

HOUSE BILL NO. 687

INTRODUCED BY FRITZ, PETERSON, HAYNE, NELSON,
ZABROCKI, J. HAMMOND

IN THE HOUSE

February 6, 1985	Introduced and referred to Committee on Local Government.
February 15, 1985	Committee recommend bill do pass as amended. Report adopted.
February 16, 1985	Bill printed and placed on members' desks.
February 18, 1985	Second reading, do pass.
February 19, 1985	Considered correctly engrossed.
February 20, 1985	Third reading, passed. Transmitted to Senate.

IN THE SENATE

February 22, 1985	Introduced and referred to Committee on Local Government.
March 29, 1985	Committee recommend bill be concurrent in. Report adopted.
March 30, 1985	Second reading, concurred in.
April 1, 1985	Third reading, concurred in. Ayes, 48; Noes, 0. Returned to House.

IN THE HOUSE

April 2, 1985	Received from Senate. Sent to enrolling. Reported correctly enrolled.
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1 HOUSE BILL NO. 687
 2 INTRODUCED BY *Fritz Peterson Wayne Nelson*
 3 *Zabrock Hammond*
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO ALLOW THE ADOPTION
 5 OF SCHEDULES FOR THE RETENTION OF FINANCE-RELATED RECORDS OF
 6 COUNTIES AND MUNICIPALITIES RATHER THAN REQUIRING RETENTION
 7 FOR SPECIFIC TIME PERIODS; REQUIRING DEPARTMENT OF COMMERCE
 8 APPROVAL OF SUCH SCHEDULES; AMENDING SECTIONS 7-5-2132 AND
 9 7-5-4124, MCA."

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 Section 1. Section 7-5-2132, MCA, is amended to read:
 12 "7-5-2132. Destruction of old county records. (1) Upon
 13 the order of the board of county commissioners and with the
 14 approval of the department of commerce, a county officer may
 15 destroy old worthless reports, papers, or records in his
 16 office that have served their purpose and that are
 17 substantiated by permanent records.

18 (2) ~~Any claim, warrant, voucher, bond, or treasurer's~~
 19 ~~general receipt may be destroyed by any county officer after~~
 20 ~~a period of 25 years. The board of county commissioners may,~~
 21 ~~with the approval of the department of commerce, adopt~~
 22 ~~retention schedules for claims, warrants, vouchers, bonds,~~
 23 ~~treasurer's general receipts, and similar records created or~~
 24 ~~kept by the county."~~
 25

1 Section 2. Section 7-5-4124, MCA, is amended to read:
 2 "7-5-4124. Destruction of old municipal records. (1)
 3 Except as provided in subsection (2), upon the order of the
 4 city or town council or commission and with the approval of
 5 the department of commerce, a city or town officer may
 6 destroy old worthless reports, papers, or records in his
 7 office that have served their purpose and that are
 8 substantiated by permanent records.

9 (2) Records relating to the operation of any public
 10 utility by a city or town may be destroyed without the
 11 approval of the department of commerce after the expiration
 12 of the period during which they must be kept by said city or
 13 town as specified in the appropriate regulations of the
 14 public service commission of Montana.

15 (3) ~~Any claim, warrant, voucher, bond, or treasurer's~~
 16 ~~general receipt may be destroyed by any city or town officer~~
 17 ~~after a period of 5 years. The city or town council or~~
 18 ~~commission may, with the approval of the department of~~
 19 ~~commerce, adopt retention schedules for claims, warrants,~~
 20 ~~vouchers, bonds, treasurer's general receipts, and similar~~
 21 ~~records created or kept by the city or town."~~

-End-



-2- INTRODUCED BILL
 HB 687

APPROVED BY COMM.
ON LOCAL GOVERNMENT

HOUSE BILL NO. 687

INTRODUCED BY FRITZ, PETERSON, HAYNE,

NELSON, ZABROCKI, J. HAMMOND

A BILL FOR AN ACT ENTITLED: "AN ACT TO ALLOW THE ADOPTION OF SCHEDULES FOR THE RETENTION OF FINANCE-RELATED RECORDS OF COUNTIES AND MUNICIPALITIES RATHER THAN REQUIRING RETENTION FOR SPECIFIC TIME PERIODS; REQUIRING DEPARTMENT OF COMMERCE APPROVAL OF SUCH SCHEDULES; AMENDING SECTIONS 7-5-2132 AND 7-5-4124, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 7-5-2132, MCA, is amended to read:

"7-5-2132. Destruction of old county records. (1) Upon the order of the board of county commissioners and with the approval of the department of commerce, a county officer may destroy old worthless reports, papers, or records in his office that have served their purpose and that are substantiated by permanent records.

(2) (A) Any claim, warrant, voucher, bond, or treasurer's general receipt may be destroyed by any county officer after a period of 25 years. The board of county commissioners may, with the approval of the department of commerce, adopt retention schedules for claims, warrants, vouchers, bonds, treasurer's general receipts, and similar

records created or kept by the county. THE DESTRUCTION OF SUCH RECORDS MUST BE DONE IN ACCORDANCE WITH THE PROVISIONS OF SUCH SCHEDULES.

(B) IF A SCHEDULE HAS NOT BEEN ADOPTED AND APPROVED UNDER THE PROVISIONS OF SUBSECTION (2)(A), SUCH RECORDS MAY BE DESTROYED BY ANY COUNTY OFFICER AFTER A PERIOD OF 25 YEARS."

Section 2. Section 7-5-4124, MCA, is amended to read:

"7-5-4124. Destruction of old municipal records. (1)

Except as provided in subsection (2), upon the order of the city or town council or commission and with the approval of the department of commerce, a city or town officer may destroy old worthless reports, papers, or records in his office that have served their purpose and that are substantiated by permanent records.

(2) Records relating to the operation of any public utility by a city or town may be destroyed without the approval of the department of commerce after the expiration of the period during which they must be kept by said city or town as specified in the appropriate regulations of the public service commission of Montana.

(3) (A) Any claim, warrant, voucher, bond, or treasurer's general receipt may be destroyed by any city or town officer after a period of 5 years. The city or town council or commission may, with the approval of the

1 department of commerce, adopt retention schedules for
2 claims, warrants, vouchers, bonds, treasurer's general
3 receipts, and similar records created or kept by the city or
4 town. THE DESTRUCTION OF SUCH RECORDS MUST BE DONE IN
5 ACCORDANCE WITH THE PROVISIONS OF SUCH SCHEDULES.

6 (B) IF A SCHEDULE HAS NOT BEEN ADOPTED AND APPROVED
7 UNDER THE PROVISIONS OF SUBSECTION (3)(A), SUCH RECORDS MAY
8 BE DESTROYED BY ANY CITY OR TOWN OFFICER AFTER A PERIOD OF 5
9 YEARS."

-End-

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20 (2) ~~(A) Any claim, warranty, voucher, bond, or~~
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8 Section 2. Section 7-5-4124, MCA, is amended to read:

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(2) (A) ~~Any claim, warrant, voucher, bond, or treasurer's general receipt may be destroyed by any county officer after a period of 25 years.~~ The board of county commissioners may, with the approval of the department of commerce, adopt retention schedules for claims, warrants, vouchers, bonds, treasurer's general receipts, and similar

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