Publication Agreements: 
Going Beyond the Boilerplate for Copyright and 
Future Access.

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Town Peterson, distinguished professor of ecology and evolutionary biology and senior curator at KU’s Biodiversity Institute; Rachel Rolf, assistant general counsel; Ada Emmett, associate librarian for scholarly communication.
Rights

equal

Access
Publication Agreements:
Going Beyond the Boilerplate for Copyright and Future Access.

Today:

– Copyright basics for authors—Ada Emmett
– Publication Agreements—Town Peterson and Rachel Rolf
– Beyond the boilerplates
– Questions, discussion.
Copyright is A Bundle of Rights

Rights are held by the OWNER of the work (not necessarily the creator/author). Owners may:

• **Reproduce** - make copies of their works publicly or privately.
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From, Section 106 of 1976 Copyright Act and see, [http://www.copyright.gov/circs/circ1.pdf](http://www.copyright.gov/circs/circ1.pdf)
Length of Protections offered to Owners of Copyright

• Copyright Term Extension Act, 1998
  – Adds 20 years to the duration of copyright
  – Life of author plus 70 years
  – Joint work – 70 years after last surviving author’s death
Connecting the Copyright laws with Publication Agreements:

• Publishers generally request the transfer all of the rights in copyright— but grant BACK to authors some of those rights.

• Two common ways that authors give rights to publishers (and vice versa)
  – granting of licenses, sharing via contract law.
  – transferring of copyrights
  – all or some of the “bundle”, providing exclusive or non-exclusive permissions or rights.

• The agreement is negotiable.
Taking it a step further for greater access

Beyond boilerplate contracts

• Publication agreements are negotiable contracts
• Addenda
• Ad hoc changes to the agreement
• CC licenses
References

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   Ada Emmett, aemmett@ku.edu, 864-8831
   Marianne Reed, mreedom@ku.edu, 864-8913.