

**1. Title**

Copyright Notice on Loaned Library Software

**2. Policy**

Sec. 1 Purpose. This policy clarifies the circumstances under which software may be loaned by a nonprofit library for nonprofit purposes without permission of the copyright owner.

Sec. 2 Permission to Lend. [Section 109 \(b\)\(2\)\(A\)](#) of Title 17, United States Code (the Copyright Act) permits "lending" of software by nonprofit libraries for nonprofit purposes without permission of the copyright owner if the library affixes a warning to the software.

The warning must be securely attached to the software copies or to the containers in which they are permanently kept and must be clearly legible, comprehensible, and readily apparent to a casual user of the computer program.

**3. Definitions**

None

**4. Relevant Federal and State Statutes**

[37 CFR 201.24](#)

[Title 17](#), United State Code - Copyrights

**5. Relevant System Policies, Procedures, and Forms**

None

**6. Who Should Know**

Library Staff

**7. System Administration Office(s) Responsible for Policy**

Office of General Counsel

**8. Dates Approved or Amended**

July 8, 1991

June 25, 2010

March 10, 2011

**9. Contact Information**

Questions or comments about this policy should be directed to:

- [bor@utsystem.edu](mailto:bor@utsystem.edu)