

Mānoa Faculty Senate Resolution on the UHM Open Access Policy

Whereas knowledge creation is an accretive process, heavily dependent on the free flow of, and ready access to scholarly publications; and

Whereas the scholarly activities and outcomes of the faculty of the University of Hawai`i at Mānoa, a publicly funded institution, are directly supported by the people of Hawai`i; and

Whereas a significant portion of the scholarly activities and outcomes of the faculty of the University of Hawaii at Mānoa are supported by federal grants and contracts which are directly supported by the taxpayers of the United States of America; and

Whereas the copyrights to the scholarly output of the faculty of the University of Hawai`i at Mānoa (as well as faculty from other institutions) are frequently signed over to for-profit publishers of scholarly journals at no cost to the publishers; and

Whereas most reviewing of scholarship is provided by faculty of academic institutions including the University of Hawai`i at Mānoa (as well as faculty from other institutions) at no cost to the for-profit publishers of scholarly journals; and

Whereas most editing of scholarly journals is provided by faculty of academic institutions including the faculty of the University of Hawai`i at Mānoa (as well as faculty from other institutions) at no or low cost to the for-profit publishers of scholarly journals; and

Whereas for-profit publishers *sell the scholarship of the faculty of the University of Hawai`i at Mānoa (as well as faculty from other institutions) back to the University (and all other Universities)* at exorbitant, yet steadily increasing costs, putting serious strains on University budgets, and creating access problems for the scholars using said scholarship; and

Whereas the general public faces increasing economic barriers to accessing the scholarly products *they have already paid for*; therefore

Be It Resolved that we urge the Chancellor to adopt an Open Access Policy for UHM.

(1) Each Faculty member grants to the University of Hawai`i at Mānoa nonexclusive permission to make available his or her scholarly articles and to exercise the copyright in those articles for the purpose of open dissemination. In legal terms, each Faculty member grants to the University of Hawai`i at Mānoa a nonexclusive, irrevocable, paid-up, worldwide license to exercise any and all rights under copyright relating to each of his or her scholarly articles, in any medium, provided that the articles are not sold for a profit, and to authorize others to do the same. The policy will apply to all scholarly articles written while the person is a member of the Faculty except for any articles completed before the adoption of this policy and any articles for which the Faculty member entered into an incompatible licensing or assignment agreement before the adoption of this policy. The

Chancellor or Chancellor's designate will waive application of the policy for a particular article upon written notification by the author, who informs the University of the reason.

To assist the University in distributing the articles, each Faculty member will provide an electronic copy of the final version of the article at no charge to the appropriate representative of the Chancellor's Office in an appropriate format (such as PDF) specified by the Chancellor's Office. The Chancellor's Office will make the peer-reviewed scholarly article available to the public in an open-access repository. The Chancellor's Office, in consultation with the Mānoa Faculty Senate will be responsible for interpreting this policy, resolving disputes concerning its interpretation and application, and recommending changes to the Faculty.

Once the policy is established, it will be reviewed after five years by the Mānoa Faculty Senate, with a report presented to the Faculty.

- (2) The Senate Executive Committee requests the support and participation of the Offices of the Vice Chancellors for Academic Affairs and Research and Graduate Education, along with representatives of Hamilton Library to develop and monitor a plan for a service or mechanism that would render compliance with the policy as convenient for the Faculty as possible.