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. System Administration Office(s) Responsible for Policy

Office of General Counsel

7. Dates Approved or Amended

July 8, 1991
June 25, 2010
March 10, 2011

8. Contact Information

Questions or comments about this policy should be directed to:

- bor@utsystem.edu