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3 SENATE JUDICIARY COMMITTEE AMENDMENT TO SB165  
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8 On page 6, lines 15 to 16, delete "agency shall be  
9 construed to be the custodian of these records" and insert in  
10 lieu thereof the following:

11 governmental body or governmental agency  
12

13 On page 20, delete lines 6 through 17 in their  
14 entirety and insert in lieu thereof the following:

15 (c) (1) Governmental records that are determined to  
16 be of historic value by the State Records Commission pursuant  
17 to Section 41-13-21, Code of Alabama 1975, or the Local  
18 Government Records Commission pursuant to Section 41-13-23,  
19 Code of Alabama 1975, and that are transferred to the custody  
20 of the Department of Archives and History shall be open to  
21 public inspection and use following the date of transfer if  
22 there are no exemptions to disclosure that are applicable to  
23 those records as listed in subsection (a). The Department of  
24 Archives and History shall notify the governmental agency from  
25 which the department received the records of the request and  
26 forward the request to that agency for determination as to  
27 whether there are any applicable exemptions affecting the

1 requested documents. If the agency no longer exists, then the  
2 Department of Archives and History may make the decision as to  
3 what records are open to public inspection.

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5 On page 20, line 20, delete "limitations" and insert  
6 in lieu thereof the following:

7 restrictions or fees

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9 On page 27, line 23, after "duplication" insert the  
10 following:

11 , unless the custodian or governmental body has been  
12 expressly authorized to charge a larger amount by law