

## Session 108 - (1989-1990)

### H\*4578 (Rat #0671, Act #0546 of 1990) General Bill, By H.H. Keyserling, J.J. Bailey, H. Brown, J.H. Nesbitt and T.F. Rogers

A Bill to amend Chapter 1, Title 30, Code of Laws of South Carolina, 1976, relating to public records, reports, and official documents, so as to expand the definition of "public body" and define "public record" as it is defined in Section 30-4-20 (Freedom of Information), to designate the chief administrative officer of an agency, subdivision, or public body as the legal custodian of public records instead of the official in charge of the office having the public record, to increase the penalty for removing a public record from the office in which it is usually kept or altering, defacing, mutilating, secreting, or destroying a record, to delete provisions relating to the custodian of public records permitting their inspection and examination, to require the legal custodian of public records to adequately provide protection for these records, to require the Department of Archives and History to develop standards, procedures, technique, and schedules for effective management of public records and institute and maintain a training and information program in all phases of records and information management for the efficient and economical management of records and bring this program to the attention of all agencies and subdivisions, to authorize the Department to review all public records for the purpose of establishing records schedules which may be issued by the Department as regulations which may set minimum and maximum retention periods for public records with provisions for agencies or subdivisions to opt out of general schedules, to authorize the Department to waive its authority to review records under certain circumstances, to prohibit the disposal or destruction of records without an approved records schedule, to require the executive officer of each public agency or body and the governing body of each subdivision to cooperate with the Department in establishing a suitable medium for the retention of archival records, to delete the authority of the Department to withhold from public inspection certain records and authorize the Director to withhold from public access records for specific reasons, to change the manner in which the determination is made for the destruction of certain records, to allow the removal of records for microfilming for preservation purposes, to increase the penalty for the refusal or wilful neglect of a public official or custodian of public records to perform any duty required of him by Sections 30-1-10 through 30-1-140, and delete provisions relating to county officials making reports on uniform blanks.-amended title

**02/06/90 House Introduced and read first time HJ-13**  
**02/06/90 House Referred to Committee on Medical, Military, Public and Municipal Affairs HJ-14**  
**03/15/90 House Committee report: Favorable with amendment Medical, Military, Public and Municipal Affairs HJ-3**  
**03/29/90 House Amended HJ-40**  
**03/29/90 House Read second time HJ-41**  
**04/03/90 House Read third time and sent to Senate HJ-13**  
**04/04/90 Senate Introduced and read first time SJ-10**  
**04/04/90 Senate Referred to Committee on Judiciary SJ-10**  
**05/16/90 Senate Committee report: Favorable with amendment Judiciary SJ-16**  
**05/22/90 Senate Amended SJ-10**  
**05/22/90 Senate Read second time SJ-13**  
**05/22/90 Senate Ordered to third reading with notice of amendments SJ-13**  
**05/23/90 Senate Read third time and returned to House with amendments SJ-2**  
**05/30/90 House Concurred in Senate amendment and enrolled HJ-44**  
**06/05/90 Ratified R 671**  
**06/11/90 Signed By Governor**  
**06/11/90 Effective date 06/11/90**  
**06/11/90 Act No. 546**  
**07/06/90 Copies available**