

[Proposed class or classes of copyrighted work(s) to be exempted]= Sound recordings or audiovisual works (including motion pictures) embodied in copies and phonorecords, computer programs or video games, or pictorial, graphic, or literary works or compilations distributed in formats protected by access control measures which threaten critical infrastructure and potentially endanger lives.

[Brief summary of the argument(s) in support of the exemption proposed above]= Recent events demonstrate that technological protection measures can threaten critical infrastructure. Misguided efforts to cloak technological protection measures from consumers have in fact created computer security vulnerabilities worldwide, including on government and military systems. Computer security and other mission critical applications that protect critical infrastructure must not be compromised by technological protection measures. Where such measures threaten critical infrastructure and potentially endanger lives, prohibiting their circumvention - if only to disable or remove them - is an absurd result that Congress could not have intended. A temporary exemption to circumvent dangerous access control measures so as to make the non-infringing use of disabling or deleting these measures or the underlying work which they are meant to protect is therefore necessary.