

Davis School District Policy and Procedures

Subject: 4I-100 Licensing of Material Developed with Public Education Funds
Index: Instructional Programs – *Instructional Resources*
Adopted: May 7, 2019

1. PURPOSE AND PHILOSOPHY

The Board of Education of Davis School District (Board) adopts this policy establishing the requirements for licensing of courseware and materials produced with public education funds and resources controlled by the Board.

2. PUBLIC EDUCATION MATERIALS FUNDED BY DAVIS SCHOOL DISTRICT

- 2.1. The Assistant Superintendent over Teaching and Learning has the authority to select which public education materials, developed with funds controlled by the Board, may be shared under a CC-BY license or another approved license, and which public education materials the Davis School District (District) will charge third parties for the use of.
- 2.2. An individual or entity that adopts or shares public education materials identified as materials that can be shared with educators and the public shall:
 - 2.2.1. provide attribution to the District;
 - 2.2.2. provide a link to the license; and
 - 2.2.3. indicate if any changes were made to the original materials.
- 2.3. An employee of the District may not share, with an individual or entity outside of the District, materials purchased with District funds that are specifically licensed for District use.
- 2.4. If an employee of the District develops public education materials as part of the employee's employment, the public education materials shall be the property of the District.

3. CLASSROOM MATERIALS DEVELOPED BY DISTRICT EMPLOYEES

- 3.1. Classroom Materials Developed with Public Funds
 - 3.1.1. An employee may not sell public education materials developed in whole in or part with funds from the Utah State Board of Education (USBE) or the District.
 - 3.1.2. If an employee sales public education materials developed with public funds for personal gain, the employee may be subject to the Utah Public Officers' and Employee's Ethics Act.
 - 3.1.3. The District reserves the right to review and approve materials developed by employees on contract time.
- 3.2. Classroom Materials Developed Using Personal Time and Resources
 - 3.2.1. A licensed educator need not seek permission from the District to share classroom materials developed using the educator's personal time and resources.
 - 3.2.2. A licensed educator may share materials developed using personal time and resources through a CC-BY license.
 - 3.2.3. A licensed educator may only share materials that are consistent with the Utah Educator Standards and LEA Reporting R277-217.
 - 3.2.4. A licensed educator may not share materials that advocate illegal activities or

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materials that are inconsistent with the educator's legal and role model responsibilities.

DEFINITIONS

"CC-BY license" means a copyright license developed by Creative Commons, which allows other users to: copy and redistribute the material in any medium or format; and remix, transform, and build upon the material.

"Public education materials" means courseware and materials in any medium or format developed with public education funds and includes; syllabi; instructional materials; modules; textbooks, including teacher's editions; student guides; supplemental materials; formative and summative assessment supports; laboratory activities; simulation; musical or dramatic compositions; audio, video or photographic material; manuals; codes; and software.

REFERENCES

[Utah Code Ann. Title 67, Chapter 16](#) – Utah Public Officers' and Employees' Ethics Act

[Utah Administrative Rule R277-120](#) – Licensing of Material Developed with Public Education Funds.

[Utah Administrative Rule R277-217](#) - Utah Educators Standards and LEA Reporting.
