

IC 32-37-3

Chapter 3. Contract Requirements

IC 32-37-3-1

Written information to be provided; request for additional information

Sec. 1. (a) At least seventy-two (72) hours before the execution of a contract between a performing rights society and a proprietor, the performing rights society shall provide the proprietor with the following written information:

- (1) A schedule of the rates and terms of royalties under the contract.
- (2) A toll free telephone number from which the proprietor may obtain answers to inquiries concerning musical works and copyright owners represented by the performing rights society.
- (3) Notice that the performing rights society is in compliance with:
 - (A) state and federal law; and
 - (B) orders of courts having jurisdiction over:
 - (i) rates and terms of royalties; and
 - (ii) the licensing for public performance of copyrighted nondramatic musical works.

(b) At the request of the proprietor or a representative of the proprietor, not less than seventy-two (72) hours before the execution of a contract between a performing rights society and a proprietor, the performing rights society shall provide the proprietor with the following additional information or specify how the proprietor may, at the proprietor's expense, obtain the following additional information:

- (1) The most recent available list of the members or affiliates represented by the society.
- (2) The most recent available list of the copyrighted musical works in the performing rights society's repertory.

As added by P.L.2-2002, SEC.22.

IC 32-37-3-2

Requirements for contract

Sec. 2. A contract executed, issued, or renewed in Indiana between a performing rights society and a proprietor must be in a writing signed by the parties and must include the following information:

- (1) The name and business address of the proprietor.
- (2) The name and address of the performing rights society.
- (3) The name and location of each place of business to which the contract applies.
- (4) The duration of the contract.
- (5) The schedule of rates and terms of the royalties to be collected under the contract, including, if applicable, the sliding scale or schedule or the increase or decrease of the rates during

the term of the contract.
As added by P.L.2-2002, SEC.22.