



## Copyright Test

### Answers

1. Despite the “home viewing only” warning on feature films acquired from video stores (e.g. Blockbuster, etc.), we are permitted to use this material:
  - 1) In the classroom? Yes No
  - 2) In an assembly? Yes No

*#1 Yes – Only for instructional purposes. The studio maintains all entertainment rights.*

*#2 No – rental videos may not be used for free time or non-instructional activities.*

2. Unlike other broadcast programs, our Public Broadcasting station is nonprofit. Can we tape their programs off-air and retain them indefinitely for classroom use? Yes No

*No – PBS programs must be erased within 45 days of use. Certain programs do not fall within those guidelines and may be retained for viewing for longer periods of time. Check with your local PBS station for a list of those programs.*

3. The teacher brings an instructional audiocassette, CD or DVD to the media center and asks that a copy be made to use as a backup in the event the master is destroyed.
  - 1) Is this currently permitted under copyright law? Yes No
  - 2) A computer program? Yes No

*1) No – Copying of audiocassettes, videotapes, CD ROMs or DVDs is strictly prohibited.*

*2) Yes – Making a back up for an application is legal.*

4. For the last year a teacher has been using selected cuts from a videodisc or DVD for his lessons in U.S. History. Since he plans to continue using these selected cuts, is the librarian correct when he/she suggests the option of duplicating these selective cuts on a videotape for the teacher’s convenience? Yes No

*No – Copying selected cuts is prohibited. Such copying would mean that others could use the original while you use the copy infringing of the copyright owner’s ability to make a profit.*

5. Victory At Sea was shown last night over NBC television. This excellent film about the navy during World War II was taped to introduce a history lesson for next day.. Can the teacher tape this program for use the next day?

Yes No

*Yes – Programs taped off air from commercial television may be used once within a ten day period.*

6. You taped “Romeo and Juliet” from HBO. Because you were just finishing up a unit on Shakespeare, you decided to use this program a month after you taped it. Is this use permitted under the off-air videotape guidelines?

Yes No

*No – Programs from premium channels like HBO or Disney can only be Taped with permission from the cable channel. These channels often make their programs available for sale. Nickelodeon provides several programs that can be taped for educational use.*

7. A teacher asked the school’s duplicating clerk to copy several pages of a workbook that goes with a textbook adopted for use. Would it be a violation of copyright to duplicate these worksheets? Yes No

*Yes – Pages from workbook that accompanies a textbook may not be copied for any use. The publisher would lose income if the workbook were copied.. Publishers may provide duplicating masters that can be legally copied.*

8. Current guidelines for the use and retention of tapes recorded off-air stipulate that they must be erased after 45 days. If a teacher retains a program beyond 45 days and shows it to other classes is he/she in violation of the off-air videotaping guidelines? Yes No

*Yes – A tapes recorded off air must be erased within 45 days*

9. The librarian notes in TV Guide a program correlated to the 5th grade curriculum and tapes it in anticipation of teacher requests for it later. Can he/she do this? Yes No

*No – Programs may be taped only when requested by a teacher, not in anticipation of a request.*

10. The school buys “Microsoft Office” for the computer in the library..

1) Can a copy of this program also be put on the office computer? Yes  
No

*No – An individual copy or license is required for each computer the program is installed on.*

2) Can you put “Microsoft Office” on your home computer if you have it on your school computer? Yes No

*Yes – Under very specific conditions. Only the employee can only use for educational purposes and, the program may not be used for the employee’s personal use or by other users.*

11. To supplement the textbook, a teacher requests several articles and chapters from various sources to be copied for each student in the class. Is this legal? Yes No

*It depends – For a book can’t exceed more than 10% of the whole or a maximum of 1000 words, for a magazine or journal article the limit is words.*

12. You decide to jazz up your video, multimedia presentation or web site with music. Can you use music from Garth Brooks or the Beatles? Yes No

*No – All music is copyrighted and may not be used without permission. Certain exceptions for student work made available on a schools intranet site are permitted.*

From a CD sold for video production? Yes No

*Yes – This music is specifically produced for this purposes and can be Freely copied for any media.*

13. A student finds a photo online of a pre-Columbian Viking landing in America. Since the school symbol is the Viking, he asks if he can post the photo on the school’s web site. Is this legal? Yes No

*No – All digital images are copyrighted and protected by the Digital Millennium Copyright Act and may not be used with out permission. The image can be used if it is posted on the school’s intranet site.*

14. You quote a few sentences from an online newsletter or newsgroup. Can you do this?? Yes No

*Yes, – When you cite the online newsletter or newsgroup.*

15. A teacher creates an online course for the school district. She creates this course during the workday. The teacher owns the copyright for this course? Yes No

*It depends – Is there are contract that spells out who owns the copyright and for how many uses and other residual issues? General practice is that if the work is paid for on company time then the company owns the copyright. For this issue a written contract is essential to avoid contractual issues later on.*