



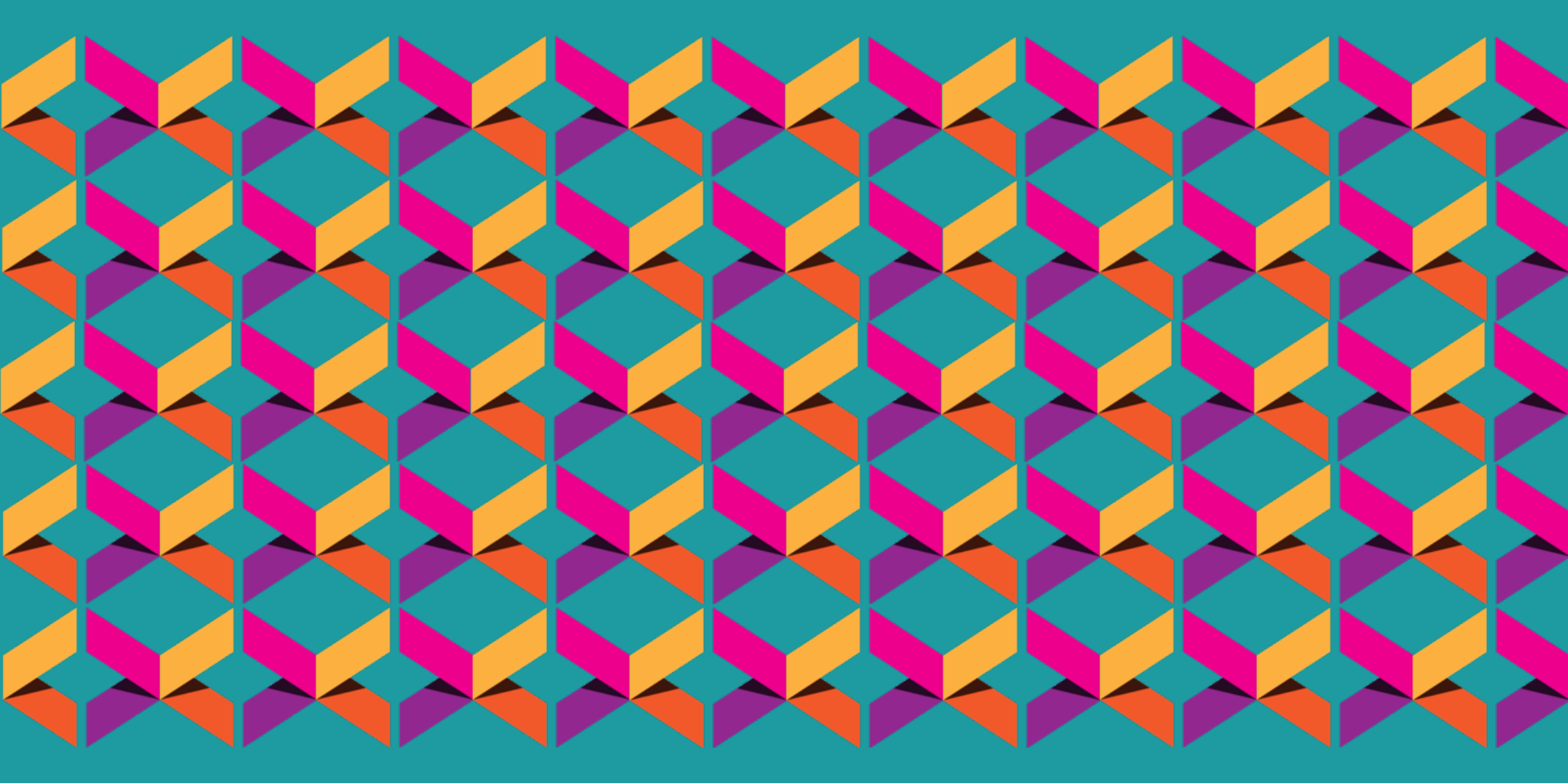
COPYRIGHT & OER

Outlining
the Issues

TODAY

- Copyright and OER Creation
- Communicating License Info to Users





COPYRIGHT & OER CREATION

Options for
Incorporation

AUTHOR CREATED WORKS

- Truly customized content!
- Who is the author?
 - The author? The institution?
- Who is authoring what?
 - The author, author's students, library/publishing staff, library/publishing staff's students, work made for hire (WMFH) situations, contractors?
- What about incorporating previously published works?
 - Looking for originality?
 - What about transfers of copyright?
 - Could there be a WMFH situation in play?



PUBLIC DOMAIN WORKS

- Works without copyright protection can be freely reused
- Expired terms of protection
 - What about the PD in other countries?
- Works created by employees of the US Federal Government
 - See 17 USC 105(a), (b), & (c)
 - Federally funded OA vs PD works!



CREATIVE COMMONS WORKS

- Clear license terms guiding our use
- What CC licensed works can you use?
 - Depends on what you want to do!
- Verifying CC licenses
- Tracking CC licenses



OBTAINING PERMISSION

- Can be broad or narrow!
 - Identifying the rightsholder
 - Crafting the request
 - Documenting the permission granted
 - Using the work in accordance with permission granted



OBTAINING A LICENSE

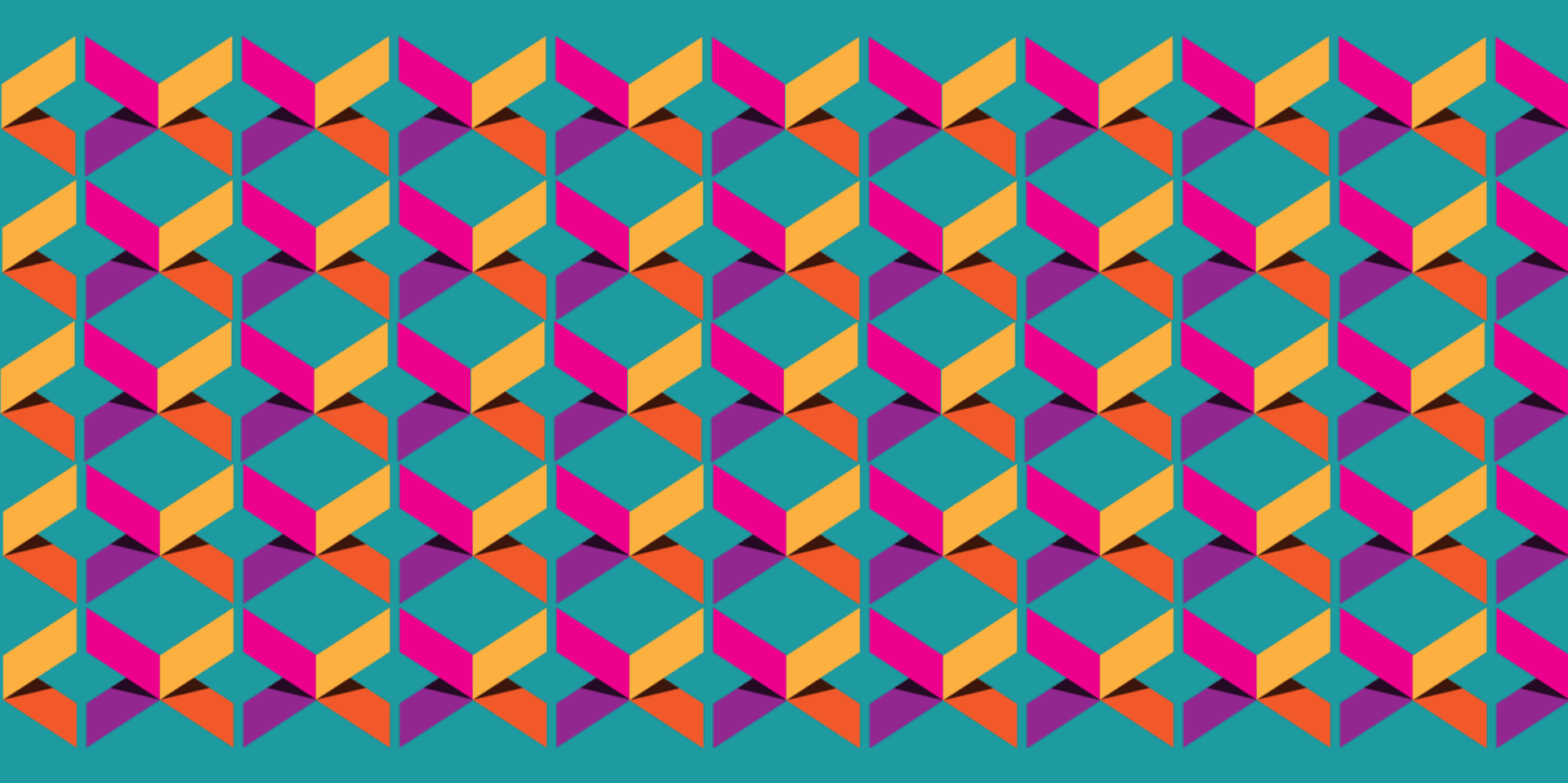
- Identify the rightsholder
- Contact the rightsholder
- See if their terms work for your use
- Often, pay a fee
- Use the work in terms with the license



FAIR USE

- This option underlies all CC licenses
- Also an option for reusing copyrighted works created by others
- More to come on this option!





LICENSE COMMUNICATION

For all
Copyrighted
Components

OER LICENSE

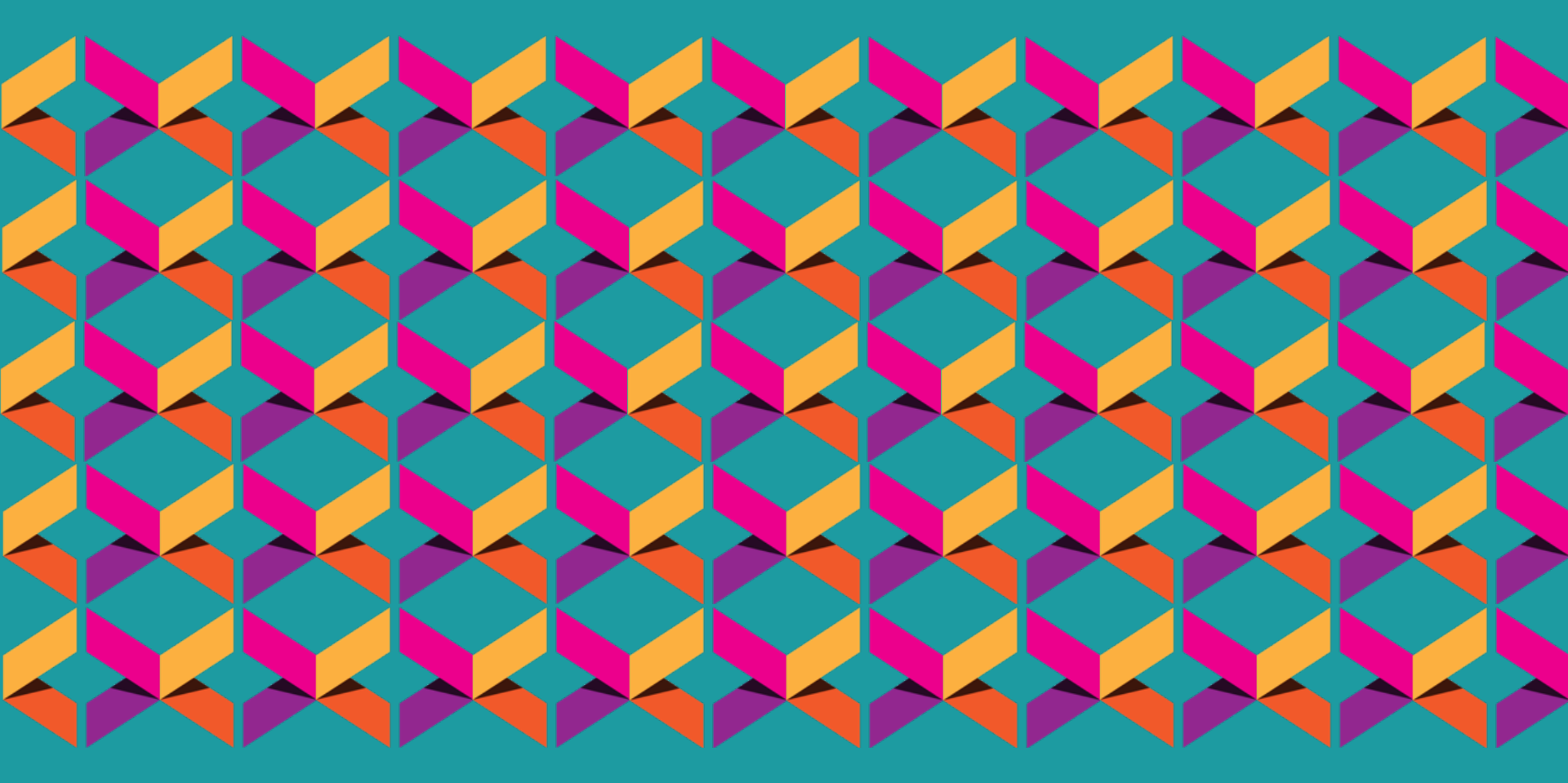
- Often a CC license
 - CC0
 - CC-BY
 - CC BY-SA
 - CC BY-NC
 - CC BY-ND
 - CC BY-NC-SA
 - CC BY-NC-ND
- Placement
 - Website, title page, chapter, each page?



THIRD PARTY WORKS

- How do we communicate
 - PD status
 - CC licenses
- How do we help users understand how they can reuse works included in OER under
 - Permissions
 - Licenses
 - Fair use





OTN OER COPYRIGHT GUIDE

Outlining the
Issues

COPYRIGHT AND OER CREATION

- Copyright Basics
- Securing copyright
- Durations of protection
- Joint authorship considerations
- WMFH considerations
- Types of works eligible for copyright protection
- Rights granted to authors
- Sharing of these rights via open licensing
- What else do you want to know?!



PUBLIC DOMAIN

- Finding public domain works
- Determining the copyright status of a work
- What else do you want to know?!



OPENLY LICENSED WORKS

- CC focus
- Finding works
- Determining reuse options
- Tracking works used
- What else do you want to know?!



OBTAINING PERMISSION/LICENSE

- Identifying rightsholders
- What rights do you need?
- Communicating with rightsholders
- Negotiation
- Documenting permissions/licenses
- What else do you want to know?!



FAIR USE?

- Tune in next time!



CASE STUDIES

- Examples from the field
- Looking for case study authors!



WHAT ELSE DO YOU WANT TO SEE IN THE GUIDE?

- We want this guide to be functional and useful for you!
- Provide feedback online:
<https://z.umn.edu/copyrightguide>



QUESTIONS?

Carla Myers

Coordinator of Scholarly Communications

Miami University (Ohio)

myersc2@miamioh.edu



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

