

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1162

Session of
1999

INTRODUCED BY HERMAN, BARD, ROSS, COY AND LESCOVITZ,
APRIL 7, 1999

AS RE-REPORTED FROM COMMITTEE ON APPROPRIATIONS, HOUSE OF
REPRESENTATIVES, AS AMENDED, DECEMBER 6, 1999

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, further providing for
3 additional methods for the recording and copying of certain
4 records.

5 The General Assembly of the Commonwealth of Pennsylvania
6 hereby enacts as follows:

7 Section 1. Sections 4323 and 4324 of Title 42 of the
8 Pennsylvania Consolidated Statutes are amended to read:

9 § 4323. Form of permanent recordation.

10 [Records which are classified as records of permanent value
11 shall, prior to destruction or other removal from the office of
12 the person having custody thereof, be processed in conformity
13 with general rules so that they may be reproduced by any
14 photostatic, photographic, microphotographic, microfilm, video
15 tape, magnetic tape, or other mechanical process which produces
16 a clear, accurate and permanent copy, microcopy or reproduction
17 of the original, in accordance with standards not less than
18 those approved for permanent records by the National Bureau of

1 Standards.] Any photostatic, photographic, microphotographic,
2 microfilm, microcard, miniature photographic, optical,
3 electronic or other process which accurately reproduces the
4 original and forms a durable medium for recording, storing and
5 reproducing the original in accordance with standards, policies
6 and procedures for the creation, maintenance, transmission or
7 reproduction of images of records approved by the governing
8 authority, but not less than those standards, policies and <—
9 procedures approved by the National Institute of Standards and
10 Technology, may be utilized for reproducing records as
11 authorized in accordance with this subchapter. Any document
12 within the scope of this section and which previously has been
13 recorded, copied or recopied also may be reproduced by processes
14 authorized by this section.

15 § 4324. Copies of destroyed records.

16 The photostatic, photographic, microphotographic,
17 microfilmed, miniature photographic, optical, electronic or
18 otherwise reproduced copy of any record destroyed or disposed of
19 as authorized pursuant to this subchapter, or a certified copy
20 thereof, shall be admissible in evidence in any matter, and
21 shall have the same force and effect as though the original
22 record had been produced and proved. It shall be the duty of the
23 person who would have had custody of the original record, had it
24 not been destroyed pursuant to law, to prepare enlarged, typed
25 or photographic copies of such reproduced records whenever their
26 production is required.

27 Section 2. This act shall take effect immediately.