



LIBRARY OF VIRGINIA

Sandra Gioia Treadway
Librarian of Virginia

November 2, 2009

TRANSMITTAL LETTER

TO: The Honorable Timothy M. Kaine
 Governor of Virginia

 The Honorable Charles J. Colgan
 Chairman, Senate Finance Committee

 The Honorable Lacey E. Putney
 Chairman, House Appropriations Committee

 The Honorable Mamie E. Locke
 Chairman, Senate General Laws and Technology Committee

 The Honorable S.C. Jones
 Vice Chairman, House General Laws Committee

FROM: Sandra G. Treadway

SUBJECT: Compliance with the State Publications Depository Act

Section 42.1-97 of the *Code of Virginia* instructs the Librarian of Virginia to “report annually to the Governor and the chairmen of the House and Senate Committees on General Laws and the House Appropriations and Senate Finance Committees of the General Assembly, indicating which, if any, state agencies did not furnish or otherwise make available copies of their publications or other information required under this chapter.”

Please accept this report as fulfillment of this responsibility. If you have any questions about this report please let me know.

cc: The Honorable Thomas R. Morris
 Secretary of Education

 Laura Wilborn
 Division of Legislative Automated Systems

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M E M O R A N D U M

TO: Sandra G. Treadway,
Librarian of Virginia

FROM: Mary S. Clark, Director
Acquisitions and Access Management

DATE: 2 November 2009

RE: Annual Report on Compliance with the State
Publications Depository Act

Per the instructions in §42.1-97 of the Code of Virginia, requiring the Librarian of Virginia to report annually to the Governor and the chairmen of the House and Senate Committees on General Laws and the House Appropriations and Senate Finance Committees of the General Assembly, indicating which, if any, state agencies did not furnish or otherwise make available copies of their publications or other information required under this chapter, I wish to advise you on the results of the through 31 October 2009.

When the General Assembly re-enacted and recodified provisions related to the State Publications Depository Program in 2006, §42.1-92 of the Code of Virginia added:

". . . the General Assembly recognizes that an informed citizenry is indispensable to the proper functioning of a democratic society. In order to remain informed, citizens must know about the activities of their government and benefit from information developed at public expense. Through the administration of the State Publications Depository Program, citizens will be ensured continued access to state publications, regardless of geographical location in the Commonwealth."

To that end, the Library of Virginia contacts, at least annually, every state agency, commission and board to inquire about their publications during that year, and to

ensure that the Library of Virginia has received copies of their digital publications for preservation and access at the Library or paper copies for distribution to designated state publications depository libraries around the state. The Library also requests a list of publications currently available to the public for inclusion in *Virginia State Documents*, the annual compilation of all state government publications in print.

Agencies that do not respond are contacted again, and we examine their Web sites for publications we may not have received during the year. Additionally, many agencies contact the Library regularly, sending materials as they are published, or seeking guidance for depositing their publications directly into the Library's digital repository, DigiTool. During FY 2009, the Library corresponded with state agencies more than 900 times, including listserv postings, e-mail, and phone.

During the same time period, the Library of Virginia received 10,905 publications, representing approximately 727 individual titles. These materials were cataloged, distributed, preserved, and made available to the citizens of the Commonwealth. Additionally, 9656 bills and documents were received from the General Assembly. Only House and Senate Documents were distributed to all depository libraries.

With the full implementation of the Library of Virginia's digital repository for electronic state publications, state agencies began submitting their digital publications via a secure, web-based interface, which the public can access via the Library's Web page and www.virginiamemory.com. State agencies have been enthusiastic about contributing digital content, and have praised the Library's work in developing the digital repository. There are now over 1660 items in the repository, which can be browsed by topic or searched full-text. In addition, a copy of each digital publication is stored in a "dark archive" creating a digital back-up copy to help ensure that no document is lost.

Despite these opportunities for compliance with the State Publications Depository act several agencies and institutions of Higher Education neither responded to our inquiries nor contributed their publications, either in print or digitally, to the Library of Virginia. Following the guidelines in the act, the following were not in compliance in FY 2009:

Department for the Deaf and Hard of Hearing
Department of Human Resource Management
Department of Minority Business Enterprise
Germanna Community College
James Madison University
Virginia Indigent Defense Commission
Virginia Office for Protection and Advocacy
Virginia State University

Thank you for the opportunity to provide a report of progress to date.