

**Activities****COPYRIGHT--ELECTRONIC MEDIA**

The School Board of Miami-Dade County, Florida recognizes that the expanding use of technology provides extensive opportunities for improvement of instructional and operational procedures and systems, through the development by Miami-Dade County Public Schools of data processing software programs, web pages, and materials not available commercially.

Data processing software includes programs and routines used to employ and control the capabilities of data processing hardware, including but not limited to, operating systems, compilers, assemblers, utilities, library routines, maintenance routines, applications, and computer networking programs. These programs and routines may function independently, in conjunction with other software developed by Miami-Dade County Public Schools, or in conjunction with commercially available software.

Web pages include the district's home page and all other pages making up the district's web site, pages making up individual school web sites, and any other pages stored on the district's or an individual school's Internet server.

These programs, web pages, or materials may be developed by School Board employees in accordance with the provisions of Board Rule 6Gx13-4C-1.061, or may be developed for the School Board by individuals, companies, or agencies under contract with the School Board. Unless otherwise specified and agreed in such contracts, the School Board shall be considered the author for purposes of ownership and copyright, owning all rights comprised in the copyright, including rights of renewal.

Many of the programs, web pages, and materials thus developed are wholly owned by The School Board of Miami-Dade County, Florida and/or are eligible for copyright, and may be in demand by individuals or agencies outside of the Miami-Dade County Public Schools. Therefore:

1. The Superintendent shall, when appropriate, take whatever action is necessary to obtain copyrights for data processing software and web pages developed by or for Miami-Dade County Public Schools.
2. The Superintendent shall establish, and the School Board shall approve, all fees for any public or private entity to purchase or obtain a license for use of data processing software or web pages copyrighted by Miami-Dade County Public Schools.
3. Fees for the sale or licensing of copyrighted data processing software or web pages may be based upon market

considerations. However, fees shall be pursuant to Section 119.07(1), Florida Statutes as provided in Board Rule 6Gx13-3B-1.051 for an individual or entity that uses the School Board's copyrighted data processing software solely in conjunction with the examination of public records maintained by the School Board.

4. The School Board shall determine how any proceeds of the sale or licensing of copyrighted data processing software are to be used.

Specific Authority: 230.03(2); 230.22(1),(2), and (5) F.S.

Law Implemented, Interpreted, or Made Specific: 119.07(1); 119.083; 230.23(10) F.S.

**History: THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA**

New: 5-8-91

Amended: 6-10-98