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# Film & Video Public Performance Rights for Academic Librarians: Keeping track ...

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# Film & Video Public Performance Rights for Academic Libraries

## Keeping track...

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For AASL San Francisco, March 2013



This talk is not about:

~~Streaming licenses~~

~~Fair Use~~

~~Institutional pricing~~



What is a “public performance”?



Public performance rights are...



We care about PPR because...



Exemption: “face-to-face teaching activities of a nonprofit educational institution, in a classroom or similar place devoted to instruction”

17 USC § 110(1)

No library in the U.S. – public or academic – has ever had a PPR violation charge brought against it.



# Surveyed


- Individual librarians
- Listservs
  - VIDEOLIB
  - VRA-L
  - ARLIS-L
  - ARTS-LIB
  - OLAC-L





# “How do you keep track of titles with PPR?”

- Most libraries just don't , but want to
- In the notes field of the order record (ILS)
- In the MARC record
- In a spreadsheet or database (not ILS)



“In your collection development process, who is responsible for noting PPR information?”

- **Selectors**
- Acquisitions staff
- Catalogers
- Media specialist
- “Solo librarians”



# Searchable MARC data fields for PPR display:

- 506 Notes (Illinois Institute of Art)
- 520 Summary field (Arizona State University)
- 540 Terms Governing Use (Johns Hopkins University)
- 590 Local note (public & consortial libraries)



“Is it important that librarians and users have access to PPR information at your institution?”

“Is PPR information easily retrievable from your OPAC?”

“Are your institutional guidelines on PPR easily accessible?”



# “How do your users access PPR information per title?”

- “It’s right there in the online record display of a keyword search, **and** every DVD has a sticker indicating PPR or no PPR.”
- “When someone asks about a title, we look up the order record and make a determination based either on the vendor or the purchase price.”



# PPR Guides produced by Librarians

- Farrelly, Deg. *Public Performance Rights*. ASU Libraries. Arizona State University. <http://libguides.asu.edu/publicperformance>
- Juedes, Donald. *Film and Media Studies: Public Showings*. The Sheridan Libraries. Johns Hopkins University. <http://guides.library.jhu.edu/content.php?pid=22245&sid=159097>
- Williams College Libraries. *Public Performance of Video Recordings*. Williams College. [http://library.williams.edu/guides/videos\\_copyright.php](http://library.williams.edu/guides/videos_copyright.php)
- Haverford College Libraries. *Policy for Purchasing Videos Sold with Public Performance Rights*. <http://www.haverford.edu/library/technical/acquisitions/videosrights.htm>
- Haverford College Instructional & Information Technology Services. *Copyright Information*. <http://iits.haverford.edu/services/audio-visual/copyright-information/>