

Mechanical License Royalty Rates

Copyright Royalty Judges issued rates and terms for the use of musical works in Physical phonorecords; Permanent downloads; Ringtones; Limited downloads; and Interactive streaming.

CATEGORY	RATE	EFFECTIVE DATE
Physical phonorecords	9.1 cents or 1.75 cents per minute of playing time or fraction thereof, whichever is larger, for physical phonorecord deliveries and permanent digital	March 1, 2009
Permanent downloads	9.1 cents or 1.75 cents per minute of playing time or fraction thereof, whichever is larger, for physical phonorecord deliveries and permanent digital	March 1, 2009
Ringtones	24 cents per ringtone	*
Limited downloads	The formulas for determining rates may be found in 37 C.F.R. §385.10 through §385.17	*
Interactive streaming	The formulas for determining rates may be found in 37 C.F.R. §385.10 through §385.17	*

* Effective date not determined by Copyright Royalty Judges (CRJs) . Final rule issued by CRJs, see 74 FR 4510, indicates that effective date is governed by 17 U.S.C. 803(d)(2)(B).

LATE FEE

The Copyright Royalty Judges established that a licensee shall pay a late fee of 1.5 percent per month, or the highest lawful rate, whichever is lower. See 37 C.F.R. § 385.4

AUTHORITY

Mechanical and Digital Phonorecord Delivery Rate Determination Proceeding; see 74 FR 4510; 74 FR 4537; 74 FR 6832.

GOVERNING REGULATIONS

Title 37: Patents, Trademarks, and Copyrights

Part 385—Rates and Terms for Use of Musical Works Under Compulsory License for Making and Distributing of Physical and Digital Phonorecords

FOR FURTHER INFORMATION

Contact the Copyright Royalty Board:

Copyright Royalty Board
P.O. Box 70977
Washington DC 20024-0977
(202) 707-7658
www.loc.gov/crb/contact/

Contact the Licensing Division:

Library of Congress
Copyright Office-LD
101 Independence Avenue SE
Washington DC 20557-6400
(202) 707-8150
licensing@copyright.gov
www.copyright.gov/licensing

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DATE	RATE	AUTHORITY
1909-1977	2 cents	Copyright Act of 1909
January 1, 1978	2.75 cents or 0.5 cent per minute of playing time or fraction thereof, whichever is greater	Copyright Act of 1976
January 1, 1981	4 cents or 0.75 cent per minute of playing time or fraction thereof, whichever is greater	1980 Mechanical Rate Adjustment Proceeding
January 1, 1983	4.25 cents or 0.8 cent per minute of playing time or fraction thereof, whichever is greater	1980 Mechanical Rate Adjustment Proceeding
July 1, 1984	4.5 cents or 0.85 cent per minute of playing time or fraction thereof, whichever is greater	1980 Mechanical Rate Adjustment Proceeding
January 1, 1986	5 cents or 0.95 cent per minute of playing time or fraction thereof, whichever is greater	1980 Mechanical Rate Adjustment Proceeding
January 1, 1988 to December 31, 1989	5.25 cents or 1 cent per minute of playing time or fraction thereof, whichever is greater	17 U.S.C. 801 (b)(1) and 804. Based upon the change in the Consumer Price Index from Dec. 1985 to Sept. 1987
January 1, 1990 to December 31, 1991	5.7 cents or 1.1 cents per minute of playing time or fraction thereof, whichever is greater	Consumer Price Index from Sept. 1987 to Sept. 1989
January 1, 1992 to December 31, 1993	6.25 cents or 1.2 cents per minute of playing time or fraction thereof, whichever is greater	Consumer Price Index from Sept. 1989 to Sept. 1991
January 1, 1994 to December 31, 1995	6.60 cents or 1.25 cents per minute of playing time or fraction thereof, whichever is greater	Consumer Price Index from Sept. 1991 to Sept. 1993
January 1, 1996 to December 31, 1997	6.95 cents or 1.3 cents per minute of playing time or fraction thereof, whichever is greater	Consumer Price Index from Sept. 1993 to Sept. 1995
January 1, 1998 to December 31, 1999	7.1 cents or 1.35 cents per minute of playing time or fraction thereof, whichever is greater	1997 Mechanical Rate Adjustment Proceeding
January 1, 2000 to December 31, 2001	7.55 cents or 1.45 cents per minute of playing time or fraction thereof, whichever is greater	1997 Mechanical Rate Adjustment Proceeding
January 1, 2002 to December 31, 2003	8.0 cents or 1.55 cents per minute of playing time or fraction thereof, whichever is greater	1997 Mechanical Rate Adjustment Proceeding
January 1, 2004 to December 31, 2005	8.5 cents or 1.65 cents per minute of playing time or fraction thereof, whichever is greater	1997 Mechanical Rate Adjustment Proceeding
January 1, 2006 to February 28, 2009	9.1 cents or 1.75 cents per minute of playing time or fraction thereof, whichever is greater	1997 Mechanical Rate Adjustment Proceeding