

## Working with Content: Attending to Copyright

When providing materials to students through online courses, it is important to abide by copyright laws including the Fair Use exceptions and the TEACH Act. In short, these laws explain how copyright protected materials can be used with students.

**Fair Use** describes the circumstances under which materials can be used including the purpose of use, the nature of the materials, the amount being utilized, and the potential impact on the market for the materials. [[Fair Use Checklist](#)]

**The TEACH Act** adds conditions under which the use should take place including the integral nature of the use to the instruction, mediation/supervision by the instructor, and limiting access to those enrolled in the course (including removing the ability to download whenever possible). [[TEACH Act Checklist](#)]

It is also recommended that you provide a copyright statement in your course that informs students that you are providing content in accordance with Fair Use and the TEACH Act, that they should not redistribute these materials outside of the course, and that they should follow copyright best practices in their course work.

Follow best practice for working with materials where copyright is **owned by another**:

- Ensure you meet the requirements of Fair Use and the TEACH Act.
- Provide a citation and have students locate the materials in the library databases.
  - Example: Suorsa, A. R. (2015). Knowledge creation and play – a phenomenological approach. *Journal of Documentation*, 71(3), 503–525. <https://doi.org/10.1108/JD-11-2013-0152>
- Provide a permalink or other link to a legitimate source for the content. Note that the permalink is provided as embedded underneath meaningful text, not as a URL.
  - Example: Follow the [permalink to the Suorsa article, Knowledge creation and play.](#)

**Avoid uploading files** directly, but when necessary, take steps to ensure accessibility:

- If file content (or linked content) is not accessible, request the owner provide an accessible version or **request permission to generate one to share with your entire class** (i.e., improving an existing pdf or downloading/captioning a video).
- If it is not possible to do the bullet above, find or create alternative content.
- If it is not possible to do either of the two bullets above, and you decide to use of the content in accordance within Fair Use and TEACH Act, then create an improved file to provide **only** to students with documented need. This can be accomplished through adaptive release. See the sample below.

## Designing for Online Learning: Essential Reminders for Planning Fully Online Courses

**Linked Open Data- What is it?**

Please watch these two video clips first. I would like to use these for my lecture on Linked Data. Very simple and clear explanation about the basic concept of the Linked Data.

- [Linked Open Data-What is it?](#) by Europeans [Duration: 3:42]
- [Linked Data for Libraries](#)[Duration: 14:13]

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**Linked Open Data- What is it?**

Availability: Item is available, but some students or groups may not have access.  
Enabled: Adaptive Release

Please watch these two video clips first. I would like to use these for my lecture on Linked Data. Very simple and clear explanation about the basic concept of the Linked Data.

- [Linked Open Data-What is it?](#) by Europeans [Duration: 3:42] - [Linked Open Data-What is it transcript.docx](#)
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You **cannot** proactively provide **improved content** to the entire class; while that would be desirable, as the improvements help other students to succeed as well, it is problematic in terms of copyright. You must also work only with legally obtained content.

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Examine the chart below to see how this instructor justified her intended use of specific content for her course.

Some Reminders from Fair Use and TEACH Act	Content: clips from the movie <i>Holes</i>
Purpose of Use	Educational
Nature of Materials	Dramatic work for entertainment
Amount of Material Used	5 isolated clips
Effect on the Market	None expected
Lawfully Made/Acquired	Legally purchased copy of film to digitize clips
Integral to Instruction	Course explores literacy differences in family practices, but also in gendered performance and race ... clips depict examples for relevant analysis
Mediated/Supervised	Instructor will provide guidance and instructions for analysis as well as feedback integrating other content
Limited/Protected Access	Blackboard is password protected and the playlist is restricted to only that site... clips are not downloadable
Copyright Statement	General statement in the syllabus and citation provided with the clips