



BP 3710 COPYRIGHT COMPLIANCE

References:

Education Code Sections 72207 and 81459;
17 U.S. Code Sections 107 and 201

The District is committed to complying with all applicable state and federal laws regarding copyright. Employees and students must obtain all required licenses, consents, and releases necessary to avoid infringing rights of third parties. The District supports the responsible, good faith exercise of full fair use rights, as codified in 17 U.S. Code Section 107, by faculty, librarians, staff, and students in furtherance of their teaching, research, studies, and service activities.

The Superintendent/President is directed to develop appropriate administrative procedures to implement the provisions of these laws to:

1. Inform and educate the District community about fair use and the application of the four fair use factors as set forth in 17 U.S. Code Section 107 and as interpreted in applicable case law. The four fair use factors are:
 - a. The purpose and character of the proposed use.
 - b. The nature of the copyrighted work to be used.
 - c. The amount and substantiality of the portion to be used in relation to the copyrighted work as a whole.
 - d. The effect of the use upon the potential market for or value of the copyrighted work.
2. Develop and make available resources concerning copyright laws in general, infringement of rights of third parties, and the application of fair use in specific situations.
3. Ensure that employees and students have access to assistance in making fair use determinations in order to avoid infringement of the rights of third parties.

Adopted: June 23, 2016
(Replaces SBCC BP 3700 and BPs 4510-4515)