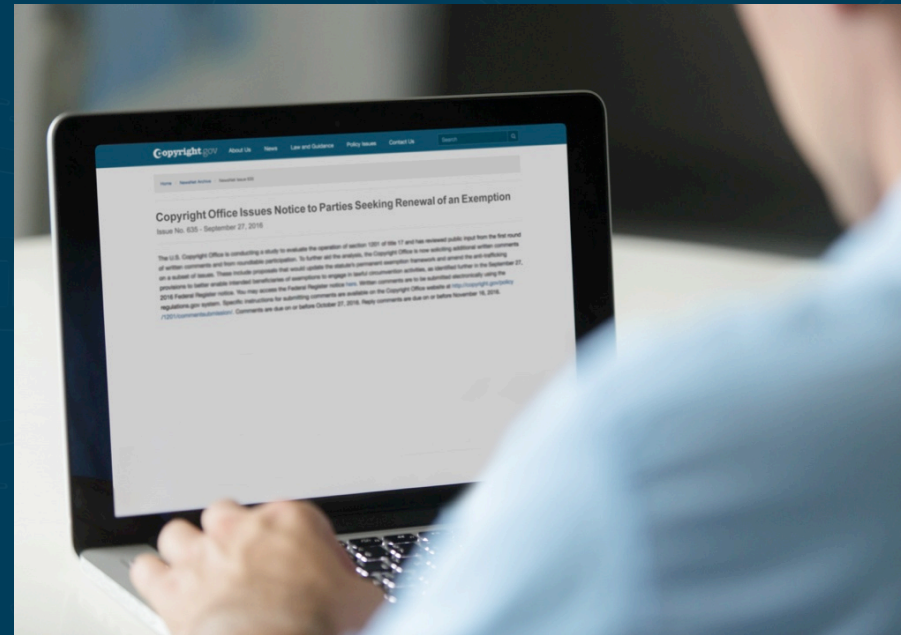


Streamlined Petitions for Renewed Exemptions

Streamlined Petitions for Renewed Exemptions

Once a party gets an exemption through the rulemaking process, it can apply to renew that exemption using a **streamlined process**, without going through another full rulemaking

- The Office will notify parties of the streamlined renewal application period
- Exemptions cannot be renewed automatically or presumptively



The streamlined renewal process cannot be used to expand prior exemptions. Any expansions will be considered in the main rulemaking

Streamlined Petitions for Renewed Exemptions

Declaration

Parties filing a streamlined petition to renew an existing exemption must submit a form **declaring** that:

- If the exemption was not renewed, users would be unable to make noninfringing uses of the copyrighted works, and are likely to rely upon the exemption in the next three year period
- There has been no material change in the facts, law, or other circumstances set forth in the prior rulemaking record

This form is found on the Copyright Office website at www.copyright.gov/1201

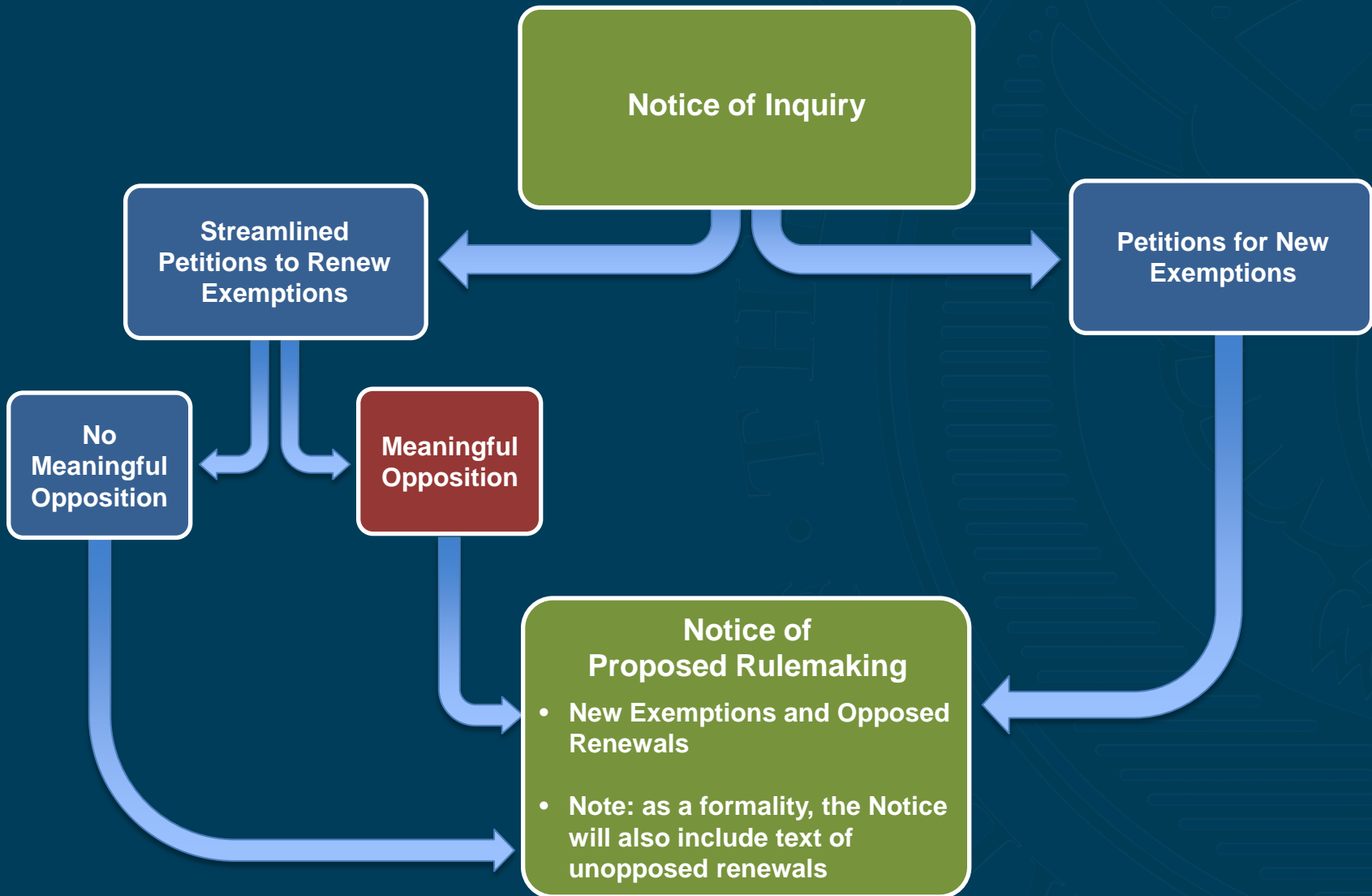
Streamlined Petitions for Renewed Exemptions

Meaningful Opposition

- Other parties may oppose the renewal
 - Opposition could include:
 - **New case law**
 - **New factual evidence**
- The Register will evaluate whether there is **meaningful opposition** to the renewal
 - If there is no meaningful opposition, the existing exemption will be recommended for renewal based on existing evidence, including evidence submitted in the last rulemaking proceeding
 - If there is meaningful opposition, the exemption will automatically move to the more comprehensive rulemaking, allowing for full consideration and briefing of the issues



The Rulemaking Process for Temporary Exemptions





Disclaimer:

The United States Copyright Office is providing general information about section 1201 of the Copyright Act and its rulemaking proceeding.

By law, the Office cannot provide legal advice to the public.