UVM Copyright Policy (.pdf)



The University of Vermont

OFFICE OF AUDIT AND COMPLIANCE SERVICES  
UVM.EDU/POLICIES




## POLICY

**Title:** Copyright




### Policy Statement

As a scholarly community, the University of Vermont is committed to fostering teaching, learning, research, and the pursuit of knowledge. An important aspect to furthering this mission involves using the works of others in the University's academic setting while still respecting their intellectual property rights within the boundaries of copyright law. Apart from its interests in avoiding liability and resulting financial penalties both for the University itself and for those in the University community, the University strongly believes that respecting copyrights and adhering to copyright law is vital to maintaining the balance between the free flow of ideas and the advancement of the public interests served by copyright law. It believes as well that its

# UVM Media Copyright Guide (.pdf)

 THE UNIVERSITY OF VERMONT LIBRARIES  
**Howe Library**

Ask. Discover. Create.

Collections ▼Research ▼Services ▼About ▼Help ▼

Home > About > Policies > Copyright Guidelines > Media Copyright Guidelines

About

Mission and Vision

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▼ Library Policies

Media Copyright Guidelines

Fair use for materials in media formats is interpreted by guidelines developed by the [University of Vermont Copyright Policy](#).

Section X of the UVM Copyright Policy specifically addresses copyright guidelines for multimedia presentations and materials:

X. The Conference on Fair Use Guidelines issued guidelines in 1997 under which educators may incorporate portions of lawfully acquired copyrighted works when producing their own, live, educational multimedia presentations. These guidelines, while not part of the copyright law, are generally followed by the courts. Note, however, that these guidelines do not apply in the cases of presentations that are available to the public online or sold commercially. Note also that a court has recently held that these guidelines do not apply to e-reserves. These guidelines provide that content may be included where the multimedia presentation includes:

1. No more than ten percent, or three minutes of a motion based work, whichever is less;
2. No more than ten percent and in any event no more than thirty seconds of a song or video;
3. No more than ten percent of a text; and
4. Use of photographs and illustrations provided that no more than ten percent or fifteen images emanate from the same source, and no more than five images from any one artist or photographer.

Sections V and VI of the UVM Copyright Policy explain how media and other copyrighted materials may be used in classroom and online classsettings:

V. Copyright law allows for an exemption for the performance or display of copyrighted materials during face-to-face classroom teaching. This includes the ability to show a full length movie during a class to facilitate discussion and learning. This exemption only allows for the display or performance of a work, however, and does not allow for copying or distributing the work.

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# Thank you for your time.

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and remix it for non-  
commercial use,  
with attribution.**

