

University of Alaska TEACH Act Worksheet*

these explanations are not designed to be a legal interpretation of the law, nor are they designed to be used or quoted as legal advice.

YES	NO	TEACH ACT CRITERIA
<u> X </u>	<u> </u>	<p><i>Explanation: Being part of an accredited non-profit educational institution or governmental agency is a necessary first step toward being eligible to take advantage of the exemptions offered by the TEACH Act. UAA, UAF, and UAS</i></p>
<u> X </u>	<u> </u>	<p><i>Explanation: Instructors may not take advantage of the exemptions of the TEACH Act unless/until their institution comes up with a copyright use policy. UA has a stated copyright use policy, and the response is "yes" for this item.</i></p> <p><i>Explanation: Instructors may not take advantage of the exemptions of the TEACH Act unless/until their institution educates relevant personnel on the legality of using copyright protected works. UA makes an effort to educate its students, staff, and faculty on copyright law, and so the response is "yes" for this item.</i></p>

TEACH Act Worksheet (continued)

YES	NO	TEACH ACT CRITERIA
—	—	<p><i>Explanation: If the work in question was unlawfully obtained (e.g., it was stolen, shoplifted, illegally copied, illegally downloaded from the Internet, etc.), then that work--regardless of its type--may not be used under the exemptions of the TEACH Act.</i></p>
—	—	<p><i>Explanation: Copyright-protected works may not be used under the TEACH Act unless they are of direct relevance to a particular instructional lesson. In other words, the work in question should play an integral role in a classroom activity and not an ancillary one. For example, using copyright-protected images simply to "dress up" the look of an online course probably wouldn't be something protected under TEACH. Posting electronic copies of articles and essays for "supplemental reading" could/may be prohibited under TEACH</i></p>
—	—	<p><i>Explanation: Works used under TEACH must not only be an integral part of a specific lesson, but they must also be used under the control and supervision of an instructor. That means that if you plan to use a work in your class, then you need to play a direct role in facilitating the use of that work.</i></p>
—	—	<p><i>Explanation: The phrase "class session" roughly refers to the duration for which a student is "logged on" to an online course. What this means will vary, depending on the design of the course, but in most instances will mean that works should not be accessible for the entire length of the course.</i></p>
—	—	<p><i>Explanation: Works used under TEACH should not be broadly accessible to everyone. Instead, their access should be limited to the group of students who are formally enrolled in the course. Online course management systems like Blackboard make this requirement easy to meet because such systems often allow for courses to be password-protected.</i></p>

TEACH Act Worksheet (continued)
