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Statutory Authority: 62-7-405(e)

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Subject: Records of Charitable Trust

History: 4982

By Date Action Description Jt. Res. No. Expiration Date

- 08/28/2020 Proposed Reg Published in SR

- 01/12/2021 Received by Lt. Gov & Speaker 05/12/2021

H 01/12/2021 Referred to Committee

S 01/12/2021 Referred to Committee

- 05/12/2021 Approved by: Expiration Date

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provided for in the Regulation

Document No. 4982

**OFFICE OF THE ATTORNEY GENERAL**

CHAPTER 13

Statutory Authority: 1976 Code Section 62‑7‑405(e)

13‑1. Inspection of Records of Charitable Trusts and Public Foundations.

13‑2. Limitations on Inspections.

13‑3. Notes, Photo‑copies, etc.

13‑4. Records Concerning Charitable Purposes Only May Be Inspected.

**Synopsis:**

The Office of the Attorney General proposes to repeal certain outdated regulations related to records of charitable trusts. The General Assembly passed Act No. 330 of 2006, effective June 2, 2006, which provided that charitable trusts are not required to be filed with the Attorney General unless required by statute, rule, or regulation. There is currently no statute, rule, or regulation requiring charitable trusts to be filed with the Attorney General’s Office. The proposed regulation will repeal Regulations 13‑1 through 13‑4. The publication date of the Notice of Drafting was June 26, 2020.

**Instructions:**

The following sections of Chapter 13 are to be repealed as provided below. All other sections of Chapter 13 not mentioned below are to remain unchanged.

**Text:**

13‑1. Repealed.

13‑2. Repealed.

13‑3. Repealed.

13‑4. Repealed.

**Fiscal Impact Statement:**

There will be no increased costs to the State or its political subdivisions.

**Statement of Rationale:**

The regulations are being amended to repeal regulations related to records of charitable trusts. The General Assembly passed Act No. 330 of 2006, effective June 2, 2006, which provided that charitable trusts are not required to be filed with the Attorney General unless required by statute, rule, or regulation. There is currently no statute, rule, or regulation requiring charitable trusts to be filed with the Attorney General’s Office.