OPEN ACCESS RESOLUTION
Passed by the University of Delaware Library Faculty Senate April 6, 2015

WHEREAS, the faculty of the University of Delaware is committed to disseminating the fruits of its research and scholarship as widely as possible; and

WHEREAS, a University open access policy provides the public the benefit of open access dissemination of University of Delaware scholarship, serves faculty interests by promoting greater reach and impact for articles, simplifies authors’ retention of distribution rights, and aids preservation; and

WHEREAS, the Internet makes it possible to share documents; and

WHEREAS, among the many challenges in academic research is the growing expectation and requirement by funders* that the findings of this research be made widely and freely available; and

WHEREAS, many of our institutional peers have adopted open access policies, including Harvard, Stanford, MIT, the University of California system, Duke, Rutgers, California Institute of Technology, Georgia Institute of Technology, Princeton, the University of Kansas, and many other research institutions in the United States and throughout the world; and

WHEREAS, this procedure can be implemented in a way that does not create any undue burden for faculty members; and

WHEREAS, the University of Delaware Library maintains an institutional repository, UDSpace, capable of supporting faculty to implement open access with perpetual preservation, appropriate metadata, and permanent URL addresses; and

WHEREAS, this proposed Open Access policy would provide the legal basis for the University to preserve the work of University scholars in this permanent digital repository and to provide access to that work to anyone who seeks it; be it therefore

RESOLVED that the University of Delaware faculty grants permission to make their scholarly journal articles openly accessible in the University of Delaware Library’s institutional repository (UDSpace) in accordance with the attached policy on open access, which hereby becomes part of the faculty handbook.

*Among these funding foundations and government agencies are the U.S. Department of Energy, the Ford Foundation, the Bill & Melinda Gates Foundation, the Howard Hughes Medical Institute, the U.S. Department of Education Institute of Education Sciences, the National Center for Atmospheric Research, and the National Institutes of Health.
Attachment 1 – Policy for the University of Delaware Library Faculty Handbook

The faculty of the University of Delaware is committed to disseminating the fruits of its research and scholarship as widely as possible and thus the faculty adopts the following policy:

Each faculty member grants to the University of Delaware permission to make available his or her scholarly articles and to exercise the copyright in those articles. More specifically, each faculty member grants to the University of Delaware a nonexclusive, irrevocable, worldwide license to exercise any and all rights under copyright relating to each of their scholarly articles, in any medium, provided that the articles are not sold for a profit. The policy applies to all scholarly articles authored or co-authored 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 University will automatically waive application of the license for a particular article or delay access for a specified period of time upon express direction by a faculty member or their designee.

Provision of each article shall be as convenient as possible for faculty. Each faculty member will, upon request, provide an electronic copy of the author’s final version of each article to the University of Delaware Library in an appropriate format.

The University of Delaware Library will make the articles available to the public in an open access repository, UDSpace or its successor. The policy will be reviewed during the 2018-2019 academic year, and a report on utilization and dissemination will be presented to the Faculty Senate at that time.