

## Copyright Infringement Prevention Strategy

### Website Information

Baylor maintains a website to educate students, faculty and staff on copyright law and its implications on their role in higher education. This information is updated as laws and legal interpretations through case law change. The website is located at <http://www.baylor.edu/copyright/>.

### Orientation

All students are given the opportunity to attend a session at orientation on current technology issues. This session addresses copyright infringement and other common policy violations that result through technology.

### Notifications

At the start of school year an email is sent to all currently enrolled students from the Office of Judicial Affairs. This email provides a number of notifications in compliance with federal and state regulations. Baylor includes in this annual notification a section on federal copyright law and the implications of copyright infringement utilizing campus technology resources. In addition during national cyber security awareness month we highlight the issues around file sharing and copyright infringement.

### Legal alternatives

The libraries at Baylor University license a range of copyrighted musical and video material for student, faculty and staff usage. The following links provide access to this licensed content:

- Streaming audio (musical) – <http://erd.bulibtools.net/resource-types/audio-musical>
- Streaming audio (non-musical) – <http://erd.bulibtools.net/resource-types/audio-non-musical>
- Streaming video – <http://erd.bulibtools.net/resource-types/video>

***Baylor has licensing contracts with the American Society of Composers, Authors and Publishers (ASCAP), Broadcast Music, Inc. (BMI), and SESAC. The members of these organizations own copyrights to musical works, and they allow these organizations to license the use of their works to third parties for a fee. These licenses allow Baylor to publicly perform musical works that are protected by copyrights belonging to members of these organizations.***

### Traffic shaping

Baylor University uses a Packeteer traffic shaping device to manage bandwidth utilization on campus. The policy greatly limits the ability of peer to peer network function on campus. In addition by default all inbound ports to client computers on campus are blocked at the Internet firewall. This prevents computers from acting as servers or super nodes in peer to peer networks.

### Digital Millennium Copyright Act (DMCA) compliance

Baylor University complies with the DMCA. Baylor has registered a DMCA agent to receive and process takedown notices. In addition, the Baylor University website footer includes DMCA contact and procedural information <http://www.baylor.edu/about/index.php?id=52399>.

## **Policy**

Baylor University's Technology Usage Policy BU-PP-025 explicitly disallows the sharing of copyrighted material. This is clearly stated in item twelve of the policy:

*13. Software and other materials that are protected by copyright, patent, trade secret, or another form of legal protection ("Protected Materials") may not be copied, altered, transmitted, or stored using Baylor-owned or operated technology systems, except as permitted by law or by the contract, license agreement, or express written consent of the owner of the Protected Materials. The use of software on a local area network or on multiple computers must be in accordance with the software license agreement.*

## **Policy enforcement**

Upon receiving notification of copyright infringement through a takedown notice, Information Technology Services has a set procedure of enforcement. The infringing user is identified. First time offenders are disconnected from the network and sent a notification of infringement as well as a request to agree not to share copyright material on the network without proper permission. The user is afforded the opportunity to meet in person to discuss the takedown notice. The user may be disconnected up to two weeks. During the disconnection period students still have access to the network using lab and checkout workstations. Further infringement violations will be referred to the disciplinary procedure as defined under the Technology Usage Policy BU-PP-025.