

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 923 Session of 2009

INTRODUCED BY HANNA, BRENNAN, DENLINGER, DERMODY, HELM, KORTZ, MAHONEY, MENSCH, PICKETT AND SIPTROTH, MARCH 13, 2009

REFERRED TO COMMITTEE ON LOCAL GOVERNMENT, MARCH 13, 2009

AN ACT

1 Amending the act of August 9, 1955 (P.L.323, No.130), entitled,
2 as amended, "An act relating to counties of the first, third,
3 fourth, fifth, sixth, seventh and eighth classes; amending,
4 revising, consolidating and changing the laws relating
5 thereto; relating to imposition of excise taxes by counties,
6 including authorizing imposition of an excise tax on the
7 rental of motor vehicles by counties of the first class; and
8 providing for regional renaissance initiatives," in county
9 officers, further providing for location of offices, records
10 and papers.

11 The General Assembly of the Commonwealth of Pennsylvania
12 hereby enacts as follows:

13 Section 1. Section 405(a) of the act of August 9, 1955
14 (P.L.323, No.130), known as The County Code, amended October 17,
15 1974 (P.L.750, No.252), is amended to read:

16 Section 405. Location of Offices, Records and Papers.--(a)
17 (1) The commissioners, auditors, controller, treasurer,
18 sheriff, recorder of deeds, prothonotary, clerk of courts of
19 quarter sessions and oyer and terminer, clerk of orphans' court,
20 register of wills, recorder of deeds and district attorney shall
21 keep their respective offices, and all public records and papers
22 belonging thereto, at the county seat, and in such buildings as

1 may be erected or appropriated for such purpose.

2 (2) The county commissioners shall have the power to keep
3 and maintain records and to contract with persons, for storage,
4 retrieval, and transmission of county records within or outside
5 the county except that no records shall be stored outside the
6 county seat without the approval of the president judge and the
7 officer in charge of the office to which the records belong.

8 Public records stored outside of the county seat shall be made
9 accessible to the general public at the county seat by means of
10 an electronic telecopying system or facility which will permit
11 the retrieval of the records or exact copies thereof within
12 three business days.

13 (3) County records used on a regular or frequent basis shall
14 remain in the county seat.

15 (4) The county commissioners shall permit the officer in
16 charge of an office to which records belong to destroy original
17 records if, prior to their destruction, the records are, at the
18 discretion of the officer in charge of the office, either
19 microfilmed and stored outside of the office or converted to
20 electronic format and stored outside of the office.

21 * * *

22 Section 2. This act shall take effect in 60 days.