

Laws, Regulations, and Records Management

We create too many records. I don't want to be responsible for maintaining all of this stuff, so I'm just going to quit writing down what happens.

44 USC § 2902: Objective of RM (1) Accurate and complete documentation of the policies and transactions of the Federal Government;

44 USC § 3101: Responsibility to make and preserve records containing adequate and proper documentation

36 CFR § 1220.34: Adequate and complete documentation

36 CFR Part 1222: (Title): Creation & Maintenance of Records; Adequate & Complete documentation

36 CFR § 1222.34: Ensure adequate & complete documentation

I know why you want to inventory my records, but I'm not going to list my non-records. It's a waste of time.

36 CFR § 1222.34: Essential to distinguish between records and non-records

I'm a contractor. Those record rules only apply to DOE.

36 CFR § 1222.48: Data created or received and maintained for the Government by contractors

This is my project. I'll decide how long to keep records and that will be our schedule.

44 USC § 3303: Lists and schedules of records to be submitted to the Archivist by the head of each Government agency

Prove to me that we must have a records management program. We're not going to fund it unless it's required.

44 USC § 3102: Establishment of program management: The head of each Federal agency shall establish and maintain an active, continuing program for the economical and efficient management of the records of the agency.

I didn't create it - I'm not responsible for maintaining it. It's not my record.

44 USC § 3101: Definition of Federal Records - "made or received"

36 CFR § 1222.12: Defining Federal Records - "Made" or "Received"

Only the "final product" (report, etc.) is the "record". I don't have to keep drafts and working papers now.

36 CFR §1222.34(C) Working Files & Similar Materials - drafts are records if they are circulated for comment AND contain substantive comments that add to a proper understanding of the formulation of the agency's decisions, etc.