

1975 WL 28982 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

July 3, 1975

*1 Honorable Ralph W. Drake
Probate Judge
Room 103
County Court House
Greenville, South Carolina 29601

Dear Mr. Drake:

Your letter of June 19, 1975, requesting information concerning the disposition of old marriage license applications was forwarded to me for consideration and reply.

Sections 1-581 through 1-594 of the 1962 Code as revised in the 1974 Cumulative Supplement deal with Public Records, and Section 1-589 answers your specific question. Section 1-589 states:

‘ . . . When requested by the [South Carolina Department of Archives and History] . . . , agencies and subdivisions shall assist the Archives to prepare an exclusive inventory of records in their custody and a schedule establishing a time period for the retention of each series of records. This schedule shall be approved by the governing body of the subdivision of the head of the agency Having custody of the records, the Director of the Archives and in the case of records of state or regional agencies, the State Budget and Control Board. This schedule shall serve as authorization for the destruction of records retained for the stated time period or for the preservation of records through other means, such as transfer to the Archives.’ (1973 (58) 350)

I contacted Mr. Julian Mimms at the S. C. Department of Archives and History and he informed me that his department is presently engaged in the preparation of a schedule under § 1-589 which applies to your Office. If you will contact Mr. Mimms at the following address, he will work with you in remedying your situation:

Mr. Julian Mimms

Assistant Director of Local Records

South Carolina Department of Archives and History

1430 Senate Street

P. O. Box 11669

Columbia, South Carolina 29211

If I can be of any further assistance to you in this matter, I would be happy to do so.

Sincerely,

Bruce M. Poore

Law Clerk

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