

Approved by the Board of Trustees November 14, 2013
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Board Meeting  
November 14, 2013

## APPOINT TASK FORCE ON OPEN ACCESS

**Action:** Appoint Task Force on Open Access

**Funding:** No New Funding Required

The Governor of the State of Illinois signed into law the “Open Access to Research Articles Act” Senate Bill 1900 on August 21, 2013. The provisions of the Act, affecting public universities within the State of Illinois, describe its purpose to: (1) maximize the social and economic benefits of research to the public; (2) increase the impact that broad public dissemination of research has on the public; (3) provide free access to research articles by the faculty of Illinois’ public universities via the internet; and, (4) work to resolve restrictions with publication agreements to make research materials available to the public.

In order to achieve these ends the Act provides for the naming of a task force comprised of voting and non-voting members, appointed by the chairperson of the Board of Trustees with advice and consent of that Board. Membership must be determined by January 1, 2014.

The charge to the task force is to review current practices and design a proposed policy regarding open access to research articles, based upon criteria that are specific to University needs. Details of the charge are fully described within the Act,

which is attached to this item. The task force is subject to the Open Meetings Act. Attached are the names of task force members as recommended by the Vice President for Academic Affairs and submitted for approval by the Board. Should any member of this task force be unable to complete the term of appointment, the Vice President for Academic Affairs will identify the replacement and notify the Board of the change.

By January 1, 2015, the task force shall adopt a report, for submission to the Board of Trustees, the Board of Higher Education, both chambers of the General Assembly, and the Governor, setting forth its findings and recommendations including a detailed description of an open access policy and a plan for implementation.

The Board action recommended in this item complies in all material respects with applicable State and federal laws, University of Illinois *Statutes*, *The General Rules Concerning University Organization and Procedure*, and Board of Trustees policies and directives.

The President of the University recommends approval.

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 1. Short title. This Act may be cited as the Open  
5 Access to Research Articles Act.

6 Section 5. Purpose. The General Assembly finds and declares  
7 the following:

8 (1) to maximize the social and economic benefits of  
9 research to the public, the published research articles  
10 produced by faculty at public universities should be made  
11 as widely available as possible, wide availability  
12 referring both to the depth of availability of a given  
13 research article (including immediate availability where  
14 practicable, long-term preservation and free public  
15 access, and broad accessibility for reuse and further  
16 research) and the breadth of research articles made  
17 available;

18 (2) the public support these employees receive and the  
19 increased impact that broad public dissemination of  
20 research has is an important public purpose;

21 (3) many public universities have developed, or are  
22 developing, the capacity to provide free access over the  
23 Internet to such research through institutional

1           repositories or otherwise; and

2           (4) a substantial portion of the research currently is  
3           not freely available over the Internet because the faculty  
4           have entered into publication agreements with terms that  
5           restrict public access to the fruits of unclassified  
6           research conducted by these State employees.

7           Section 10. Definitions. In this Act, "public university"  
8           means the University of Illinois, Southern Illinois  
9           University, Chicago State University, Eastern Illinois  
10          University, Governors State University, Illinois State  
11          University, Northeastern Illinois University, Northern  
12          Illinois University, Western Illinois University, or any other  
13          public university or college now or hereafter established or  
14          authorized by the General Assembly.

15          Section 15. Task forces.

16          (a) By January 1, 2014, each public university shall  
17          establish an Open Access to Research Task Force. Each task  
18          force shall be appointed by the chairperson of the board of  
19          trustees for the public university, with the advice and consent  
20          of that board. Each task force shall be comprised of voting  
21          members and non-voting members. The voting members shall  
22          include, without limitation, members representing the  
23          university's library, members representing faculty, including,  
24          where applicable, a labor organization that represents faculty

1 at the public university, and members representing university  
2 administration. The non-voting members shall include, without  
3 limitation, a member representing publishers who publish  
4 scholarly journals. In the instance of public universities that  
5 have multiple campuses, each campus shall have representation  
6 on the task force. The task force shall review current  
7 practices and design a proposed policy regarding open access to  
8 research articles, based on criteria that are specific to each  
9 public university's needs.

10 (b) Each task force shall (i) consider how the public  
11 university can best further the open access goals laid out in  
12 this Act, whether by creation of an open access policy for the  
13 public university, creation of an open access policy for the  
14 State, or some other mechanism; (ii) review how peer  
15 institutions and the federal government are addressing issues  
16 related to open access and ensure that any institutional or  
17 statewide policies are consistent with steps taken by federal  
18 grant-making agencies; and (iii) consider academic, legal,  
19 ethical, and fiscal ramifications of and questions regarding an  
20 open access policy, including but not limited to the following:

21 (1) the question of how to preserve the academic  
22 freedom of scholars to publish as they wish while still  
23 providing public access to research;

24 (2) the design of a copyright policy that meets the  
25 needs of the public as well as of authors and publishers;

26 (3) the design of reporting, oversight, and

1 enforcement mechanisms;

2 (4) the cost of maintaining and, where applicable,  
3 creating institutional repositories;

4 (5) the potential for collaboration between public  
5 universities regarding the use and maintenance of  
6 repositories;

7 (6) the potential use of existing scholarly  
8 repositories;

9 (7) the fiscal feasibility and benefits and drawbacks  
10 to researchers of institutional support for Gold open  
11 access fees (where publication costs are covered by author  
12 fees rather than by subscription or advertising fees);

13 (8) the differences between academic and publishing  
14 practices in different fields and the manner in which these  
15 differences should be reflected in an open access policy;

16 (9) the determination of which version of a research  
17 article should be made publicly accessible; and

18 (10) the determination of which researchers and which  
19 research ought to be covered by an open access policy,  
20 including, but not limited to, the question of whether a  
21 policy should cover theses and dissertations written by  
22 students at public institutions; research conducted by  
23 employees of State agencies; research supported by State  
24 grants, but not conducted by employees of public  
25 institutions or State agencies; research materials  
26 digitized using State funding; data collected by covered

1 researchers; research conducted by faculty at institutions  
2 that receive Monetary Award Program grants under Section 35  
3 of the Higher Education Student Assistance Act; research  
4 conducted by part-time, adjunct, or other non-permanent  
5 faculty; research at least one of whose co-authors is  
6 covered by the policy; research progress reports presented  
7 at professional meetings or conferences; laboratory notes,  
8 preliminary data analyses, notes of the author, phone logs,  
9 or other information used to produce final manuscripts; or  
10 classified research, research resulting in works that  
11 generate revenue or royalties for authors (such as books),  
12 or patentable discoveries.

13 (c) Each task force shall conduct open meetings with  
14 advance notice and shall allow individuals to address the task  
15 force regarding open access issues. Notwithstanding any  
16 provisions of the Open Meetings Act and subject to feasibility,  
17 members of the task force and interested parties may  
18 participate by phone or video conference.

19 (d) On or before January 1, 2015, each task force shall  
20 adopt a report setting forth its findings and recommendations.  
21 These recommendations shall include a detailed description of  
22 any open access policy the task force recommends that the  
23 public university or State adopt, as well as, in the case of  
24 the public university, a plan for implementation. This report  
25 must be approved by a majority of the appointed task force  
26 voting members. A task force shall also issue minority reports

1 at the request of any member, including a non-voting member.  
2 Each report shall be submitted to the board of trustees of the  
3 respective public university, the Board of Higher Education,  
4 both chambers of the General Assembly, and the Governor. The  
5 Board of Higher Education shall publish, on its Internet  
6 website, a list of all public universities subject to this Act.  
7 The list shall indicate which public universities have  
8 submitted the report required pursuant to this subsection (d).

9 Section 99. Effective date. This Act takes effect upon  
10 becoming law.



## APPOINTEES TO TASK FORCE ON OPEN ACCESS

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**JOHN WILKIN (Chair)** - - Juanita J. and Robert E. Simpson Dean of Libraries and University Librarian (Urbana)

Dean Wilkin, an expert in the digital preservation of library collections, joined the University of Illinois in the fall of 2013 to lead the nation's largest public university library. Before coming to Illinois, he was Associate University Librarian for Publishing at the University of Michigan and Executive Director of the Hathi Trust.

**MARY CASE** - - University Librarian (Chicago)

Ms. Case has served as university librarian since 2004 and is a Fellow in the Council on Library Resources' Program for the Professional Education for Academic Research Librarians. At the Chicago campus she administers a research library that includes the Richard J. Daley Library and the Health Sciences Library with its three regional sites.

**MATT ANDO** - - Professor and Chair, Department of Mathematics, College of Liberal Arts and Sciences (Urbana)

Professor Ando specializes in algebraic topology, a branch of mathematics that uses abstract algebra to study topological spaces. He currently serves on the Committee on Publications for the American Mathematical Society.

**DOUG BECK** - - Professor, Department of Physics, College of Engineering (Urbana)

Professor Beck's research interests focus on experimental nuclear physics. He is the creator and intellectual leader of the G0 Experiment at the Thomas Jefferson National Accelerator Facility, an experiment to elucidate a detailed spatial distribution of charge and current density for strange quarks.

**DANILO ERRICOLO** - - Professor, Department of Electrical and Computer Engineering, College of Engineering (Chicago)

Professor Erricolo's research interests include electromagnetic scattering; propagation of electromagnetic radiation in a variety of environments, and wireless communication and radio wave propagation. He is a member of the University Senates Conference.

**ANNA LYSAKOWSKI** - - Professor, Department of Anatomy and Cell Biology, College of Medicine (Chicago)

Professor Lysakowski's research interests focus on the organization, physiology, and function of the vestibular sensory apparatus from cellular to system levels, and how sensory information is perceived and controlled by the brain.

**JOYCE TOLLIVER** - - Associate Professor, Department of Spanish, Italian and Portuguese, College of Liberal Arts and Sciences (Urbana)

Professor Tolliver's research focuses on gender, sexuality, and discourse in Spain since the 19<sup>th</sup> century as well as on translation studies. She has been a prominent leader in the faculty senate at the Urbana-Champaign campus for the past several years. She currently serves on the University Senates Conference.

**JORGE VILLEGAS** - - Associate Professor, Department of Business Administration, College of Business and Management (Springfield)

Professor Villegas' research interests focus on advertising and consumer behavior. He brings real world experience to the classroom to focus on how emotions have an impact on persuasive marketing and has an extensive network of former students who share their stories in the competitive world of marketing and advertising. He is chair of the University Senates Conference.

**MITRA DUTTA** - - Professor, Department of Electrical and Computer Engineering, College of Engineering; and Vice Chancellor for Research (Chicago)

Professor Dutta's research interests focus on optoelectronic devices and novel quantum and nanoscale devices, as well as the optical characterization of devices and structures. She served as Head of the Department of Electrical and Computer Engineering before becoming Vice Chancellor for Research at the Chicago campus in 2012.

**LYNN PARDIE** - - Professor, Psychology, College of Liberal Arts and Sciences; Provost and Vice Chancellor for Academic Affairs (Springfield)

Professor Pardie's academic interests are in clinical assessment, transpersonal theories of psychological/spiritual development, as well as integrative and contemplative approaches to psychotherapy, program evaluation, and lesbian and gay issues. She joined the Springfield campus psychology faculty in 1989 and was named Provost in 2012.

**WILLIS REGIER** - - Director, University of Illinois Press (University Administration)

Mr. Regier's academic interests lie in a variety of literature areas: Lincoln Studies; Ancient Religion; and Nietzsche Studies are but a few. He has served as Director of the Press since 1999 working to broaden the list of productions while continuing to build upon prior strengths. The University of Illinois Press publishes over thirty scholarly journals.

**PETER SCHIFFER** - - Professor, Department of Physics, College of Engineering; and Vice Chancellor for Research (Urbana)

Professor Schiffer's research interests involve the study of novel magnetic materials which act as model systems that explore new physics, including magnet spin and frustration within nanostructures that can be observed through magnetic force microscopy. He moved from Penn State, where he was Associate Vice President for Research, to become Vice Chancellor for Research at the Urbana-Champaign campus in the fall of 2012.

**RICHARD WHEELER** - - Professor, Department of English, College of Liberal Arts and Sciences, and Visiting Associate Vice President for Academic Affairs (University Administration)

Professor Wheeler's scholarly work has been primarily in Shakespearean studies. He was Head of the English department for eleven years, and previously served as Dean of the Graduate College, Vice Provost, and Interim Provost of the Urbana-Champaign campus.

**Non-Voting Members:**

**HOLLY FALK-KRZESINSKI** - - Vice President, Global Academic and Research Relations, Elsevier, Chicago, IL

Dr. Falk-Krzesinski's interests are focused on strategic initiatives, partnerships and stakeholder needs at research institutions and federal funding agencies. She continues as a faculty member at Northwestern University where she teaches grantsmanship courses.

**MARTIN FRANK** - - Executive Director, The American Physiological Society, Bethesda, MD

Serving as Executive Director since 1985, Dr. Frank helped to found the Washington, DC Principles Coalition for Free Access to Science, a Coalition that represents approximately 70 not-for-profit societies and university press publishers.

**SCOTT RICE** - - Campus Legal Counsel

Scott is the Campus Legal counsel for the Urbana-Champaign campus and serves on the Chancellor's cabinet. He joined the Office of University Counsel in 2005 and has been Campus Legal Counsel at Urbana since 2011. Prior to joining the University, Scott had significant experience in a national architecture and engineering corporation as well as all three branches of Illinois State Government. His responsibilities include a number of specific practice areas including governance, claims and disputes, capital and infrastructure, and investigative matters.