



# LIBRARY OF VIRGINIA

**Sandra Gioia Treadway**  
Librarian of Virginia

November 16, 2010

## TRANSMITTAL LETTER

**TO:** The Honorable Robert F. McDonnell  
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 Gerald Robinson  
Secretary of Education

Laura Wilborn  
Division of Legislative Automated Systems

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## MEMORANDUM

TO: Sandra G. Treadway,  
Librarian of Virginia

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

DATE: November 16, 2010

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 compliance with the Act through 31 October 2010.

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 2010, the Library corresponded with state agencies more than 840 times, including listserv postings, e-mail, and phone.

During the same time period, the Library of Virginia received 4,595 tangible publications, representing 306 individual titles, approximately one-half the number received last year. This reflects the moratorium on printing government publications. However, 638 born-digital publications were submitted to the Library's digital state publications repository, and are now preserved and available to anyone via the Library's Internet site [www.virginiamemory.com](http://www.virginiamemory.com). All publications were cataloged, distributed, preserved, and made available to the citizens of the Commonwealth. Additionally, 10,577 bills and documents were received from the General Assembly. Only House and Senate Documents were distributed to all depository libraries.

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:

Dabney S. Lancaster Community College  
Department for the Blind and Vision Impaired  
Department for the Deaf and Hard of Hearing  
Department of Business Assistance  
Department of Conservation and Recreation  
Department of Criminal Justice Services  
Department of Health  
Division of Capitol Police  
Frontier Culture Museum of Virginia  
Northern Virginia Community College  
Virginia Board for People with Disabilities  
Virginia Indigent Defense Commission  
Virginia Office for Protection and Advocacy  
Virginia Resources Authority  
Virginia State University

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