

# Faculty Publishing and Copyright Issues

## **Copyright**

Copyright is a bundle of rights – There are six basic rights protected by copyright. The owner of copyright has the exclusive right to do and to authorize others to do the following: to reproduce the work; to prepare derivative works; to distribute copies of the work; to publicly perform the work; to publicly display the work; and to digitally transmit the work.

- As author, you are the first copyright owner
- Copyright attaches to a work upon creation
- Contract law governs the assignment and statutory copyright law can be modified by terms and conditions of contract

## **Using Others Works:**

In most cases authors need permission or proper attribution to use other works depending on scope, depth, and type of materials used.

- Derivative work – need to get permission to created derivative works
- License and asking permission
- Citation and attribution
- Fair Use
- Publisher requirements?

## **Faculty Rights as an Author**

Authors/Creators can license your work to the publisher for specific publication purposes, for a period of time, on an exclusive or non-exclusive basis, and for distribution, whether limited or unlimited.

/Or/

Authors can assign some of your rights and reserve some of your rights (a carve-out approach) so that you may still without further permission reserve the right to:

- Post and distribute copies on your own website
- Share work as posted on research networks
- Make research results publicly available when a required by a research grant
- Contribute your work to an institutional repository such as Academic Commons.

# More Information on Copyright

There are numerous sources available for faculty to get more information on copyright and faculty's rights in the classroom and as authors.

The Director of Collections and Scholar Communications, H. Stephen McMinn ([hmcmi3@uis.edu](mailto:hmcmi3@uis.edu)) is available to provide non-legal advice and guidance on all areas of copyright and scholarly communications including Open Access and Creative Commons Licensing.

The Library provides support on Copyright for faculty on the web at <https://libguides.uis.edu/copyright>. Of particular interest to faculty authors would be the section on [Author Rights and Author Addendums](#) which are a tool to help faculty retain those rights under copyright such as use in teaching or future works that they might want to retain.

## UIS Policies and Guidelines related to Copyright and HEOA Compliance

- [Intellectual Property from the University of Illinois System](#)

Overview of Policies for the University of Illinois System

- [Acceptable Use of Information Technology Resources](#)

This policy includes statements about copyright laws. The policy is posted in all computer labs and distributed via email to all students and employees annually.

- [General Rules Concerning University Organization and Procedure](#)

From the U of I Board of Trustees - discuss copyright issues, but they are mostly concerned with ownership of works created by faculty or students.

- [Copyright Compliance from the UIS Faculty Handbook](#)

Section in the Academic Staff and Faculty Responsibilities section on Copyright Compliance discusses the university policy.

- [Copyright Policy from Resources for New Faculty](#)

Academic Affairs Division of the University of Illinois Springfield provides information and resources for New Full Time Faculty with Section C, Item 23: Copyright Policy providing guidance related to copyright and teaching.

- [HEOA Compliance Plan \(Peer to Peer File Sharing\)](#)

From UIS Student Affairs - Student Policies, Reports, Procedures and Title IX, this provides information on copyright and HEOA.

---

## Author Right's Balancing Act

