

**UNIVERSITY COMMITTEE
ON
LIBRARY AND SCHOLARLY COMMUNICATION
2009-2010 ANNUAL REPORT**

TO THE ASSEMBLY OF THE ACADEMIC SENATE:

The University Committee on Library and Scholarly Communication (UCOLASC) met three times in the 2009-2010 academic year to conduct business in accordance with its charge, outlined in [Senate Bylaw 185](#), to advise the president about the administration of University libraries. Highlights of the committee's major activities are outlined briefly below.

Report on Journal Negotiations

Ivy Anderson, Director, Collection Development & Management at the California Digital Library reported on recent negotiations with journal publishers for systemwide subscriptions. The major journal expenditures are \$20 million a year, approximately two thirds of the library budget. Many publishers worked with UC to help reduce costs in response to the budget situation and as a result, costs of the 77 routine contracts renewed this year were reduced or kept the same in the negotiations. Significant cuts in the cost of journal subscriptions will need to be made. UCOLASC learned about the UC Scholarly Communications Sustainability Initiative, a multi-year initiative to reduce major licensed contract expenditures and increase the number of high quality open access journal publishing options.

Director Anderson discussed the contract with Nature. The cost of this journal increased significantly over the course of several years until CDL was able to get a contract with a good cost. The contract with Nature will be renegotiated and CDL has been notified that the subscription cost will quadruple because the current contract is not sustainable for the publisher. In May, UCOLASC worked with the University Librarians to write a joint letter that was distributed to UC faculty which included recommendations on how they can help and noted that it might be necessary to cancel the Nature subscription.

Concern about Library Budgets

UCOLASC learned about the reduction of the libraries' operations budgets as a result of the cuts in state funding to UC. Library budgets have been cut by as much as twenty percent and future cuts are being explored. There have also been substantial reductions in library hours at many of the campuses. Discussions about consolidating or eliminating libraries have occurred. Special collections have been closed and specialized staff have separated from UC.

Google Booksearch Settlement Agreement

In August 2009, the unanimous members of the Academic Senate submitted a letter to the District Court judge overseeing the Booksearch Settlement Agreement which was drafted by Pamela Samuelson, Richard M. Sherman Distinguished Professor of Law; Director, Berkeley Center for Law & Technology, Boalt Hall. The letter detailed a number of concerns about the original settlement agreement the judge was asked to consider. A hearing was postponed after the Department of Justice objected to components of the agreement. The DOJ raised approximately fifteen issues related to key provisions in the settlement agreement. A brief status conference was held in October 2009 and the Court granted a preliminary approval of an amended settlement agreement in November 2009. The court held a Fairness Hearing on February 18, 2010, but supervising judge Denny Chin has not yet issued a ruling.

The committee noted that the concerns expressed in Professor Samuelson's letters have not been addressed in the revised agreement. If the settlement agreement is not approved it is unclear what will happen next and UCOLASC should also consider how the issue of orphan books can be handled. Dan Greenstein, Vice Provost Academic Planning, Programs, and Coordination, joined UCOLASC in October to report on UC's ongoing digitization project with Google Books, reporting that two million volumes had been digitized at that time. The digital copies of in-copyright books given back to UC are governed by copyright laws. The project will result in lower costs for interlibrary loan. The digitization project is an important element of UC's collection management strategy. UC has a separate cooperative agreement with Google for the digitization of books and CDL was negotiating on eleven aspects of the agreement for the amendment in October. The terms of the settlement agreement are reflected in the contract with UC. UCOLASC expressed concerns about the advertising that will appear when using the Book Search tool and will have further discussions about this issue. The committee will continue to monitor the Google Book Search Settlement Agreement and digitization project.

Reshaping Scholarly Communication Website

Margaret Phillips, an Electronic Resources Librarian at UCB and co-chair of the Scholarly Communication Officers Group joined UCOLASC in February to provide an update on the work that was done in preparation for a revision of the Reshaping Scholarly Communication website (<http://osc.universityofcalifornia.edu>). Some of the information on the website will be archived or updated. The California Digital Library will support the website and the Scholarly Communication Officers Group, with input from UCOLASC, will manage the information on the site.

Open Access

UCOLASC also focused on the Fair Copyright in Research Works Act, H.R. 801. The bill introduced by John Conyers (MI) on February 3, 2009 and referred to the House Subcommittee on Courts and Competition Policy on March 16, 2009 would eliminate the National Institutes of Health's (NIH) PubMed Central repository and prevent other federal research funding agencies from adopting similar open access policies. UCOLASC is in favor of the Federal Research Public Access Act (S. 1373) which would require specified federal funding agencies to mandate open access to journal articles resulting from their grants after an embargo of six months. Although the Act has not moved forward in the past six months, it has generated interest at research universities, library associations and researchers. There is a parallel effort on the House side of Congress looking at open access. A roundtable on scholarly publishing which was convened in June 2009 by the House Science and Technology Committee published a report in January 2010. The Office of Federal Government Relations has been in communication with the legislative staff about UC's support of open access legislation and specific areas of concern in S. 1373. UCOLASC will monitor the progress of this bill next year.

eScholarship Report

Catherine Mitchell, Director of eScholarship Publishing at the California Digital Library joined the committee in February to report on the status of eScholarship. eScholarship was launched in 2002 as an effort to provide a repository for postprint. Using eScholarship has been voluntary. Goals were to invest in new models of scholarly communications and save monographs. There are 2000 UC Press ebooks available to UC, 500 of which are available to the general public. In 2007 there was an assessment of eScholarship and a plan to reposition eScholarship was developed. One strategy was to build publishing technology that could be used throughout the

system. Authors who use eScholarship retain their copyright and articles that have been peer reviewed have been identified. eScholarship fills a gap in programs that are not served by traditional/commercial publishing models or for publications lacking significant funding support and the services provided by eScholarship are free. Since October 2009 there has been a notable increase in the use of eScholarship. Extended services will include developing a platform for undergraduate publications and multi-media publishing. The committee recommended that undergraduate work could be supported in a format that is parallel to the eScholarship repository.

Input to the UC Commission on the Future Research Strategies Workgroup

A co-chair of the Research Strategies Workgroup solicited input from the University Librarians and UCOLASC about issues related to the libraries such as cuts to collections, the CDL, and cuts to library hours or services. Feedback to the Workgroup included the need to highlight the libraries' role in data curation, the importance of interlibrary loan to global research and the availability of materials in major foreign languages, and the need for physical storage and access to resources. It was also noted that UC should position itself as a leader in open access, making work available by eliminating barriers to access. Finally, the Workgroup was advised that there needs to be consistent and stable funding for the libraries that takes inflation into account.

Joint Meeting with University Librarians

UCOLASC met with the University Librarians in February to discuss common topics of interest, including open access, regional library facilities, and the development of library search technologies ([WorldCat](#)).

Campus Reports

UCOLASC devoted part of each regular meeting to member reports about issues facing divisional Senate library committees. In these discussions, faculty members touched on library budget and space issues; iTunes University and the YouTube websites; library IT infrastructure; the future form of libraries; open access activities; and eScholarship.

Committee Consultations and Acknowledgements

UCOLASC acknowledges the contributions of its administrative consultants and guests. The committee benefited from consultation and reports from University Librarians Convener Brian Schottlaender (UCSD), University Librarian and Assistant Chancellor Karen Butter (UCSF), California Digital Library Executive Director Laine Farley, Vice Provost, Academic Information and Strategic Affairs Dan Greenstein, and Librarians Association of the University of California President Lucia Diamond (UCB). UCOLASC also occasionally consulted the Academic Senate chair and vice chair about issues facing the Academic Senate.

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