

STATE OF CALIFORNIA

STATE ENERGY RESOURCES  
CONSERVATION AND DEVELOPMENT COMMISSION

RESOLUTION - RE: HATHITRUST DIGITAL LIBRARY

**WHEREAS**, HathiTrust Digital Library holds digital copies of 2,818 publications of the State Energy Resources Conservation and Development Commission (CEC), which the CEC originally published between 1975 and 2015;

**WHEREAS**, HathiTrust has refused to allow the public to view or download the identified 2,818 CEC publications from its website unless the CEC approves a Creative Commons license titled, "Creative Commons Attribution NonCommercial NoDerivatives 4.0 license (CC BY-NC-ND 4.0)," or a more permissive Creative Commons license, to partially release the CEC's copyright interests in the publications;

**WHEREAS**, the CEC's approval of a Creative Commons license, CC BY-NC-ND 4.0, for the identified 2,818 CEC publications would promote the broad dissemination of its publications in furtherance of the public purposes of collaboration, research, and education, which will advance state energy policy.

**RESOLVED**, that the CEC approves the Creative Commons license, CC BY-NC-ND 4.0, for the 2,818 CEC publications identified as being held by the HathiTrust Digital Library; and

**FURTHER BE IT RESOLVED**, that the Executive Director or his/her designee shall execute the Creative Commons license, CC BY-NC-ND 4.0, on behalf of the CEC.

**CERTIFICATION**

The undersigned Secretariat to the Commission does hereby certify that the foregoing is a full, true, and correct copy of a Resolution duly and regularly adopted at a meeting of the CEC held on September 9, 2020.

AYE:

NAY:

ABSENT:

ABSTAIN:

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Cody Goldthrite  
Secretariat