

OPINION NO. 327 ANSWERED BY
October 9, 1963 LETTER

Honorable Smith N. Crowe
Chairman, Industrial Commission
State Office Building
Jefferson City, Missouri



Dear Sir:

This letter is in response to your request dated August 6, 1963, for an opinion on the discarding of certain files of the Industrial Commission.

At our request, you have supplemented your request by specifying the particular files you desire destroyed as follows:

- "1. Awards and Orders issued in Workmen's Compensation cases from 1946 to the present time.
2. Prevailing Wage Special Determinations and General Wage Orders from 1957 to the present time.
3. Employment Security Decisions of the Industrial Commission from 1946 to the present time.
4. Requisitions for the Payment of Purchases from 1949 to the present time.
5. Expense Accounts from 1949 to the present time.
6. Duplicate copies of the above items."

This office has recently issued its opinion No. 256, dated October 4, 1963, to William L. Wyss, relating to this general subject matter. This opinion discusses the controlling principles of law, and we are enclosing a copy for your information.

Honorable Smith N. Crowe

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We have found no statutes which authorize the Industrial Commission to destroy public records of that Commission. However, the general statutes relating to public records and to the microfilming and disposition thereof, as provided in Sections 109.120 and 109.140, as amended by the Laws of 1963 in House Bill No. 142, are applicable to the Industrial Commission as discussed in the aforesaid opinion No. 256.

It is therefore the view of this office that items numbered 1 to 5, inclusive, above mentioned, may not be destroyed or other disposition made thereof except as provided in Sections 109.120 and 109.140, as amended by the Laws of 1963.

With respect to item numbered 6, referred to above, relating to duplicate copies of the foregoing items, it is the opinion of this office that such duplicate copies may be destroyed or otherwise disposed of so long as the originals remain intact and preserved in your files.

Yours very truly,

THOMAS F. EAGLETON
Attorney General

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