

## **Makerspaces in Libraries: Legal Issues**

An Infopeople Webinar

Key Resources

Mary Minow, J.D., A.M.L.S.

July 22, 2014

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### **Safe Harbor for User Generated Content**

U.S. Copyright Office.

Directory of agents. Your library or your parent institution may have already registered. Only need to do it once.

[http://www.copyright.gov/onlinesp/list/a\\_agents.html](http://www.copyright.gov/onlinesp/list/a_agents.html)

One page form to designate your institution's copyright agent with the Copyright Office. \$105. Fill this out if your institution is not already in the directory of agents.

<http://www.copyright.gov/onlinesp/agent.pdf>

More information - official but fairly incomprehensible

<http://www.copyright.gov/onlinesp>

Chilling Effects. DMCA Safe Harbor More information – unofficial but readable

<http://www.chillingeffects.org/dmca512>. Even this can be daunting. Go especially to

<http://www.chillingeffects.org/dmca512/faq.cgi#QID125>

Columbia University. Sample DMCA language with contact information for institution's copyright agent, as required by safe harbor law.

<http://www.columbia.edu/content/copyright.html>

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### Resources for Users

\*\*CLE Maker Hub. Collaboration between Cleveland Institute of Art, Cleveland Public Library and Lorain County Community Library. Intellectual property resources gathered specifically for makers.

<http://clemakerhub.org/online-resources/>

Nolo.com. Patent, copyright and trademark

<http://www.nolo.com/legal-encyclopedia/patent-copyright-trademark>

See also library catalog for Nolo books on patent, copyright and trademark that may be shelved with 346.7 (Dewey number)

Makerbot. Licensed brand

<http://www.makerbot.com/blog/tag/licensed-brand/>

DJ Tech Tools. Copyright concerns for digital DJs

<http://www.djtechttools.com/2012/03/25/legal-concerns-for-digital-djs-should-i-worry-about-copyright/>

inside counsel. Disney decides to 'Let it Go' when it comes to copyright infringement

<http://www.insidecounsel.com/2014/05/23/disney-decides-to-let-it-go-when-it-comes-to-copyr>

Congressional Maker Caucus

<https://twitter.com/MakerCaucus>

Makezine.com. Is it a Hackerspace, Makerspace, TechShop, or FabLab? By Gui Cavalcanti

<http://makezine.com/2013/05/22/the-difference-between-hackerspaces-makerspaces-techshops-and-fablabs/>

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### Legal Forms and Agreements

Makerspace playbook (April 2012 draft) – Liability waiver

<http://makerspace.com/maker-news/makerspace-playbook>

School edition (February 2013)

<http://makerspace.com/wp-content/uploads/2013/02/MakerspacePlaybook-Feb2013.pdf>

Fayetteville Free Library Fab Lab Agreement

<http://www.fflib.org/images/pdfs/ffliblabmakeragreement.pdf>

Field Museum *Dozin' with the Dinos* group leader packet waivers with consent to medical treatment

<https://www.fieldmuseum.org/happening/programs/overnights>

Vermont Library Conference. Liability Issues and Sample Forms

<http://vermontlibraryconference.org/Docs/makerliabilityforms.pdf>

### Insurance

Gui Cavalcanti. Making Makerspaces: Acquiring Insurance

<http://makezine.com/2013/05/23/making-makerspaces-acquiring-insurance/>

Noisebridge insurance wiki

<https://www.noisebridge.net/wiki/InsuranceQuestions>

“Product liability” murkier than traditional production see Nora Freeman Engstrom, 3-D Printing and Product Liability: Identifying the Obstacles (2013)

<http://www.pennlawreview.com/online/162-U-Pa-L-Rev-Online-35.pdf>