

61.99.01.R0.01 Retention of State Records



Reviewed August 16, 2023
Next Scheduled Review: August 16, 2028

Procedure Summary

Texas A&M University-Commerce will maintain an active and continuing state records management program, in compliance with state and federal laws. All University units will work in cooperation and coordination with University Records Management to manage and retain state records.

The University recognizes the need for all units of A&M-Commerce to manage and retain state records according to the Texas A&M University System Records Retention Schedule and applicable laws.

Procedures and Responsibilities

1 GENERAL

The President shall designate an individual as the Records Officer (RO) to manage the retention and disposition of state records for the University.

2 RECORDS OFFICER RESPONSIBILITIES

2.1 Ensure that the Texas A&M University System Records Retention Schedule lists all the records series created or received by and maintained by the University. The RO will periodically survey records at the University and provide the System Records Management Officer with a written list of proposed changes to the retention schedule.

2.1.1 The RO will identify university records subject to internal, state, or federal audits in addition to those listed on the records retention schedule, if any, and ensure that the University is in compliance with auditing requirements.

2.1.2 The RO will work in cooperation with the University Archivist to identify records with historical significance to the University, and ensure that they are preserved.

2.2 Develop and maintain a website that provides an internal process for the retention, disposition and security of state records at the University. [Records Retention](#)

2.2.1 Special attention will be given to vital, archival and electronic records, and litigation holds.

2.3 The RO will conduct employee training to ensure compliance with records management procedures.

3 RECORD RETENTION

The record copy of University records, including electronic formats, should be readily accessible for any purpose, such as university business, public information requests, audits, or litigation.

4 DESTRUCTION OF STATE RECORDS

4.1 State records may not be destroyed or otherwise disposed of without the written approval of the RO or designee using the records destruction form.

4.1.1 This requirement does not apply to duplicates, convenience copies or transitory information, which can be destroyed when the purpose of the document has been fulfilled. Copies should not be retained longer than the official record copy.

4.2 State records listed on the retention schedule cannot be destroyed until the designated retention period has expired and the RO or designee has approved the destruction. The retention periods on the schedule apply only to the record copy of University records.

4.2.1 A state record cannot be destroyed if any litigation, claim, negotiation, audit, open records request, administrative review, or other action involving the record is initiated before the expiration of the retention period. The record must be retained until the completion of the action and the resolution of all issues that arise from it, or until the expiration of the retention period, whichever is later.

4.3 State records not listed on the records retention schedule cannot be destroyed until the Records Management Officer obtains written approval from the Texas State Library and Archives Commission.

4.4 Destruction of state records must be done in a manner that ensures protection of sensitive or confidential information.

4.5 The final disposition of state records must be documented by the University RO or designee.

5 TRAINING

Quarterly training classes are available. Small group or individual training can be arranged by contacting the RO. This training does not substitute for the online training for individuals required to take that training.

Definitions

Archival state record – state record of enduring historical value that will be preserved on a continuing basis. See Texas Gov't Code § 441.180(2).

Convenience copies – other copies of a record held by other offices in the University. These copies should not be retained after the destruction of the record copy.

Electronic state records – records created or received and maintained in electronic formats, including electronic mail and the product of computer processing. See Texas Gov't Code § 441.189; 13 Texas Admin. Code § 6.91(5).

Record copy – the official copy of a state record that must be retained for the retention period designated on the retention schedule and destroyed at the end of the specified amount of time.

Records management – the application of management techniques to the creation, use, maintenance, retention, preservation, and disposition of records for the purpose of improving the efficiency of recordkeeping, ensuring access to public information under the Public Information Act, and reducing costs. See Texas Gov't Code § 441.180(7).

Records series – groups of related state records that are normally used and/or filed together, and are evaluated as a group for retention scheduling purposes. See 13 Texas Admin. Code § 6.1(13).

State records – any written, photographic, machine-readable, or other recorded information created or received by or on behalf of the University that documents activities in the conduct of state business or the use of public resources. See Texas Gov't Code § 441.180(11).

Transitory information – records of temporary usefulness that are not an integral part of a records series, that are not regularly filed within a recordkeeping system and that are required only for a limited period of time for the completion of an action by an employee or in the preparation of an on-going records series. Transitory records are not essential to the fulfillment of statutory obligations or to the documentation of University functions. See 13 Texas Admin. Code § 6.91(8).

Vital record – any state record necessary to the resumption or continuation of University operations in an emergency or disaster, for the re-creation of the legal and financial status of the University, or the protection and fulfillment of obligations to the people of Texas. See Texas Gov't Code § 441.180(13).

Related Statutes, Policies, or Requirements

Texas Governmental Code [Chapter 441.182](#)

Texas Governmental Code [Chapter 552](#)

System Regulation [61.01.02 Public Information](#)

System Regulation [61.99.01 Retention of State Records](#)

University Procedure [61.01.02.R0.02 Public Information](#)

Appendix

[Texas State Library and Archives Commission Resources for Records Managers](#)

[Texas State Library and Archives Commission Stage Agency Bulletin # 4 State Records Managements Laws](#)

Revision History

Approved September 8, 2009

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Contact Office

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