



Williston State College HEOA COMPLIANCE PLAN

Purpose:

The Higher Education Opportunity Act (HEOA) (Pub. L. 110-315) was signed into law on August 2008 and regulations for implementation issued by the Department of Education on August 21st 2009. Regulations for this act when into effect July 1st of 2010 and requires all colleges and universities to take steps to combat unauthorized file sharing of copyrighted materials on campus networks.

This plan applies to all Williston State College Faculty, Staff, Students and Visitors that use the campus network.

Requirements:

According to Higher Education Opportunity Act (HEOA) (Pub. L. 110-315) Institutional and Financial Assistance Information for Students we are required to provide:

- An annual disclosure that explicitly informs students that unauthorized distribution of copyrighted material, including unauthorized peer-to-peer file sharing, may subject the students to civil and criminal liabilities;
- A summary of the penalties for violations of Federal Copyright laws; and
- A description of the institution's policies with respect to unauthorized peer-to-peer file sharing, including disciplinary actions that are taken against students who engage in unauthorized distributions of copyrighted materials using the institution's information technology system;

Annual Disclosure:

The Williston State College Information Technology department will send an email notice which includes information on copyright laws and campus policies and sanctions relating to unauthorized use of copyrighted materials. This notice will include:

- The civil and criminal penalties that may result from unauthorized distribution of copyrighted materials in violation of Federal Copyright laws.
 - A link to current NDUS and Williston State College policies.
 - A plan to effectively combat copyright violations by users of its network using technology based deterrents.
 - An alternative to illegal downloading.
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Effectively Combat Copyright Abuse:

Williston State College employs the following technology based deterrents and procedures.

1. Monitoring of network traffic to identify high bandwidth users
2. Firewall and packet shaping
3. Thorough investigation of any and all Digital Millennium Copyright Act (DMCA) requests

Related Documents and Policies:

[Williston State College Policies and Procedures](#)

[Williston State College Copyright Infringement Policy & Procedure](#)

[NDUS Policy 1901.2 - 3.1.2 - Intellectual Property](#)

[HECN Digital Millennium Copyright Act Policy](#)

[The Digital Millennium Copyright Act of 1998](#)

[Copyright Law of the United States](#)

[Higher Education Opportunity Act of 2008](#)

Alternatives to Illegal Downloading:

Williston State College has provided a direct link to the EDUCAUSE web page that has a listing of sites available for legal online downloading.

[EDUCAUSE Legal Sources of Online Content](#)
