

SECOND REGULAR SESSION
[TRULY AGREED TO AND FINALLY PASSED]

HOUSE BILL NO. 1608

94TH GENERAL ASSEMBLY

4219L.01T

2008

AN ACT

To repeal section 50.172, RSMo, and to enact in lieu thereof one new section relating to preservation of county documents.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Section 50.172, RSMo, is repealed and one new section enacted in lieu
2 thereof, to be known as section 50.172, to read as follows:

50.172. 1. The original of all accounts, vouchers and documents approved or to be
2 approved by the county commission shall be preserved in the office of the county clerk or at
3 some other place approved by the secretary of state pursuant to the provisions of section 28.120,
4 RSMo; and copies thereof shall be given to any person, county, city, town, township and school
5 or special road district interested therein upon payment of the usual fee for copying same. **For**
6 **purposes of this section, "original" shall include any electronic image of an original**
7 **cancelled check that is the legal equivalent of an original check under the federal Check**
8 **21 Act, 12 U.S.C. 5001, et seq., as amended.**

9 2. Annually or in accordance with destruction rules adopted by the secretary of state, the
10 county clerk may destroy by burning or by any other method satisfactory to the county
11 commission all paid accounts, vouchers, duplicate receipts, checks and other documents which
12 may have been on file in the office of the county clerk for a period of five years or longer, except
13 such documents as may at the time be the subject of litigation or dispute. The plan for the
14 retention and destruction of financial records shall follow the generally recognized governmental
15 reporting practices.

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

16 3. Lost or destroyed county checks shall be replaced in accordance with rules of
17 procedure therefor as established by the state auditor in the uniform accounting system
18 established for counties pursuant to the provisions of section 29.180, RSMo.

✓