

*adopted as amended*

POLICY ON REPRODUCTION OF ARTICLES FROM  
ALA JOURNALS AND PUBLICATIONS

1. The American Library Association (ALA) may enter into agreements with various organizations engaged in the business of providing copies of copyrighted articles to persons requesting them. The copies are sometimes available in magnetic tape, in microform, and in hard copy.
2. The agreements proposed vary substantively in their terms. Accordingly, it is deemed desirable to develop criteria by which the agreements may be evaluated so as to assure uniform and non-discriminatory treatment by ALA and the protection of the interests of ALA in its journals and publications and their contents. Further, any agreements made in accordance with the following criteria do not imply any restriction on the use of copyrighted materials in ALA journals and publications for the noncommercial purpose of scientific or educational advancement.
3. ALA Publishing Services shall have responsibility for administering this policy.

CRITERIA

1. Agreements shall provide that the rights to reproduce which are granted shall be non-exclusive.
2. ALA shall not make any representation as to the validity of any copyright claimed by it nor shall it agree to indemnify the party to which it grants a right of reproduction against any claims arising out of the exercise of such right.
3. Agreements may not be assigned by either party without the express written consent of the other and the consent may be withheld for any reason or no reason.
4. Agreements shall be limited as to their term and shall specify any residual rights in either party which may exist after termination.
5. Agreements shall specify the journals or publications from which copies shall be made under the agreement.
6. Agreements shall specify the fee, <sup>if any,</sup> to be paid. Such fee may be expressed as a price per copy or as a percentage of the purchase price.
7. Agreements shall specify the method of computing and remitting the amounts due, <sup>if any,</sup> under the agreements. Such method shall require an accounting at least annually and shall assure access to records as necessary to verify such accounting.
8. Agreements shall specify the form in which journals or publications may be reproduced and shall prohibit reproduction in any other form.
9. ALA shall not provide complimentary copies under the agreement.