

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, Warning of Copyright for Software Lending by Nonprofit Libraries](#)

[Title 17, United State Code - Copyright Law of the United States](#)

5. Relevant System Policies, Procedures, and Forms

None

6. System Administration Office(s) Responsible for Policy

Office of Academic Affairs

Office of Health Affairs

7. Dates Approved or Amended

July 8, 1991

June 25, 2010

March 10, 2011