

University Committee on Copyright
Report to the Faculty Council
March 8, 2013

Members: Jean Desaix, Fletcher Fairey, Jon Finson, Deborah Gerhardt, Anne Gilliland, Michael Hoefges, Sandra Hughes-Hassell, Carol Hunter, Paul Jones, Anna Krome-Lukens, Steven Melamut, Sarah Michalak, Angela Mitchell, David Weber,

The Committee is responsible for monitoring trends in such areas as institutional or consortial copyright policies, changes in copyright ownership and guidelines for fair use; identifying areas in which policy development is needed; monitoring the application of University policies and guidelines regarding ownership and use of copyrighted or licensed scholarly works; assisting in identifying educational needs of the faculty and others related to copyright policy and guideline compliance.

The committee continued a theme from last year regarding faculty ownership of lecture content. This issue is covered in the University Copyright Policy, Section V.1.a-b.i: "Traditional Works or Non-Directed Works are pedagogical, scholarly, literary, or aesthetic works resulting from non-directed effort. . . . The creator of such a work shall own the work . . . As a condition of employment, faculty and EPA non-faculty creators of a Traditional or Non-Directed Work shall be deemed to have granted the University a non-exclusive, non-transferable, royalty-free license to use the work for the University's own educational or research use unless such a license will impede scholarly publication or similar activities."

This means that instructors usually own the copyright for teaching materials they have created, including slides and other presentation forms. But another instructor within the University may use the material. Use of such material by someone who is not the creator, including other faculty members or students, requires attribution.

The Committee seeks ways to inform the University community about this policy and began with an article in the University Gazette, January 30, 2013 entitled "Copyright Guidance Available for Faculty and Staff."

Anne Gilliland, the University Libraries Scholarly Communication Officer, also a member of the committee, is tasked with providing copyright assistance to University faculty, staff and students. She began a project to reorganize the University Copyright Committee website (<http://www.lib.unc.edu/copyright/>), update the content, and provide a glossary of terms. These improvements will most likely appear by Fall Semester, 2013. We will be looking at the draft glossary at the March meeting.

The committee is monitoring several national issues that are important for their potential impact on scholarly communication at UNC. Among these are the Georgia State University e-reserves lawsuit, the Google settlement, the Hathi Trust lawsuit, and potential action by the Registrar of Copyright to open Congressional review of Section 108 of the Copyright Act. This is the section that covers exceptions for libraries.

Report by Sarah Michalak, chair.