Motion Picture Policy, On-Campus

A. Purpose

This policy defines the scope within which University students, employees, and outside organizations may display motion pictures, which are protected by copyrights ("protected motion picture"), on campus property.

B. Policy

It is a violation of University policy for any employee, student, campus organization, or off-campus organization, to publicly display a protected motion picture, on the Oklahoma Christian University campus, unless such public display is protected by law (e.g. instructional use, fair use, etc.), without first obtaining a license or written permission from the owner of the copyright thereof.

C. Scope and Definitions

1. Limited to Non-Instructional On-Campus Display of Motion Pictures.

   Federal law protects the interests of those who create motion pictures. (See Federal Copyright Act, 17 USC §101 et. seq.) Notwithstanding, Federal Law also provides certain limited exceptions allowing for the public display of a protected motion picture. This policy applies to all non-instructional projections or displays of motion pictures that are protected by copyright, if the motion picture is shown outside of a residential setting.

   **Protected Motion Picture:** For purposes of this policy, the term protected motion picture shall include documentaries, simulcast or pre-recorded sporting events, simulcast or pre-recorded television shows, motion pictures, and other public displays of any moving pictures which are subject to copyright protections.

   **Fair Use:** For purposes of this policy the term "fair-use" is defined as the non-instructional public display of a portion of a protected motion picture, which is the lesser of ten percent (10%) of the entire work, or three (3) minutes. Non-instructional public display of a portion of a protected motion picture which exceeds the policy definition of "fair-use" shall be subject to the approval procedures of this policy.

   **Instructional Exclusion:** Display of protected motion pictures for an instructional purpose is covered by the faculty handbook. Please consult the Vice President for Academic Affairs for additional information.

   **Residential Setting:** A residential setting is the place in which the licensee resides. The license to display a rented motion picture extends to the showing of the motion picture in the residence of the licensee. A student who rents a motion picture from an entity in the business of renting movies for profit (Blockbuster, Netflix, Redbox, etc.) has obtained a license for residential display of the rented movie. Residential display is therefore exempt from this policy. However, display of the rented movie outside of the licensee’s residence shall require compliance with the approval procedures of this policy.
2. **Responsible Administrator.** This policy shall be enforced as a matter of University risk management and shall be enforced by all administration, faculty, and staff. The Responsible Administrator of policy enforcement and implementation is the Director of Campus Events.

D. **Approval Procedures**
The following procedures must be followed prior to the non-instructional display of a protected motion picture on Oklahoma Christian University property.

1. A minimum of two weeks prior to the public display of any complete protected motion picture the Activity Sponsor must contact the Responsible Administrator and complete the OC Motion Picture Checklist. (The Checklist is attached to this policy as Attachment A.)

2. Prior to the display of the motion picture the Activity Sponsor must provide proof to the Responsible Administrator that the motion picture to be displayed is licensed for public display. The license issued by the licensing company shall be sufficient proof.

3. The Responsible Administrator must sign the checklist and authorize the display before OC equipment or facilities may be used to display the motion picture on OC property.

4. The Responsible Administrator shall maintain a file of all completed OC Motion Picture Checklists, as well as copies of the license provided by the Activity Sponsor.

5. The Responsible Administrator may implement other necessary procedures.

E. **Information**

Myths surrounding the application of copyright law are numerous. Some of the common thoughts concerning the public display of motion pictures, or audiovisual works, are discussed in this section of copyright principles.

**Myth 1:** If I rent the movie I have the right to show it anywhere to anyone.

False; renting a movie only allows for the private showing in a residential setting. Any public display in a nonresidential setting is a violation of copyright.

**Myth 2:** If I own the movie I can show it anywhere to anyone.

False; owning a movie does not carry with it a license to display the movie in a public setting. Owning a movie purchased from the copyright owner through retail purchase carries only the right to residential display. Any public display in a nonresidential setting is a violation of copyright law.

**Myth 3:** If I don’t charge admission then I can show the movie to anyone anywhere.
False; the free display of a movie in a public setting is a violation of copyright even though the display receives no financial benefit. The issue is not financial but the unlicensed display of the motion picture in a nonresidential setting.

**Myth 4:** If I show the movie at church or for a religious or not-for-profit purpose then I do not need a license.

False; copyright law has no religious or non-profit exemption.

F. Resources

The following list of resources is provided to assist the Oklahoma Christian community in abiding by this campus policy. For additional information or questions please contact the Responsible Administrator at 425-1061.

1. **Movie Licensing Resources:**

   i. **Copyright Clearance Center**

      Copyright Clearance Center  
      222 Rosewood Drive  
      Danvers, MA 01923  
      Phone: 978-750-8400 / Fax: 978-646-8600  
      E-mail: info@copyright.com  
      [http://www.copyright.com/](http://www.copyright.com/)

   ii. **Motion Picture Licensing**

      Motion Picture Licensing Corporation  
      5455 Centinela Avenue  
      Los Angeles, CA 90066  
      Toll Free: (800) 462-8855  

   iii. **Swank Motion Pictures, Inc.**

      Swank Motion Pictures, Inc.  
      10795 Watson Road  
      St Louis, Missouri 63127-1012  
      Toll Free: (800) 876-5577  

2. **Legal and Educational Resources**

   **The United States Copyright Office.**  

   **The Federal Copyright Act 17 USC §§101 et seq**  
   [http://www.copyright.gov/title17/](http://www.copyright.gov/title17/)