

RECORDS MAINTAINED UNDER CONTRACT

2213

(No. 4 October 1998)

The requirements of the act are extended to state records containing personal information that are maintained by contract outside of state government if there is an actual written contract and the contract is specifically for the maintenance of records to accomplish an agency function.

This provision does not apply if the state delegates this record maintenance by statute instead of by contract. This provision does not apply if the state contracts for records maintenance that applies to a nonstate department function (CC Section 1798.19).

Policy

If records are maintained by contract, the contract must include the requirements of the act.

The responsible program or unit assists the contractee in complying with the requirements of the act.

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