

first through third and fifth sentences of former Art. 54, § 8.

In subsection (a) of this section, the power to "offer" is substituted for the present power "to turn over ... and deposit", to reflect that the Commission may decline to take the records.

Defined term: "Commission" § 10-636

10-639. NONOFFICIAL MATERIALS.

(A) IN GENERAL.

AN OFFICIAL OF THE STATE GOVERNMENT MAY OFFER TO THE COMMISSION OR MAY DESTROY ANY OF THE FOLLOWING MATERIALS THAT THE OFFICIAL NO LONGER NEEDS:

(1) A BOOK, MAGAZINE, OR NEWSPAPER;

(2) OTHER LIBRARY OR MUSEUM MATERIAL THAT WAS MADE OR ACQUIRED FOR REFERENCE OR EXHIBITION PURPOSES;

(3) AN EXTRA COPY OF A DOCUMENT THAT WAS KEPT ONLY FOR CONVENIENCE OF REFERENCE;

(4) A STOCK OF PUBLICATIONS;

(5) AN ACCEPTANCE OR REFUSAL OF AN INVITATION OR ENGAGEMENT OF A PUBLIC OFFICER; AND

(6) MATERIAL THAT OTHERWISE RELATES TO PERSONAL BUSINESS OF A PUBLIC OFFICER.

(B) OTHER MATERIALS.

THE COMMISSION MAY SET CLASSES OF MATERIALS THAT THE OFFICIAL MAY DESTROY IF THE OFFICIAL NO LONGER NEEDS THE MATERIALS.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 54, § 9 and the references to "newspapers" and "printed books" in the first clause of the first sentence of present § 7, as they related to State officials.

In the introductory language of subsection (a) of this section, the power to "offer" these materials is based on the specific reference to 2 classes of these materials in present Art. 54, § 7. The power to "destroy" these materials is based on the language, in former Art. 54, § 9, that stated "[f]or the purposes of § 8, the following types of material shall not be considered 'records'", which apparently was intended to permit destruction without the prior written approval of the Commission.