

PART I. STATE RECORDS.

1-401. DEFINITIONS.

(A) IN GENERAL.

IN THIS PART I OF THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) ARCHIVES.

"ARCHIVES" MEANS THE STATE ARCHIVES.

(C) COMMISSION.

"COMMISSION" MEANS THE HALL OF RECORDS COMMISSION.

1-402. SCOPE OF PART.

EXCEPT AS EXPRESSLY PROVIDED IN § 1-406 OF THIS SUBTITLE, THIS PART I OF THIS SUBTITLE DOES NOT AUTHORIZE:

(1) THE DESTRUCTION OF A PERMANENT BOOK OF ACCOUNT;

(2) THE DESTRUCTION OF A LAND RECORD OF A CLERK OF A CIRCUIT COURT;

(3) THE DESTRUCTION OF ANY RECORD THAT RELATES TO THE FINANCIAL OPERATION OF A UNIT OF THE STATE GOVERNMENT OR TO COLLECTION OF STATE TAXES UNTIL THE REQUIREMENTS OF ARTICLE 40, §§ 61A THROUGH 61E OF THE CODE ARE MET;

(4) THE DESTRUCTION OF ANY RECORD UNTIL THE EXPIRATION OF THE PERIOD THAT A STATUTE EXPRESSLY SETS FOR THAT RECORD TO BE KEPT;

(5) THE DESTRUCTION OF ANY PUBLIC RECORD THAT A STATUTE EXPRESSLY REQUIRES TO BE KEPT PERMANENTLY; OR

(6) THE DESTRUCTION OF ANY RECORD OF A COURT OF RECORD UNLESS:

(I) THE DESTRUCTION IS AUTHORIZED UNDER § 1-605(D)(6) OR § 2-206 OF THE COURTS ARTICLE;

(II) AN ACCURATE TRANSCRIPT OF THE RECORD IS IN USE; OR

(III) THE RECORD RELATES TO THE INTERNAL MANAGEMENT OF OR OTHERWISE IS A HOUSEKEEPING RECORD FOR AN OFFICE OF A CLERK OF COURT OR REGISTER OF WILLS.

1-403. PUBLIC RECORDS.

(A) OFFER.