



## LIBRARY OF VIRGINIA

Archives, Records, and Collections Services  
800 E. Broad St., Richmond VA 23219  
(804) 692-3600

## RECORDS RETENTION AND DISPOSITION SCHEDULE

SPECIFIC SCHEDULE NO. 440-017

Environmental Quality, Dept. of  
Land Protection and Revitalization, Division of

The schedule on the attached page(s) is approved with agreement to follow the records retention and disposition policies listed below:

### AGENCY APPROVAL

AGENCY HEAD OR DEPUTY

AGENCY RECORDS OFFICER

EFFECTIVE SCHEDULE DATE:

**SEP 30 2020**

### STATE APPROVAL

STATE ARCHIVIST

COMPTROLLER OR DEPUTY

### POLICIES FOR RECORDS RETENTION AND DISPOSITION

1. This schedule is continuing authority under the provisions of the Virginia Public Records Act, § 42.1-76, et seq. of the Code of Virginia for the retention and disposition of the records as stated on the attached page(s).
2. This schedule supersedes previously approved applicable schedules.
3. This schedule is used in conjunction with the Certificate of Records Destruction (RM-3 Form). A signed RM-3 Form must be approved by the designated records officer and on file in the agency or locality before records can be destroyed. After the records are destroyed, the original signed RM-3 Form must be sent to Library of Virginia (LVA).
4. Any records created prior to 1913 must be offered, in writing, to LVA before applying these disposition instructions. Offered records can be destroyed 60 days after date of the offer if no response is received from LVA. A copy of the offer must be attached to the RM3 Form when it is submitted to LVA.
5. All known audits and audit discrepancies regarding the listed records must be settled before the records can be destroyed.
6. All known investigations or court cases involving the listed records must be resolved before the records can be destroyed. Knowledge of subpoenas, investigations, or litigation that reasonably may involve the listed records suspends any disposal or reformatting processes until all issues are resolved.

7. The retentions and dispositions listed on the attached page(s) apply regardless of physical format, i.e., paper, microfilm, electronic storage, optical imaging, etc. Unless prohibited by law, records may be reformatted at agency or locality discretion. Microfilming must be done in accordance with 17VAC15-20-10, et seq. of the Virginia Administrative Code, "Standards for the Microfilming of Public Records for Archival Retention." All records must be accessible throughout their retention period in analog or digital format. Whether the required preservation is through prolongation of appropriate hardware and/or software, reformatting, or migration, it is the obligation of the agency or locality to do so.
8. Custodians of records must ensure that information in confidential or privacy-protected records is protected from unauthorized disclosure through the ultimate destruction of the information. Ultimate destruction is accomplished through shredding, pulping, burning, and overwriting or physically destroying media. Deletion of confidential or privacy-protected information in computer files or other electronic storage media is not acceptable. Records containing Social Security numbers must be destroyed in compliance with 17VAC15-120-30.
9. Under the Virginia Public Records Act, § 42.1-79, LVA is the official custodian and trustee of all state agency records transferred to the Archives, Library of Virginia. LVA may purge select records in accordance with professional archival practices in order to ensure efficient access.
10. Unless otherwise directed, files are closed out at the end of each calendar or fiscal year as appropriate. Retention periods start at that time.



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Environmental Quality, Dept. of  
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EFFECTIVE SCHEDULE DATE: 9/30/2020

RECORD SERIES AND DESCRIPTION	SERIES NUMBER	SCHEDULED RETENTION PERIOD	DISPOSITION METHOD
<u>Brownfields Restoration Program</u>  This series documents the transaction of contaminated properties in Virginia and the conference of certain liability protections to the seller, prospective purchaser, lender, and contiguous property owners. This series may include, but is not limited to: application, correspondence, grant requests, 128A grant, and supplemental information.	200450	25 Years after submission	Non-confidential Destruction
<u>Superfund, Federal Facilities, and Site Assessment Programs</u>  This series documents the Comprehensive Environmental Response, Compensation and Liability Act Program (CERCLA) assessments of sites that are active. This series may include, but is not limited to: preliminary assessments, site inspection files, remedial investigation work plans and reports, feasibility studies, proposed plans, records of decisions, site/field visit reports, and correspondence. 40CFR § 300.800; 40CFR 300.800.c	200672	3 Years after project completion	Non-confidential Destruction
<u>Voluntary Remediation Certificates and Use Restrictions</u>  This series documents the closure of Voluntary Remediation Program projects. This series may include, but is not limited to: declarations, remedy consent orders (RCO), uniform environmental covenant agreements (UECA), and documents serving as the agreements on land use controls or restrictions.	009514		Permanent, In Agency
<u>Voluntary Remediation Program</u>  This series documents the Voluntary Remedation Program process from project application to completion, including participation. This series may include, but is not limited to: applications, fiscal records, correspondence, site evaluations, contractor proposals, maps and charts, data reports, and supporting documentation.	009513	25 Years after project completion	Non-confidential Destruction