



ALBANY COLLEGE OF PHARMACY
AND HEALTH SCIENCES

COPYRIGHT AND P2P FILE SHARING IN COMPLIANCE WITH THE HIGHER EDUCATION OPPORTUNITY ACT (HEOA)

(available on pp. 74-75 of 2017-18 Student Handbook)

This policy (also referred to as the P2P Policy), sets forth ACPHS' procedures to reduce the illegal uploading and downloading of copyrighted works through peer to peer (P2P) file sharing. ACPHS uses a wide variety of methods to inform students, faculty and Staff about copyright law and ACPHS policies.

This Policy should be read in conjunction with ACPHS' Computer Use Policy. Both Policies provide that violating copyrights and other intellectual property rights is prohibited. You should assume all software, graphic images, music, and the like are copyrighted. Copying or downloading copyrighted materials without the authorization of the copyright owner is against the law, and may result in civil and criminal penalties, including fines and imprisonment.

Upon notification of a claim that any material resident on the system infringes a copyright or other intellectual property right the College reserves the right to:

- remove, or disable access to, the material that is claimed to be infringing or to be the subject of infringing activity;
- deny computer privileges and access to the alleged infringer.

Illegal activities may be reported to local, state or federal authorities, as appropriate, for investigation and prosecution. This policy shall be posted on the website. Further, ACPHS shall make an annual disclosure that informs students that:

- the illegal distribution of copyrighted materials may subject them to criminal and civil penalties;
- violation of this policy constitutes a violation of the Student Disciplinary Code and subjects students to the procedures and penalties set forth in that code;
- violations of this policy will subject faculty and staff to disciplinary action in accordance with the provisions of the Faculty Handbook and the Employee Handbook respectively.



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ACPHS encourages all members of the ACPHS community, student, staff and faculty to use lawful means of acquiring and distributing copyrighted materials such as those set forth in this policy. ACPHS uses technology-based deterrents to combat the unauthorized distribution of copyrighted material. The IT Department shall monitor use of ACPHS internet and intranet resources to detect and report violations of this policy and to determine whether this policy effectively combats the unauthorized distribution of copyrighted material.

There are many legal sources for copyrighted material such as music and movies. They have a wide range of business models; some are free and some charge a nominal fee. The Motion Picture Association of America (<http://www.mpaa.org/>) maintains a compendium of legal sources for films and TV programs. In addition to many available commercial download for Music Outfitters, Inc. <http://www.musicoutfitters.com/resources/html> maintains a compendia of legal sources for donwloadable content.