

## **13. USER-PRODUCED CONTENT SUBMISSION POLICY**

### **13.1 Purpose**

The Wasatch County Library has created this policy outlining rules for content submitted by users for publication and distribution through various Library platforms, in accordance with the Digital Millennium Copyright Act (DMCA).

### **13.2 Content Restrictions**

Users are prohibited from submitting content containing the following:

- Content that infringes on copyright, including text, images, videos, audio, and other media or intellectual property right of another, unless the user is the copyright holder, has explicit permission, or the material qualifies as fair use.
- Content that is considered harmful, offensive, or illegal. (See Section 13.4).

### **13.3 User Responsibilities**

13.3.1 By submitting a signed content submission form, the user represents and warrants that:

- They are the sole creator or legal owner of the content they are submitting, and no additional permissions, licenses or approvals are needed from any other third party
- The content does not infringe on any copyright or intellectual property rights of others.
- The content complies with all local, state, and federal laws.

13.3.2 By submitting content, the user grants the Library a non-exclusive, royalty-free, perpetual license to use, reproduce, format, display, publish, and distribute the content through its printed and/or online platforms. This license does not prevent the user from authorizing others to use their work.

13.3.3 Intellectual property rights remain with the user, who may authorize other entities to use, publish, and distribute the content, provided such authorization does not revoke or limit the authorization given to the Library.

### **13.4 Library Responsibilities**

The Library's role is to encourage artistic expression while ensuring compliance with the law and community standards:

- Expression Encouraged: The Library encourages the arts and recognizes various methods of artistic expression.
- Legal and Ethical Limits: Due to the open and public nature of the Library, it is improper to display visual depictions of subject matter, including words, which are obscene, pornographic, or vulgar (as described in Utah Code Ann. §76-5c-101 and 20 U.S.C. Sec. 9101), or demeaning to race, religion, creed, color, national origin, gender, sexual orientation, or age.
- Non-Discrimination: Library staff shall not discriminate based on the content of the work, except as expressly provided above. Controversial work will not be excluded solely because of its subject matter.
- Formatting and Publication: If the Library accepts the content, staff may format it for publication and distribution through its printed and/or online platforms.

### **13.5 DMCA Takedown Notices and Complaints**

- Individuals or entities who believe that content published and distributed by the Library is an infringement of their copyright may submit a formal notice to the DMCA designated agent listed in the Digital Millennium Copyright Act Takedown Notice Policy (Policy #14).

- Users whose content is subject to a takedown notice will be informed and may pursue a counterclaim as outlined in Policy #14.
- Users who violate the content restrictions will be prohibited from submitting additional work for a period determined by the Library Director or designee, subject to appeal to the Library Board.

### **13.6 Definitions**

For the purposes of this policy, “content” includes but is not limited to text, images, photographs, audio, video, digital files, and other media submitted for display or distribution on library platforms.

### **13.7 Scope**

This policy applies to all user-submitted content intended for publication or distribution through the library’s physical displays, printed materials, website, social media, and other online platforms.

### **13.8 Indemnification**

By submitting content, the user agrees to indemnify, defend and hold harmless the Wasatch County Library, its staff, and affiliates from any legal claims, damages, fines, loss, or expenses arising out of the submission, publication, or distribution of the content arising in any way.

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*APPROVED by WASATCH COUNTY LIBRARY BOARD during an open and public meeting on November 21, 2025. Approved by Wasatch County Council on \_\_\_\_\_.*