I. Definitions
   a. For purposes of this document, the following definitions will be in effect:
      i. The word “USER” shall apply to individuals, groups, and organizations seeking to broadcast material on the University at Albany’s closed circuit cable channels. “USER” shall also be inclusive of the singular and plural usage.
      ii. The words “UAlbanyTV” shall be inclusive of the Digital Media Production unit and the Office of Communications and Marketing and its designees.

II. Applicability
   a. This document applies to all programming submitted by USER for broadcast on UAlbanyTV, regardless of whether or not such programming was originally produced for UAlbanyTV. Live, live-to-tape, and any other programs or segments of programs for which scripts cannot be prepared before broadcast are subject to the same standards under this document as are programs that are completely scripted.

III. Basic Provisions
   a. As a condition of being granted broadcasting privileges on UAlbanyTV, the USER must read and agree to this entire document without exception, revision, or alteration.

   b. USER is being granted access to broadcast on UAlbanyTV. UAlbanyTV management and the university administration have sole authority to grant such access and may revoke, rescind, or alter granted access at its sole discretion.

   c. USER stipulates that they own the rights to all programming, content, and intellectual property that they produce and/or broadcast on UAlbanyTV. Further, USER agrees to be solely responsible for such programming, content, and intellectual property. USER agrees to indemnify and hold harmless
UAlbanyTV, the university, and their designees from any dispute and/or litigation arising from any programming, content, or intellectual property that USER produces and/or broadcasts on UAlbanyTV.

d. USER agrees that any violation of these guidelines will result in administrative action including but not limited to: immediate revocation of broadcast privileges, removal of content/programming from air, prohibition from future broadcast privilege, referral to Judicial Affairs.

e. These guidelines may be amended and/or revised by UAlbanyTV, the university, and their designees at any time without prior notification.

IV. Prohibited and Restricted Content

a. UAlbanyTV prohibits programming displaying the use of alcohol or illegal drugs.

b. UAlbanyTV prohibits programming that includes obscene and/or indecent material (as defined by federal law). For the FCC’s guide on obscene of indecent material, refer to http://www.fcc.gov/guides/obscenity-indecency-and-profanity

c. UAlbanyTV prohibits material containing nudity or explicit sexual activity. For the purposes of this document, “nudity” is defined as the depiction of exposed male or female genitalia and female breasts.

d. UAlbanyTV prohibits offensive material that ridicules, attacks, or makes feel unsafe any individual or group based on that individual’s or group’s physical or mental ability, race, creed, sexual orientation, or religion.

e. UAlbanyTV prohibits programming that includes gratuitous and/or excessive depictions of violence, whether real or fictional. In particular, depictions of violence should not be used to shock the audience or advocate the use of violence
against specific individuals or groups of people. Depictions of excessive gore, pain, or physical suffering are prohibited. Programming that depicts rape, non-consensual sexual acts, and other forms of sexual assault are prohibited.

f. UAlbanyTV prohibits programming that violates the copyright laws of the United States—unless USER has obtained and can demonstrate proof of the necessary written permissions and licenses to such copyrighted material or if such material falls under the ‘fair use’ doctrine as defined by standing copyright law. It is solely incumbent upon USER to ensure that any and all copyright material they use falls under the specific definitions of ‘fair use.’

(These guidelines are drawn, in whole or in part from similar policies of Emerson College, Ithaca College, and the Open Student Television Network. These policies have also been approved by the Offices of Legal Counsel, Student Affairs, and Marketing and Communications)