

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 3102 of this title; title 25 section 458aaa-5.

§ 3106. Unlawful removal, destruction of records

The head of each Federal agency shall notify the Archivist of any actual, impending, or threatened unlawful removal, defacing, alteration, or destruction of records in the custody of the agency of which he is the head that shall come to his attention, and with the assistance of the Archivist shall initiate action through the Attorney General for the recovery of records he knows or has reason to believe have been unlawfully removed from his agency, or from another Federal agency whose records have been transferred to his legal custody. In any case in which the head of the agency does not initiate an action for such recovery or other redress within a reasonable period of time after being notified of any such unlawful action, the Archivist shall request the Attorney General to initiate such an action, and shall notify the Congress when such a request has been made.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1298; Pub. L. 98-497, title I, § 107(b)(21), title II, § 203(b), Oct. 19, 1984, 98 Stat. 2290, 2294.)

HISTORICAL AND REVISION NOTES

Based on 44 U.S. Code, 1964 ed., § 396(f) (June 30, 1949, ch. 288, title V, § 506(f), as added Sept. 5, 1950, ch. 849, § 6(d), 64 Stat. 583).

AMENDMENTS

1984—Pub. L. 98-497, § 107(b)(21), substituted “Archivist” for “Administrator of General Services” and “Archivist” for “Administrator”.

Pub. L. 98-497, § 203(b), inserted at end “In any case in which the head of the agency does not initiate an action for such recovery or other redress within a reasonable period of time after being notified of any such unlawful action, the Archivist shall request the Attorney General to initiate such an action, and shall notify the Congress when such a request has been made.”

EFFECTIVE DATE OF 1984 AMENDMENT

Amendment by Pub. L. 98-497 effective Apr. 1, 1985, see section 301 of Pub. L. 98-497, set out as a note under section 2102 of this title.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 3102 of this title; title 25 section 458aaa-5.

§ 3107. Authority of Comptroller General

Chapters 21, 25, 27,¹ 29, and 31 of this title do not limit the authority of the Comptroller General of the United States with respect to prescribing accounting systems, forms, and procedures, or lessen the responsibility of collecting and disbursing officers for rendition of their accounts for settlement by the General Accounting Office.

(Pub. L. 90-620, Oct. 22, 1968, 82 Stat. 1298; Pub. L. 94-575, § 3(a)(4), Oct. 21, 1976, 90 Stat. 2726.)

HISTORICAL AND REVISION NOTES

Based on 44 U.S. Code, 1964 ed., § 396(g) (June 30, 1949, ch. 288, title V, § 506(g), as added Sept. 5, 1950, ch. 849, § 6(d), 64 Stat. 583).

¹ See References in Text note below.

REFERENCES IN TEXT

Chapter 27 of this title, referred to in text, was repealed by Pub. L. 95-378, § 2(a), Sept. 22, 1978, 92 Stat. 723.

AMENDMENTS

1976—Pub. L. 94-575 substituted “Chapters 21, 25, 27, 29, and 31 of this title” for “Sections 2101-2113, 2501-2507, 2701, 2901, 2904-2910, and 3101-3107, of this title”.

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 3102 of this title.

CHAPTER 33—DISPOSAL OF RECORDS

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| Sec.
3301.
3302.

3303.

3303a.

[3304 to 3307. Repealed.]
3308.
3309.

3310.

3311.

3312.

3313.

3314.
3315.
3316.
3317.
3318.
3319.
3320.
3321.
3322.
3323.
3324. | Definition of records.
Regulations covering lists of records for disposal, procedure for disposal, and standards for reproduction.
Lists and schedules of records to be submitted to Archivist by head of each Government agency. ¹
Examination by Archivist of lists and schedules of records lacking preservation value; disposal of records.
Disposal of similar records where prior disposal was authorized.
Preservation of claims of Government until settled in General Accounting Office; disposal authorized upon written approval of Comptroller General.
Disposal of records constituting menace to health, life, or property.
Destruction of records outside continental United States in time of war or when hostile action seems imminent; written report to Archivist.
Photographs or microphotographs of records considered as originals; certified reproductions admissible in evidence.
Moneys from sale of records payable into the Treasury.
Procedures for disposal of records exclusive.
Definitions.
Establishment of Commission.
Duties of Commission.
Membership.
Director and staff; experts and consultants.
Powers of Commission.
Support services.
Report.
Termination.
Authorization of appropriations. |
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AMENDMENTS

1984—Pub. L. 98-497, title I, § 107(b)(25)(D), Oct. 19, 1984, 98 Stat. 2290, substituted “Archivist” for “Administrator of General Services” in items 3303, 3303a, and 3311.

1976—Pub. L. 94-575, § 4(c)(1), Oct. 21, 1976, 90 Stat. 2727, struck out “; approval by President” after “standards for reproduction” in item 3302.

1974—Pub. L. 93-526, title II, § 203, Dec. 19, 1974, 88 Stat. 1702, added items 3315 to 3324.

1970—Pub. L. 91-287, § 3, June 23, 1970, 84 Stat. 322, inserted item 3303a and struck out items 3304 “Lists and schedules of records lacking preservation value; submission to Congress by Administrator of General Services”, 3305 “Examination of lists and schedules by joint congressional committee and report to Congress”, 3306 “Disposal of records by head of Government agency upon notification by Administrator of General Services of action by joint congressional committee”, and 3307

¹ Does not conform to section catchline.