

# ENROLLMENT(S)

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COUNCIL OF THE DISTRICT OF COLUMBIA

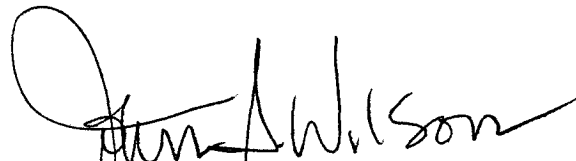
NOTICE

D.C. LAW 8-235

"District of Columbia Public Records  
Management Amendment Act of 1990".

Pursuant to Section 412 of the District of Columbia Self-Government and Governmental Reorganization Act, P. L. 93-198, "the Act", the Council of the District of Columbia adopted Bill No. 8-559 on first and second readings, December 4, 1990, and December 18, 1990, respectively. Following the signature of the Mayor on December 27, 1990, this legislation was assigned Act No. 8-318, published in the January 11, 1991, edition of the D.C. Register, (Vol. 38 page 302) and transmitted to Congress on January 15, 1991 for a 30-day review, in accordance with Section 602(c)(1) of the Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional Review Period has expired, and therefore, cites this enactment as D.C. Law 8-235, effective March 8, 1991.

  
JOHN A. WILSON  
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

January 15,16,17,18,22,23,24,25,28,29,30,31  
February 1,4,5,6,7,19,20,21,22,25,26,27,28  
March 1,4,5,6,7

AN ACT

D.C. ACT 8-318

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

DEC. 27, 1990

To amend the District of Columbia Public Records Management Act of 1985 to strengthen the records management program, to make the history of the District of Columbia more readily available to its citizens, and to make the Records Disposition Committee more representative of the entire District government.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this act may be cited as the "District of Columbia Public Records Management Amendment Act of 1990".

Sec. 2. The District of Columbia Public Records Management Act of 1985, effective September 5, 1985 (D.C. Law 6-19; D.C. Code, sec. 1-2901 et seq.), is amended as follows:

(a) Section 2 (D.C. Code, sec. 1-2901) is amended as follows:

Section  
1-2901

(1) Paragraph (4) is amended to read as follows:

"(4) "Archival record" means any non-current record of an organization or institution that is preserved permanently because of its continuing and enduring administrative, legal, fiscal, or historical value. For the purposes of this definition, the term:

"(A) "Administrative value" means the usefulness of a record to the agency in which the record originated or to the succeeding agency for conducting current business.

"(B) "Fiscal value" means any record necessary or useful to document and verify financial authorizations, obligations, or transactions.

"(C) "Historical value" means a record that merits long-term preservation because the record contains significant information about the organization and function of government agencies, or unique information about persons, places, and subjects with which public agencies deal.

"(D) "Legal value" means any record that documents the legal or civil rights of individuals or government agencies."

(2) A new paragraph (6A) is added to read as follows:

"(6A) "Digital" means in a format that is computer readable."

(3) Paragraph (10) is amended by striking the phrase ", excluding computer output microform ("COM") equipment".

(4) Paragraph (13) is amended to read as follows:

"(13) "Public record" means any document, book, photographic image, electronic data recording, paper, sound recording, or other material, regardless of physical form or characteristic, made or received pursuant to law or in connection with the transaction of public business by any officer or employee of the District."

(5) A new paragraph (14A) is added to read as follows:

"(14A) "Records management officer" means any person whose responsibilities, according to section 7, include the development and oversight of an agency's records management program."

(b) Section 3 (D.C. Code, sec. 1-2902) is amended as follows:

Section  
1-2902

(1) Subsection (c) is amended by adding the phrase "in the Administrator's custody" after the phrase "public record"; and

(2) Subsection (d) is repealed.

(c) Section 4(a) (D.C. Code, sec. 1-2903(a)) is amended to read as follows:

Section  
1-2903

"(a)(1) The Administrator shall act as the chief records manager for the District and shall, except as otherwise provided by law:

"(A) Organize and administer a records center for the District's semi-current and inactive records;

"(B) Implement rules for effective and economical records management; and

"(C) Perform other functions to implement this act or the rules issued pursuant to this act.

"(2) The Administrator shall establish the standards for the number, selection, qualifications, basic and advanced training, certification, and recertification of agency records management officers.

"(3) The Administrator shall, as the Historian of the District, establish a program for the identification and preservation of documentation of significance to the history of the District.

"(4) The Administrator may:

"(A) Publish or republish any material of historical interest;

"(B) Compile, edit, and print any publication of historical interest;

"(C) Subject to the approval of the Mayor, enter into agreements with publishers to produce books on District history; or

"(D) Sell publications, reproductions, or replicas, postcards, and historical souvenirs at any location administered by the Office of Public Records.

"(5) The Administrator, with a goal of economy through disposal of original paper records, shall establish standards for the storage of records by a photographic, microphotographic, or non-erasable optical process. A certified or authenticated reproduction of a photograph, microphotographic non-erasable optical disk, or enlargement of a record made in compliance with this act shall be considered equal to the original when admitted as evidence."

(d) Section 5(a) (D.C. Code, sec. 1-2904(a)) is amended by striking the number "4" and inserting the number "2" in its place.

Section  
1-2904

(e) Section 6(a)(2) (D.C. Code, sec. 1-2905(a)(2)) is amended as follows:

Section  
1-2905

(1) Subparagraph (I) is amended to read as follows:

"(I) The Superintendent of Schools; and"

(2) Subparagraph (J) is amended to read as follows:


"(J) The Chief Judge of the District of Columbia Court of Appeals; and"

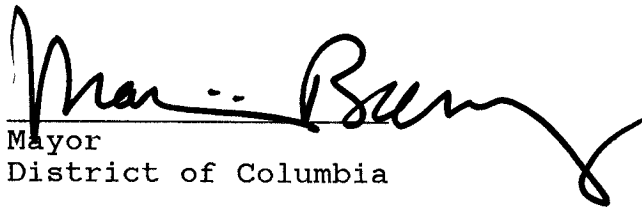
Sec. 3. Section 207 of the District of Columbia Administrative Procedure Act Amendments Act of 1975, effective October 8, 1975 (D.C. Law 1-19; D.C. Code, sec. 1-1604), is amended by striking the sentence "Each parchment or other suitable paper which is an adopted resolution or is an act which becomes law shall be filed with the Archives of the United States not more than 5 years after its adoption."

Sec. 4. Effective date.

This act shall take effect after a 30-day period of Congressional review following approval by the Mayor (or in the event of veto by the Mayor, action by the Council of the District of Columbia to override the veto) as provided in section 602(c)(1) of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (87 Stat. 813; D.C. Code, sec. 1-233(c)(1)), and publication in either the District of

Columbia Register, the District of Columbia  
Statutes-at-Large, or the District of Columbia Municipal  
Regulations.

  
Chairman  
Council of the District of Columbia

  
Mayor  
District of Columbia

APPROVED: December 27, 1990



**COUNCIL OF THE DISTRICT OF COLUMBIA**  
**Council Period Eight**

**RECORD OF OFFICIAL COUNCIL VOTE**

DOCKET NO: B8-559

Item on Consent Calendar  
 ACTION & DATE: Adopted First Reading, 12-04-90  
 VOICE VOTE: Approved  
 Recorded vote on request  
 Absent: all present  
 ROLL CALL VOTE: -- RESULT \_\_\_\_\_ ( / / )

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. CLARKE					MASON					THOMAS, SR.				
CRAWFORD					NATHANSON					WILSON				
JARVIS					RAY					WINTER				
KANE					ROLARK									
LIGHTFOOT					SMITH, JR.									

X — Indicates Vote      A.B. — Absent      N.V. — Present, not voting

CERTIFICATION RECORD

Russell G. Smith  
 Secretary to the Council

21 December 1990  
 Date

Item on Consent Calendar  
 ACTION & DATE: Adopted First Reading, 12-18-90  
 VOICE VOTE: Approved  
 Recorded vote on request  
 Absent: Wilson  
 ROLL CALL VOTE: -- RESULT \_\_\_\_\_ ( / / )

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. CLARKE					MASON					THOMAS, SR.				
CRAWFORD					NATHANSON					WILSON				
JARVIS					RAY					WINTER				
KANE					ROLARK									
LIGHTFOOT					SMITH, JR.									

X — Indicates Vote      A.B. — Absent      N.V. — Present, not voting

CERTIFICATION RECORD

Russell G. Smith  
 Secretary to the Council

21 December 1990  
 Date

Item on Consent Calendar  
 ACTION & DATE: \_\_\_\_\_  
 VOICE VOTE: \_\_\_\_\_  
 Recorded vote on request  
 Absent: \_\_\_\_\_  
 ROLL CALL VOTE: -- RESULT \_\_\_\_\_ ( / / )

COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.	COUNCIL MEMBER	AYE	NAY	N.V.	A.B.
CHMN. CLARKE					MASON					THOMAS, SR.				
CRAWFORD					NATHANSON					WILSON				
JARVIS					RAY					WINTER				
KANE					ROLARK									
LIGHTFOOT					SMITH, JR.									

X — Indicates Vote      A.B. — Absent      N.V. — Present, not voting

CERTIFICATION RECORD

Secretary to the Council

Date