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GOVERNMENT RECORDS AMENDMENTS	
2010 GENERAL SESSION	
STATE OF UTAH	
Chief Sponsor: Johnny Anderson	
Senate Sponsor: Karen Mayne	
LONG TITLE	
General Description:	
This bill changes the name of the Archives and Records Service chapter and modifies	
government records provisions.	
Highlighted Provisions:	
This bill:	
 renames the Archives and Records Service chapter to the Public Records 	
Management Act;	
 adopts definitions from Government Records Access and Management Act; and 	
makes technical changes.	
Monies Appropriated in this Bill:	
None	
Other Special Clauses:	
None	
Utah Code Sections Affected:	
AMENDS:	
63A-12-100 , as enacted by Laws of Utah 2009, Chapter 44	
63G-2-502, as renumbered and amended by Laws of Utah 2008, Chapter 382	
ENACTS:	
63A-12-100.5 , Utah Code Annotated 1953	

Section 1. Section **63A-12-100** is amended to read:

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30	CHAPTER 12. PUBLIC RECORDS MANAGEMENT ACT
31	63A-12-100. Title.
32	[(1)] This chapter is known as ["Archives and Records Service."] the "Public Records
33	Management Act."
34	[(2) As used in this chapter, "governmental entity" has the same meaning as in Section
35	63G-2-103.]
36	Section 2. Section 63A-12-100.5 is enacted to read:
37	<u>63A-12-100.5.</u> Definitions.
38	The definitions in Section 63G-2-103 apply to this chapter.
39	Section 3. Section 63G-2-502 is amended to read:
40	63G-2-502. State Records Committee Duties.
41	(1) The records committee shall:
42	(a) meet at least once every three months;
43	(b) review and approve schedules for the retention and disposal of records;
44	(c) hear appeals from determinations of access as provided by Section 63G-2-403; and
45	(d) appoint a chairman from among its members.
46	(2) The records committee may:
47	(a) make rules to govern its own proceedings as provided by Title 63G, Chapter 3,
48	Utah Administrative Rulemaking Act; and
49	(b) by order, after notice and hearing, reassign classification and designation for any
50	record series by a governmental entity if the governmental entity's classification or designation
51	is inconsistent with this chapter.
52	(3) The records committee shall annually appoint an executive secretary to the records
53	committee. The executive secretary may not serve as a voting member of the committee.
54	(4) Five members of the records committee are a quorum for the transaction of
55	business.
56	(5) The state archives shall provide staff and support services for the records
57	committee.

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(6) Unless otherwise reimbursed, the citizen member, the individual in the private
sector, and the representative of the news media shall receive a per diem as established by the
Division of Finance in Section 63A-3-106.

- (7) If the records committee reassigns the classification or designation of a record or record series under Subsection (2)(b), any affected governmental entity or any other interested person may appeal the reclassification or redesignation to the district court. The district court shall hear the matter de novo.
- (8) The Office of the Attorney General shall provide counsel to the records committee and shall review proposed retention schedules.