



Copying and Distribution of Video for Educational Purposes

University instructors and students increasingly leverage video materials, including streaming online media, to meet the pedagogical aims of particular courses. The following guidelines allow for the educational use of audiovisual content while adhering to best practice in the application and interpretation of U.S. Copyright Law by institutions of higher education.

The University Libraries, University Media Services, Division of Online and Strategic Learning, and University Information Technology Services collaborate to ensure access to streaming media via a password-protected system (MyMediasite). In compliance with the Digital Millennium Copyright Act, streaming media is made available using noncircumventing screen capture technology.

Using Audiovisual Content in the Face-to-Face Classroom

- When both instructors (including guest instructors or facilitators) and students are physically present, they may display DVD or VHS copies of any legally obtained film in a face-to-face, on-campus classroom or classroom-like (e.g. library instruction room) setting. This may apply to either a formal course or another on-campus teaching activity such as a training session or workshop. The instructor may choose to show the film in its entirety or may use clips.
- University Media Services will make clips of a title available for streaming in a face-to-face class where both instructor and students are physically present if the item is in the University Libraries collections or is a legally obtained copy belonging to the instructor or department.
- University Media Services may make an entire work available for streaming to a physical classroom on a case-by-case basis following a fair use analysis in consultation with the Copyright and Scholarly Communications Office.

Using Streaming Audiovisual Content in the Online Classroom and on Course Websites

- Somewhat more restrictive considerations apply when making copyrighted content available to students in a distance course or through a Blackboard or Canvas site for access outside the physical classroom. The use of video in this context is guided by [fair use](#), the [TEACH Act provisions](#), and other relevant exceptions to copyright. Instructors should make a good faith effort to document how their uses of streaming media comply with copyright law.
- University Media Services will make limited clips available for streaming on a case-by-case basis after review by the Copyright and Scholarly Communications Office to evaluate adherence to applicable laws and guidelines. Instructors may also directly



create and share clips, though in this case they are responsible for evaluating whether or not their use complies with copyright law.

- Without explicit permission from a copyright holder, entire works will be made available for streaming to enrolled students through a password protected website only in the following, very limited cases:
 - A DVD copy of a VHS-format work in the University Libraries collections is not available for purchase at a reasonable price on the commercial market; and/or
 - after analysis completed in consultation with the Copyright and Scholarly Communications, streaming of an entire work in the University Libraries collections is deemed to fall within the scope of fair use, such as when viewing an entire film is crucial to meeting the pedagogical aims of a particular class session.
- Media content developed and marketed specifically for use in the distance education classroom should not be made available on MyMediasite except with explicit permission or a license from the copyright holder. Use of such content without permission may undermine the commercial market.
- Instructors should include text on their course website(s) notifying students that content may be protected under U.S. Copyright Law and linking to the University's copyright guidance: bsu.edu/library/collections/copyright/copyright
- Instructors should only make copyrighted media available as long as necessary to meet the goals of a particular class session.

Using Streaming Media from Online or Commercial Providers

It is usually fine to show a YouTube video in class or embed a YouTube video in your course website to meet a specific educational purpose; however, instructors should be careful not to display or link to any material they should reasonably know is posted illegally, such as an entire Hollywood film.

Instructors should be aware that the terms of service for some streaming services may limit use of video content even in an educational setting.