

USE OF COPYRIGHTED MATERIALS

- I. Today's new technologies have made learning and information gathering more readily available than ever before and have made it easier to reproduce or copy material. The District believes a balance must be achieved to meet the needs of society to have access to information and for proper compensation/recognition to its creators. Therefore, it is the intention of the School Board that all copyright laws be observed in the District.
- II. Copyrighted materials may be duplicated only with the prior written permission of the copyright holder, or when the duplication constitutes a "fair use" of the materials as defined by law. No school equipment or materials shall be used by school employees, students or others for illegal copying or usage. Those violating the copyright laws shall be liable for their own actions. Four factors shall be considered in determining whether or not a particular use is fair under the federal copyright law:
 - A. The purpose and character of the use, including whether such use is of a commercial nature or is for nonprofit educational purposes.
 - B. The nature of the copyrighted work.
 - C. The amount and substantiality of the portion used in relation to the copyrighted work as a whole.
 - D. The effect of the use upon the potential market for value of the copyrighted work.
- III. Educators and students have access to print, images, websites, moving-image media, and sound media in both analog and digital forms. In all cases, a digital copy is the same as a hard copy in terms of "fair use." Also, today's technology allows for the creation of multi-media presentations by educators and students. It is the responsibility of course instructors to be familiar with copyright laws and to instruct students in responsible use of images, audio, and print material.
- IV. The District shall assume no liability for infringement of copyright by individual employees and others using school equipment in violation of this policy.
- V. Violation of this policy by staff members or students may result in disciplinary action by the District. In addition, staff members and students who violate copyright laws may be held individually responsible for infringement and subject to civil penalties and criminal sanctions.

Legal References:

Title 17 U.S.C.
943.70 Wis. Stats.

Cross References:

Adopted: 6/18/01
Revised: 12/11/06; 8/08/11; 3/12/15

The Port Washington-Saukville School District does not discriminate on the basis of race, color, national origin, sex, disability, or age in its programs and activities and provides equal access to designated youth groups. The following person has been designated to handle inquiries regarding the non-discrimination policies: Director of Special Services, Port Washington-Saukville School District, 100 W. Monroe Street, Port Washington, WI 53074 - Duane.Woelfel@pwssd.k12.wi.us