

# **Appendices and Tables**

# **Register's Testimony to Congress and Congressional Commissions**

- Testimony before the Subcommittee on Courts and Intellectual Property, Committee on the Judiciary, United States House of Representatives, on Copyright Office Operations, Accomplishments, and Challenges (05/25/00)
- Testimony before the Subcommittee on Courts and Intellectual Property, Committee on the Judiciary, United States House of Representatives, on the Issue of Sound Recordings as Works Made for Hire (05/25/00)
- Testimony before the Subcommittee on Courts and Intellectual Property, Committee on the Judiciary, United States House of Representatives, on Copyrighted Broadcast Programming on the Internet (06/15/00)
- Testimony before the Web-Based Education Commission, United States Senate, on Web-Based Education (07/20/00)
- Testimony before the Subcommittee on Courts and Intellectual Property, Committee on the Judiciary, United States House of Representatives, on State Sovereign Immunity and Protection of Intellectual Property (07/27/00)

Full text of statements are available on Copyright Office website: www.loc.gov/copyright

#### **Federal Register Documents Issued**

- Notice and Recordkeeping for Non-subscription Digital Transmissions: Notice of Proposed Rulemaking, 64 FR 59140, November 2, 1999
- Copyright Office Amends "Best Edition" Regulation, 64 FR 62977, November 18, 1999
- Rulemaking on Exemptions from Prohibition on Circumvention of Technological Measures that Control Access to Copyrighted Works, 64 FR 66139, November 24, 1999
- Notice and Recordkeeping for Non-subscription Digital Transmissions: Interim Rule Amendment, 64 FR 66391, November 26, 1999
- Cost of Living Adjustment for Performance of Musical Compositions, 64 FR 67187,
   December 1, 1999

- Satellite Carrier Statutory License; Definition of Unserved Household: Notice of Termination,
   64 FR 71086, December 20, 1999
- Rate Adjustment of the Satellite Carrier Statutory License: Final Rule, 64 FR 71659, December 22, 1999
- Digital Performance Right in Sound Recordings and Ephemeral Recordings: Initiation of voluntary negotiation period, 65 FR 2194, January 13, 2000
- Copyright Arbitration Royalty Panels; List of Arbitrators: Publication of the 2000-2001 CARP arbitrator list, 65 FR 2439, January 14, 2000
- Copyright Rules and Regulations: Information Given by the Copyright Office: Notice of proposed rulemaking, 65 FR 3404, January 21, 2000
- Exemption to Prohibition on Circumvention of Copyright Protection Systems for Access Control Technologies: Extension of comment period; expansion of file formats, 65 FR 6573, February 10, 2000
- Cable Compulsory License; Definition of a Network Station: Notice of inquiry, 65 FR 6946,
   February 11, 2000
- Adjustment of Cable Statutory License Royalty Rates: Notice with a request for comments and announcement of negotiation period, 65 FR 10564, February 28, 2000
- Public Performance of Sound Recordings: Definition of a Service: Notice of proposed rulemaking, 65 FR 14227, March 16, 2000
- Exemption to Prohibition on Circumvention of Copyright Protection Systems for Access Control Technologies: Extension of deadline for reply comment period; notice of public hearings; and deadline for post-hearing comments, 65 FR 14505, March 17, 2000
- Public Performance of Sound Recordings: Definition of a Service: Request for comments, 65
   FR 17840, April 5, 2000
- Distribution of 1995, 1996, 1997, and 1998 Digital Audio Recording Technology Royalties: Initiation of arbitration, 65 FR 19025, April 10, 2000
- Exemption to Prohibition on Circumvention of Copyright Protection Systems for Access Control Technologies: Change in hearing time, 65 FR 25894, May 4, 2000
- Registration of Claims to Copyright, Group Registration of Photographs: Proposed regulations with request for comments, 65 FR 26162, May 5, 2000

- Public Performance of Sound Recordings: Definition of a Service: Notice of inquiry, 65 FR 33266, May 23, 2000
- Report to Congress Pursuant to Section 104 of the Digital Millennium Copyright Act: Request for public comment, 65 FR 35673, June 5, 2000
- Distribution of 1995, 1996, 1997, and 1998 Digital Audio Recording Technology Royalties: Suspension of proceeding, 65 FR 37412, June 14, 2000
- Copyright Rules and Regulations: Copyright, Registration of Claims to Copyright: Final rule; technical amendments, 65 FR 39818, June 28, 2000
- Freedom of Information Act, Privacy Act, and Copyright Arbitration Royalty Panel: Policies and Procedures: Final rule; technical amendments, 65 FR 39819, June 28, 2000
- Registration of Claims to Copyright: Statement of policy, 65 FR 41508, July 5, 2000
- Public Performance of Sound Recordings; Definition of a Service: Extension of reply comment period, 65 FR 41612, July 6, 2000
- Distribution of 1995, 1996, 1997, and 1998 Digital Audio Recording Technology Royalties: Announcement of the schedule for the proceeding, 65 FR 41737, July 6, 2000
- Copyright Restoration of Works in Accordance With the Uruguay Round Agreements Act;
   Corrections pertaining to Notices of Intent To Enforce Restored Copyrights, 65 FR 46873,
   August 1, 2000
- General Provisions and Privacy Act; Technical Amendments, 65 FR 48913, August 10, 2000
- Cable royalty funds: Cable statutory license (1998); Phase I or Phase II controversy ascertainment; comment request, 65 FR 54077, September 6, 2000
- Adjustment of Cable Statutory License Royalty Rates: Notice of proposed rulemaking, 65 FR 54984, September 12, 2000
- Ascertainment of Controversy for the 1996-1998 Satellite Royalty Funds: Notice with request for comments and notices of intention to participate, 65 FR 56941, September 20, 2000

	REGIS	TRATION	S, 1790-200	0	
Year(s)	Total	Year	Total	Year	Total
1790-1869	150,000 <sup>1</sup>	1914	124,213	1959	241,735
1870	5,600	1915	116,276	1960	243,926
1871	12,688	1916	117,202	1961	247,014
1872	14,164	1917	112,561	1962	254,776
1873	15,352	1918	107,436	1963	264,845
1874	16,283	1919	113,771	1964	278,987
1875	16,194	1920	127,342	1965	293,617
1876	15,392	1921	136,765	1966	286,866
1877	16,082	1922	140,734	1967	294,406
1878	16,290	1923	151,087	1968	303,451
1879	18,528	1924	164,710	1969	301,258
1880	20,993	1925	167,863	1970	316,466
1881	21,256	1926	180,179	1971	329,696
1882	23,141	1927	186,856	1972	344,574
1883	25,892	1928	196,715	1973	353,648
1884	27,727	1929	164,666	1974	372,832
1885	28,748	1930	175,125	1975	401,274
1886	31,638	1931	167,107	1976	410,969 <sup>2</sup>
1887	35,467	1932	153,710	1976	108,762
1888	38,907	1933	139,361	1977	452,702
1889	41,297	1934	141,217	1978	331,942
1890	43,098	1935	144,439	1979	429,004
1891	49,197	1936	159,268	1980	464,743
1892	54,741	1937	156,930	1981	471,178
1893	58,957	1938	168,663	1982	468,149
1894	62,764	1939	175,450	1983	488,256
1895	67,578	1940	179,467	1984	502,628
1896	72,482	1941	180,647	1985	539,165
1897	75,035	1942	182,232	1986	560,212
1898	75,634	1943	160,789	1987	581,276
1899	81,416	1944	169,269	1988	565,801
1900	95,573	1945	178,848	1989	611,328
1901	93,299	1946	202,144	1990	643,602
1902	93,891	1947	230,215	1991 1992	663,684
1903	99,122	1948	238,121		606,253
1904	104,431	1949 1950	201,190	1993	604,894
1905 1906	114,747		210,564	1994	530,332
1906	118,799 124,814	1951 1952	200,354	1995 1996	609,195
1907	124,814 120,657	1952 1953	203,705 218,506	1996	550,422 560,226
1908	120,657	1953	222,665	1997	569,226 558,645
1909	109,309	195 <del>4</del> 1955	224,732	1998	594,501
1910	115,955	1955	224,732	2000	515,612
1911	121,824	1956	225,807	2000	515,612
1912	121,824	1957	238,935	Total	29,131,112
1913	120,413	1900	230,933	iotai	23,131,112

<sup>&</sup>lt;sup>1</sup> Estimated registrations made in the offices of the Clerks of the District Courts (source: pamphlet entitled "Records in the Copyright Office Deposited by the United States District Courts Covering the Period 1790-1870," by Martin A. Roberts, Chief Assistant Librarian, Library of Congress, 1939).

<sup>&</sup>lt;sup>2</sup> Registrations made July 1, 1976, through September 30, 1976, reported separately owing to the statutory change making the fiscal years run from October 1 through September 30 instead of July 1 through June 30.

NUMBER OF REGISTRATIONS BY SU	BJECT MA	TER, FISCAL	2000
Category of Material	Published	Unpublished	Total
Non-dramatic literary works:			
Monographs and computer-related works Serials:	122,827	46,966	169,793
Serials (non-group)	57,360	-	57,360
Group Daily Newspapers	2,382	-	2,382
Group Serials	9,448	-	9,448
Total literary works	192,017	46,966	238,983
Works of the performing arts, including musical works, dramatic works, choreography and pantomimes, and motion pictures and filmstrips	47,599	91,336	138,935
Works of the visual arts, including two-dimensional works of fine and graphic art, sculptural works, technical drawings and models, photographs, cartographic works, commercial prints and labels	;,		
and works of applied arts	56,218	29,621	85,839
Sound recordings	13,665	20,625	34,290
Total Basic Registrations	309,499	188,548	498,047
Renewals	16,807	-	16,807
Mask work registrations	758	-	758
Grand total all registrations	327,064	188,548	515,612
Documents Recorded			18,894

FEES RECORDED, FISCAL 200	00
	Fees
Applications for Registration	\$17,437,665
Fees for mask works	\$44,700
Renewals	\$874,214
Total	\$18,356,579
Fees for recordation of documents	\$1,378,695
Fees for certifications	\$196,152
Fees for searches	\$257,446
Fees for expedited services	\$1,427,275
Fees for other services	\$380,478
Total	\$3,640,046
Grand Total	\$21,996,625
Fees Applied to the Appropriation, Fiscal 2000	\$21,947,301

ESTIMATED VALU	JE OF MATI	ERIALS TRA	NSFERRE	D, FISCAL	2000
	Registered works transferred to other departments of the Library	Non-registration works transferred to other departments of the Library	Total works transferred to other departments of the Library	Average uni price	Total value of works transferr to other t departments o the Library
Books <sup>1</sup>	199,060	58,107	257,167		\$11,290,505
Ink Print	185,602	20,872	206,474	\$53.22	\$10,988,546
Electronic Works (ProQuest)	12,861	36,137	48,998	\$3.60	\$176,393
Microfilm	597	1,098	1,695	\$74.08	\$125,566
Serials <sup>2</sup>	211,516	<b>154,740</b>	366,256		\$5,050,747
Periodicals	192,480	127,000	319,480	\$24.25	\$4,648,434
Ink Print Newspapers	19,036	25,200	44,236	\$0.94	\$24,949
Microfilm Newspapers	2,554	2,540	5,094	\$74.08	\$377,364
Computer-related works	6,768	2,320	9,088		\$2,145,555
Software	2,368	64	2,432	\$24.58	\$59,779
CD-ROMs	1,354	2,032 (1,429 serials)	3,386	\$616.00	\$2,085,776
Printouts	3,046	224	3,270	i	ndeterminate value
Motion Pictures <sup>3</sup>	11,451	326	11,777		\$10,529,473
Videotapes	10,878	314	11,192	\$77.85	\$871,297
Feature Films	1,110	12	1,122	\$8,608.00	\$9,658,176
Music	45,161	1,065	46,226	\$31.34	\$1,448,723
Dramatic Works, choreogra and pantomimes	phy, 22,528		22,528	\$53.82	\$1,212,457
Other works of the performing arts	226		226	\$31.34	\$7,083
Sound Recordings	29,566	1,192	30,758	\$12.65	\$389,089
Maps	4,801	42	4,843	\$31.99	\$154,928
Prints, pictures, and	0.004	404	2.075	<b>¢</b> 05.05	670.400
works of art	2,881	194	3,075	\$25.85	\$79,489
TOTAL	533,958	217,986	751,944		\$32,308,047

<sup>&</sup>lt;sup>1</sup> 60% of "BOOKS" are selected for the collections; 40% are used for the Library's exchange program.

<sup>&</sup>lt;sup>2</sup> 60% of "SERIALS" are selected for the collections, except in the case of Microfilm Newspapers (100% of which are selected).

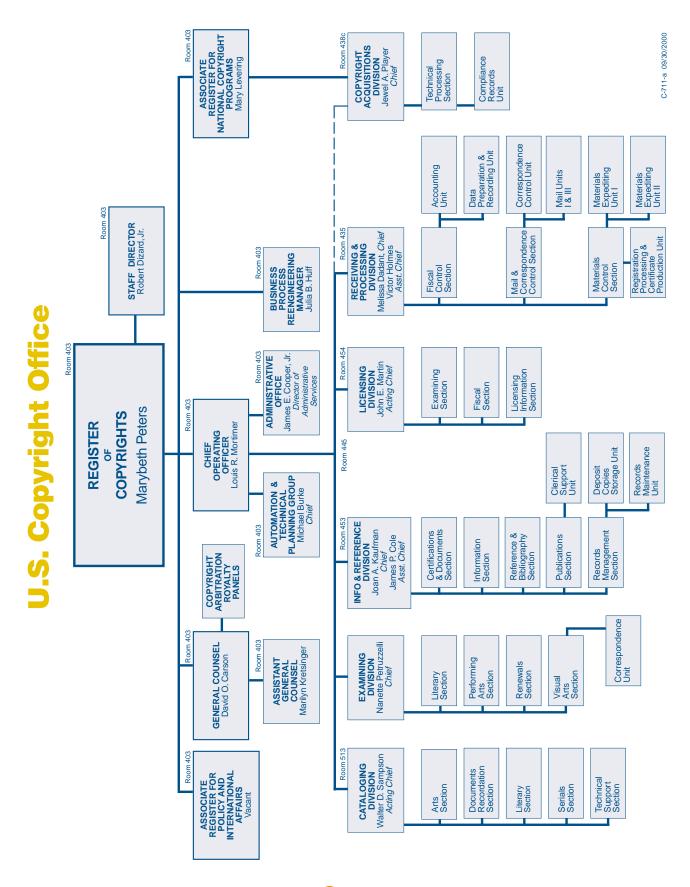
<sup>&</sup>lt;sup>3</sup> Includes 537 copies selected by the Library under motion picture agreements.

NON-FEE INFORMATION SERVICES TO PUBLIC, FI	SCAL 2000
Information and Reference Division direct reference services*	
In person	21,826
By correspondence	46,103
By telephone	216,380
Total	284,309
Office of the General Counsel direct reference services	
By correspondence	66
By telephone	1,000
Total	1,066
Receiving and Processing Division services	
By correspondence	86,915
By telephone	3,139
Total	90,054
Licensing Division direct reference services	
In person	463
By correspondence	3,114
By telephone	4,507
Total	8,084
Grand total direct reference services	383,513
*Includes the Public Information Office	

	CIAL STATEMENT OF ROYALTY FEES FOR COMP DARY TRANSMISSION BY CABLE SYSTEMS FO	
Royalty	fees deposited	\$112,013,059.12
Interes	t income	\$5,329,141.95
Gain or	n matured securities	\$428,492.73
Transfe	ers in	\$2,737.83
	Total	\$117,773,431.63
Less:	Licensing operating costs	\$2,558,037.28
	Refunds issued	\$943,749.78
	Cost of investments	\$113,070,092.89
	Cost of initial investments	\$829,341.46
	CARP operating costs	\$102,756.93
	Transfers out	\$225,609.70
	Total	\$117,729,588.04
Balance	e as of September 30, 2000	\$43,843.59
Plus:	Face amount of securities due	\$113,589,132.12
Less:	Pending refunds	\$13,138.26
Cable ı	royalty fees for calendar year 1999 available for distribution by the Library of Congress	\$113,619,837.4 <b>5</b>

	FINANCIAL STATEMENT OF ROYALTY FEES FOR STATUTORY OBLIGATIONS FOR DISTRIBUTION OF DIGITAL AUDIO RECORDING EQUIPMENT AND MEDIA FOR CALENDAR YEAR 1999				
Royalty	Royalty fees deposited \$3,421,202.96				
Interes	t income	\$105,600.01			
Gain or	n matured securities	\$45,496.29			
	Total	\$3,572,299.26			
Less:	Licensing operating costs	\$19,559.18			
	Refunds	\$3,652.54			
	Cost of investments	\$1,216,885.26			
	Cost of initial investments	\$55,016.78			
	CARP operating costs	\$34,950.69			
	Distribution of fees	\$2,242,230.81			
	Transfers out	_			
	Total	\$3,572,295.26			
Balance	e as of September 30, 2000	\$4.00			
Plus:	Face amount of securities due	\$1,224,025.41			
Less: P	Less: Pending CARP arbitration costs				
	Audio Home Recording Act royalty fees for calendar year 1999 available for distribution by the Library of Congress \$1,224,029.41				

FINAN	FINANCIAL STATEMENT OF ROYALTY FEES FOR STATUTORY LICENSES FOR SECONDARY TRANSMISSION BY SATELLITE CARRIERS FOR CALENDAR YEAR 1999				
Royalty	fees deposited	\$80,674,006.74			
Interes	t income	\$4,848,046.73			
Gain or	n matured securities	\$535,010.49			
Transfe	erred in	\$132,147.04			
	Total	\$86,189,211.00			
Less:	Licensing operating costs	\$40,767.93			
	Cost of investments	\$84,777,338.87			
	Cost of initial investments	\$1,164,597.82			
	CARP operating costs	\$206,228.12			
	Total	\$86,188,932.74			
Balanc	e as of September 30, 2000	\$278.26			
Plus:	Face amount of securities due	\$85,274,775.06			
Satellite carrier royalty fees for calendar year 1999 available for distribution by the Library of Congress \$85,27					



## **U.S. Copyright Office**

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