

FALL RIVER RURAL ELECTRIC COOPERATIVE, INC.

GENERAL POLICY No. 305 SUBJECT: RETENTION, MAINTENANCE, AND DISPOSITION OF RECORDS

I. <u>PURPOSE:</u>

The purpose of this policy is to ensure the reasonable and good faith retention of all records created by or under the control of the Cooperative, whether paper or electronic, that are necessary or advisable to retain for: business operations; historical value; accounting, audit, tax and financial purposes; compliance with applicable law; possible future use in litigation involving the Cooperative; and possible future use in an official proceeding or governmental investigation, audit or other matter. Other records, which are not necessary to retain for these reasons, shall be destroyed in accordance with the guidelines set forth in this policy. All other information that is not a record should be discarded after it has fulfilled its purpose to avoid the unnecessary expense and effort that would be required to preserve it. A legal hold notice shall be issued when it becomes necessary to preserve a record or other information otherwise scheduled or due for ordinary and appropriate destruction in accordance with this policy.

II. **DEFINITIONS**:

Unless otherwise indicated in this policy, the following terms will have the meanings provided in this section.

<u>Active Data/Records</u> – Electronic or paper records and information that are presently in use or are immediately accessible to users.

<u>Archival Data/Records</u> – Electronic or paper records and information that are not directly accessible to users, but which are maintained long term and accessible with some effort.

Backup Data/Records –Electronic or paper records and information that

| General Policies 305 | RETENTION, MAINTENANCE AND DISPOSAL OF RECORDS | Page 1 of 14 |
|----------------------|--|--------------|
| 04/27/2020 | | - |

are not presently in use and which are routinely stored on portable media (e.g., disks, magnetic tape) and/or off-site and are a source for disaster recovery.

<u>Distributed Data/Records</u> – Data living on portable media or "non-local" devices (e.g., PDAs, smart phones, employee home computer, application service provider, ISPs). Most are probably "active" data.

<u>ESI</u> – "Electronically Stored Information" – Any file, document, data, image, database, etc. that is stored on a computing device or electronic medium, including but not limited to servers, computer desktops and laptops, cell phones, hard drives, flash drives, PDAs, CDs or DVDs, floppy disks and magnetic tapes.

<u>Obsolete System Data</u> – Information which has retained some importance or usefulness to the Cooperative for a period of time but has been created or stored by the use of software and/or hardware that has subsequently become obsolete or been replaced.

<u>Record</u> – Information (paper or electronic) recorded in a tangible form that is created or received by the Cooperative and documents some aspect of its operations. A record has some enduring value to the Cooperative that merits its retention for some period of time. Records include originals and copies of contracts and other legal documents, memos, reports, forms, checks, accounting journals and ledgers, work orders, drawings, maps, images, and photographs. Records may be found in various electronic or machine-readable formats, including without limitation, CD-ROMs, DVDs, tape recordings, voice mail messages, e-mails, microfiche, web pages, computer and other electronic files.

<u>Other Information/Data</u> – "Other information" or "data" are any other material that is of a transitory nature, that after serving its limited purpose or being transferred to a more permanent form, or being incorporated with other record material, the Cooperative has no need to retain except in the event of a legal hold. Some examples are notes, drafts, routine correspondence, informational or courtesy copies, extra copies of filed or preserved records and emails containing non-record information (scheduling or logistics information, thank you notes, etc.).

III. PROCEDURE:

 A. An appointed Records Compliance Manager shall be responsible for supervising the Cooperative's retention practices and procedures, ensuring that the appropriate internal controls are implemented.

- B. Each department shall appoint a Records Custodian who shall be responsible for instituting and monitoring policy compliance within the department.
- C. The Records Custodian for each department shall submit an annual Certification of Records Compliance & Destruction, the form marked Appendix V, to the Records Compliance Manager and update the Master Index Appendix IV.

IV. POLICY:

- A. <u>Records of the Cooperative</u> Records of the Cooperative, which may be in electronic or paper form, shall be retained in accordance with these guidelines. Records that do not need to be retained shall be destroyed after the requisite retention period, if any, has passed. A log or other documentation of records destruction may be created to track compliance and assist in evaluating the effectiveness of this policy. Pending or potential litigation, governmental investigation and other circumstances may require a "hold" or suspension of regularly scheduled destruction of records or other information. Employees will be promptly notified of any such hold by the CEO/General Manager or the Human Resources Manager. The format of the hold notification is shown on Appendix III to this policy.
- B. <u>Retention of Records</u> Records shall be indexed and retained in a manner that ensures their easy accessibility. Records shall be maintained for as long as the period stated in the schedule appended to this policy, Appendix II, which schedule is based on the minimum periods required by applicable state or federal law and on necessity for ongoing business purposes. The retention schedule will be reviewed periodically and amended as needed to reflect changing legal requirements, business needs or evolving practices. Paper and electronic records and other information shall be

maintained in the formats, medium and at the locations provided in the master index, which media shall ensure a life expectancy that, at a minimum, preserves the records for as long as specified in the schedule. All records that require transfer to storage media that is different from the media in which the document was originally created or is being maintained requires documentation of the transfer and verification for accuracy.

C. <u>Destruction of Records & Other Information</u> – Unless a legal hold is in effect, destruction of records shall occur within four (4) weeks after the time period stated in the schedule has been met, if reasonably practical. If not reasonably practical, then such destruction shall occur as soon thereafter as is reasonably practical. Other information should be discarded as soon as practicable after it has served its purpose, unless subject to a legal hold.

Destruction may occur by the following acceptable methods:

- i. Paper:
 - Recycling or trash if no sensitive, personally identifiable or confidential information is included
 - Shredding, burning or pulverizing if sensitive, personally identifiable or confidential information is included
- ii. Electronic:
 - Deletion of records and data on shared network files, computer desktop and laptop hard drives, including personal copies
 - Deletion of distributed data/records on peripheral devices and portable storage media (e.g., PDAs, memory sticks, CDs, floppy disks, etc.)
 - Erasing or recycling of magnetic tapes

| General Policies 305 | RETENTION, MAINTENANCE AND DISPOSAL OF RECORDS | Page 4 of 14 |
|----------------------|--|--------------|
| 04/27/2020 | | - |

D. <u>Suspension of Destruction/"Legal Hold"</u> – A legal hold is the process for suspending the destruction of records and other information that becomes necessary for the Cooperative to preserve.

A legal hold may need to be issued for various reasons, such as:

- A complaint is filed against the Cooperative
- A credible threat of litigation has been received by the Cooperative
- A discovery request is received
- A records preservation order has been issued
- A subpoena has been served on the Cooperative
- A governmental, regulatory or law enforcement agency has instituted an investigation
- An event has occurred that resulted in death or serious bodily injury
- A circumstance has arisen that is likely to cause the Cooperative to file a lawsuit against someone or some entity
- An employee has made a complaint/allegation/report regarding a violation of law, Cooperative policy or other improper conduct prompting an internal investigation

If a staff member of the Cooperative receives any such complaint, request, subpoena or inquiry, he/she should immediately submit it to the CEO/General Manager. Following consultation with legal counsel, a determination will be made regarding the need to preserve records. If such a need is determined to exist, then the Cooperative's attorney will issue a legal hold notification.

The legal hold requires the preservation of all records and other information detailed in the legal hold notice. With regard to electronic records and information, all such active, distributed and archived materials must be preserved. Back-up tapes that only contain records or other information redundant to that which is being maintained as active or archived data, will be recycled or destroyed in accordance with the Cooperative's regular back-up tape policy/practice.

If a computer or peripheral device (mobile phone, external disk drive, etc.) has stored on it records or other information subject to the legal hold, then any scheduled replacement of that computer or device must be suspended until the stored materials on such computer or device are copied to a secure medium before the computer or device is taken out of service. Such steps must be documented in a hardware replacement, IT maintenance or other log noting the dates of such copying and the equipment replacement, the person responsible for the copying and replacement and the location of the copied materials.

E. <u>Compliance & Questions</u> – Every employee, director and agent of the Cooperative is required to comply with this policy. Training will be provided as needed to ensure that everyone subject to the policy is familiar with its provisions and understands the specific responsibilities and tasks associated with carrying out the policy. Periodic compliance audits and testing of retention, legal hold and destruction procedures will be undertaken at the direction and supervision of the General Manager/CEO or the Human Resource Manager. The form marked Appendix I attached to this Policy shall be completed and signed by all employees. The form marked Appendix V attached to this Policy shall be completed and signed by those employees who are responsible for the retention or destruction of the Cooperative's records.

Questions about this policy should be directed to the Records Compliance Manager.

Reporting of Suspected Noncompliance – Should any employee, F. director or agent of the Cooperative become aware of information indicating that a person responsible for the retention or destruction of records is not in compliance with this policy, such information shall be promptly reported to the CEO/General Manager.

V. **RESPONSIBILITY:**

It shall be the responsibility of the CEO/General Manager to administer this policy.

VI. **PRIMACY OF POLICY:**

This policy supersedes any existing policy that may be in conflict with the provisions of this policy.

APPROVED BY THE BOARD OF DIRECTORS

Doug Schmier, President

DATE APPROVED: DATE REVISED:

November 22, 2010 November 20, 2017 April 27, 2020

Appendix I

Fall River Rural Electric Cooperative, Inc.

Acknowledgment

I acknowledge that I have received, read and will abide by Policy #305, the Cooperative's Records Management Policy, distributed to me on ______ (*date*). I will bring any questions I have regarding this policy to the Cooperative's Records Coordinator. I further understand that I am required to complete periodic training on records procedures. The records or types of records subject to the retention and destruction requirements of Policy #305 of which I have, or may reasonably be expected to have, the custody, possession, or control of are:

(Signature)

(Print Name)

Appendix II Retention Schedule

CATEGORY/DESCRIPTION

RETENTION PERIOD

ACCOUNTING

| ACCOUNTS PAYABLE |
|---|
| Check Registers5 years |
| Invoices/Vouchers |
| Invoices/Vouchers – Plant ItemsRetirement of Plant + 6 years |
| Aged Trial Balance |
| Daily Cash Sheets1 Year |
| Invoice OAR Register |
| |
| AUDIT REPORTING (CPA Audit) |
| Audit ReportsLife of Corporation |
| Audit Work Papers |
| |
| BANKING |
| Bank Reconciliation'sDestroy Audit plus 3 years |
| Bank Statements |
| Canceled/Void Checks – Standard |
| Deposit Slips |
| Deposit Ships |
| LEDGERS |
| General Ledger |
| Journal Entries |
| Subsidiary Ledgers |
| Transportation Reports |
| Year-end Trial Balance |
| 1 car-chu 111aí Dalaince |
| PATRONAGE CAPITAL |
| Assignments/Transfers/Name ChangesLife of Corporation |
| Patronage Capital Allocations RecordsLife of Corporation |
| I automage Capital Antocations RecordsEne of Corporation |
| Patronage Capital Register 6 years |
| Patronage Capital Register6 years Patronage Capital Estate Check RegisterLife of Corporation |
| Faironage Capital Estate Check RegisterEne of Corporation |
| PAYROLL |
| Check Registers |
| |
| Employee Exemption Certificates (W4)Superseded + 4 years Labor Distribution Journal |
| |
| Payroll Change Form |
| Payroll Records |
| Time Sheets |
| |

New Hire Reporting......6 years

PLANT & DEPRECIATION

| Continuing Property Records (CPR's) | Retirement of Plant + 6 years |
|-------------------------------------|-------------------------------|
| Utility Plant Ledgers | Life of Corporation |
| Depreciation Records | Life of Corporation |

TAXES

| Crebs Bond Credit (8038-CP | Final Filing+10 |
|-------------------------------------|-----------------------|
| Employment Tax Returns (940, 941) | Tax Payment + 4 years |
| Federal Income Tax Returns (990) | Life of Corporation |
| Federal Income Tax Exemption Letter | Life of Corporation |
| Gross Receipts Tax Returns | Settlement + 2 years |
| IRS Form 1099 | |
| IRS Form 5500 | |
| Letters of Determination | Life of Corporation |
| License and Applications | Superseded + 6 years |
| Property Tax Returns | |
| Request for Taxpayer ID (W-9) | |
| Sales, Use & Excise Tax Returns | - |
| Tax Information Returns | |
| Wage & Tax Statements (W-2) | • |
| | · · |

BUDGETS (Capital & Operating)3 years

FINANCIAL STATEMENTS

| Financial Statements Form 7 (Monthly/Yearly) | Life of Corporation |
|--|---------------------|
| Financial Statements (Management Reports) | 5 years |
| Audit Reports | Life of Corporation |

LOAN ADMINISTRATION

| Loan Applications/Approvals | Paid in Full + 6 years |
|--|------------------------|
| Loan/Mortgage Documents | Paid in Full + 6 years |
| Loan Requisition Statements | LFAR Audit + 6 years |
| Partial Release of Lien/Sale of Assets | • |

MISCELLANEOUS REPORTS

| BPA, MECA, IC | JA5 years |
|---------------|-----------|
|---------------|-----------|

POWER COST REBATES/REFUNDS

| Canceled Checks | 6 years |
|------------------------|---------|
| Rebate/Refund Register | 6 years |

FEDERAL/STATE REGULATORY COMMISSION REPORTS

| Forms EIA-861 | 5 years |
|-----------------------------|---------|
| ID, MT, WY Year End Reports | 5 years |

| FEMA | |
|--|----------------------|
| Hazard Mitigation Grants | FEMA Audit + 6 years |
| PROCUREMENT - PURCHASING | |
| Purchase Orders | 5 years |
| Purchase Order Register | 5 years |
| Overhead Allocation Records | |
| Special Equipment Summaries | Audit + 6 years |
| MEMBER SERVICES | |
| BILLING RECORDS | |
| Adjustments/Changes | |
| Billing Stubs | |
| Billing Reports/Register | |
| Consumer Ledgers | |
| Daily Recaps | |
| Historical Data File | Life of Corporation |
| Invoice Register | • |
| Sales Analysis | 6 years |
| Security Deposit Records | 6 years after Payout |
| MEMBER & PUBLIC RELATIONS - EXTER | RNAL COMMUNICATIONS |
| Marketing Research Reports | 6 years |
| Annual Reports | |
| News Releases | Life of Corporation |
| Publications | Life of Corporation |
| Internal Communications Publications | |
| CUSTOMER SERVICE | |
| Complaints | 3 years |
| Connect/Disconnect Orders | |
| Customers' Account Adjustments | • |
| Membership Records | |
| Uncollectible Accounts (customer credit re | |
| CONSERVATION RECORDS | 6 years after audit |
| ADMINISTRATIVE, CORPORATE - GENEF | RAL |
| ANNUAL MEMBER MEETING | |
| Annual Meeting Minutes | Life of Corporation |
| 6 | -r |

| Annual Reports or Statements to Members | ars |
|---|-----|
|---|-----|

BOARD OF DIRECTORS

| Board Policies & ProceduresLife of Corpo Minute BooksLife of Corpo ResolutionsLife of Corpo Standing Committee MinutesLife of Corpo Sub-Committee & Ad-hoc Committee MinutesLife of Corpo | oration pration pration |
|---|--|
| COMMITTEES (INTERNAL) Agenda, Minutes & Notes | |
| CONTRACTS & AGREEMENTS Mutual Aid AgreementsUntil Superse Public Service Commission AgreementsUntil Superse | |
| DEEDS Filed OriginalsProperty Disp | position+ 6 years |
| FRANCHISES Filed OriginalsUntil Superse | eded |
| LEGAL SERVICES & LITIGATION Complaints/Disputes | 10 years 10 years |
| MANAGEMENT DOCUMENTS CalendarsNot to Exceed General Correspondence (not otherwise classified)Not to Exceed Interoffice Memos (not otherwise classified)Not to Exceed Presentation MaterialsUntil Superse Surveys (not otherwise classified)Until Superse Telephone MessagesCompletion o Travel Itineraries & ReservationsCompletion o Work Papers (not otherwise classified)At Discretion | d 1 year d 1 year eded eded of Action of Travel |
| ORGANIZATION & BYLAWS Articles of IncorporationLife of Corpo BylawsLife of Corpo Organization ChartsUntil Superse | oration |
| POLICIES & PROCEDURES Department ProceduresUntil Superse Personnel Benefits HandbookUntil Superse | eded eded |

RATES

| Rates Schedule | Until Superseded + 6 years |
|---------------------|----------------------------|
| Rate Study/Proposal | Until Superseded + 6 years |

RECORD RETENTION SCHEDULES

| Retention Schedules | Until Superseded |
|-------------------------|---------------------|
| Record Destruction List | Life of Corporation |

GENERAL COMPLIANCE - ASSOCIATED ORGANIZATIONS

| Annual Reports | Until Superseded |
|------------------------------|------------------|
| Articles & Bylaws | Until Superseded |
| Certifications | 6 years |
| Miscellaneous Correspondence | 6 years |
| Resolutions | Until Superseded |
| | 1 |

ENGINEERING CONTRACTS

| Distribution Line Construction Contracts | Life of Corporation |
|--|---------------------|
| Material Purchase Contracts | Life of Corporation |
| Joint Use Pole Agreement | Life of Corporation |
| Leases | Life of Corporation |
| Property Contracts | Life of Corporation |
| Service Contracts | Life of Corporation |
| Underground Permits/Agreements | Life of Corporation |

CONSTRUCTION

| Construction Work Plans | Life of Corporation |
|--|----------------------|
| Construction Work Plan Amendments | Life of Corporation |
| Environmental Reports | Life of Corporation |
| Material/Inventory Records and Reports | LFAR Audit + 6 years |
| Staking Sheets | Life of Corporation |
| Work Orders – Maintenance | Life of Corporation |
| Work Orders – Construction | Life of Corporation |
| Work Order Inventories | Life of Corporation |
| | |

FIXED ASSETS

| Blueprints | Life of Structure |
|---------------------------------------|---------------------|
| Deeds, Abstracts, etc | Sale of Asset |
| Drawings | Life of Corporation |
| Maps (aerial photos, geological maps) | Life of Corporation |
| Reports, Plans, Studies | Life of Corporation |
| Meter History Records | Life of meter |
| Substation Inspections & Tests | Life of Corporation |
| Substation & Transmission | Life of Corporation |
| Switch Installment Reports | Life of Corporation |
| Transformer History Records | Life of Transformer |
| Transformer Inspection Reports | |

RIGHT-OF-WAY/EASEMENTS

| Correspondence | Property Disposition + 6 years |
|-----------------------------------|--------------------------------|
| Originals | Property Disposition + 6 years |
| Construction Work Plans | LFAR Audit + 6 years |
| Construction Work Plan Amendments | LFAR Audit + 6 years |
| Environmental Reports | LFAR Audit + 6 years |
| RUS Form 219 | LFAR Audit + 1 year |
| History Records | Life of Corporation |

HYDRO RECORDS

| Plant Records | Life | of Corporation |
|---------------|------|----------------|
|---------------|------|----------------|

INFORMATION SERVICES

| Application Documentation | Until Superseded |
|--------------------------------|---------------------|
| Operating System Documentation | Until Superseded |
| Record Destruction Schedule | Life of Corporation |

WAREHOUSE OPERATIONS & INVENTORY CONTROL

| Backorder Reports | Completion of Tax Audit |
|--|--------------------------------|
| Inventory Lists (Materials & Supplies) | 7 years |
| Merchandise Sold | |
| Receiving Reports | 3 years |
| Requisitions | Destroy at Option after Audits |
| - | - 1 |

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|)PE | <u>CRATIONS</u> | |
|-----|--------------------------------------|----------------------------|
| А | GREEMENTS/CONTRACTS | |
| | Certificates of Insurance | Policy Period + 6 years |
| | Equipment Contracts | Life of Equipment |
| | Equipment Warranty Agreements | |
| | Tree Cutting Agreements | Life of Contract + 6 years |
| | Vehicle Titles | |
| R | ELIABLILITY RECORDS | |
| | Major Storm Data/Restoration Records | 6 years |
| | Outage Reports | 6 years |
| | Service Interruption Logs & Reports | |
| Μ | IAINTENANCE | |
| | Damage Assessment Inspection Reports | 15 years |
| D | EPARTMENT OF LABOR | |
| | Apprenticeship Agreements | Until Superseded |
| D | EPARTMENT OF TRANSPORTATION | |
| | | |

OSHA

Report of Occupational Injuries and IllnessesEnd of year + 5 years

SAFETY MANAGEMENT

| Bucket Truck Test Reports | 3 years |
|---------------------------------------|-----------------------|
| High Voltage Glove Inspection Reports | End of year + 5 years |
| Hot Stick Reports | 3 years |
| MSDS Sheets | Until Superseded |
| Vehicle Inspection Checklists | 3 years |

SAFETY TRAINING

| Employee Safety Training Records | Termination of Employee + 6 years |
|----------------------------------|-----------------------------------|
| Safety Manual | 1 |
| Safety Manual Revisions | 5 years |
| Federated Report of Visit | 15 years |

HUMAN RESOURCES

| EMPLOYEE BENEFIT ADMINISTRATION |
|--|
| Correspondence1 year |
| Distribution of Employee Plan Summaries6 years |
| Benefit Summery Plan DescriptionsExpiration + 6 years |
| Insurance Plan Rate SheetsExpiration + 6 years |
| Affordable Care Act Compliance RecordsCurrent + 3 years |
| Affordable Care Act forms 1094 and 1095Current + 3 years |
| Cafeteria Plan 125 RecordsCurrent + 6 years |
| EMPLOYEE SURVEYS |
| Survey ResultsUntil Superseded or Historical Value |
| COMPLIANCE |
| ADA/Civil Rights ActionsDate of Record + 1 year |
| DRUG TESTING |
| Drug and Alcohol Program Summary ReportCurrent + 5 |
| Drug and Alcohol Program ContractExpiration + 6 |
| Drug Testing Results |
| EQUAL EMPLOYMENT OPPORTUNITY |
| Affirmative Action Plans |
| Discrimination Claims |
| Job Postings1 year |
| FAMILY AND MEDICAL LEAVE |
| Compliance Documentation3 years |
| HIPAA |
| Compliance Documentation |
| |

| PERSONNEL FILES | |
|--|--|
| Alien Registration (Form I-9) | Hire Date + 3 years or Termination + 1 |
| | year -Whichever is longer |
| Apprenticeship Records | Termination + 3 years |
| Employee Benefit Records (excluding LTD) | |
| | years |
| Employee R&S Pension &401k Plan Records | Plan Participant + 3 years |
| Personnel History File | |
| Personnel Medical File (non-work related) | Termination + 6 years |
| Personnel Medical File (work exposure or injury) | Termination $+30$ years |
| Personnel Performance Evaluations | 6 years |
| RECRUITMENT | |
| Advertising | 2 years |
| Application & Resumes (unsuccessful candidates) | Date of Action + 2 year |
| Correspondence; Failure/Refusal to Hire | Date of Action + 2 year |
| Positions Descriptions | Superseded + 2 years |
| SALARY ADMINISTRATION | |
| Reports | 3 years |
| Wage & Salary Survey | Until Superseded or Historical value |
| Union Agreements and Prep Notes | Expiration + 6 years |
| WORKERS COMPENSATION | |
| Claims | Settlement + 5 years |
| Policies | Expired + 3 years |
| First Report of Injury | 30 years |
| INSURANCE LIABILITY & PROPERTY | |
| Claims | Date of injury + 30 years |
| Bodily Injury Claims | Permanently |
| Policies | Expiration + 3 years |
| Insurance Liability Claims | Settlement + 6 years |
| APPROVED BY: | |
| | |
| | |

General Manager

Date

Appendix III

Fall River Electric Cooperative Inc.

Sample Legal Hold Notification

To ensure that every employee, director and agent of the Cooperative will recognize and respond appropriately to a notification that certain records are now potentially relevant and necessary for litigation or a governmental investigation, this appendix provides a sample legal hold notification.

URGENT NOTICE

TO: Name all persons identified as likely to have relevant records including the designated Records Custodian or Coordinator

FROM: CEO/General Manager/Cooperative Attorney/Litigation Attorney

DATE:

RE: Your Obligation to Preserve Records & Other Information

The event/circumstance described below has triggered an obligation to preserve records and other information. Your assistance is necessary and required for the preservation of the Cooperative's records and other information to fulfill the Cooperative's legal obligations and/or preserve the Cooperative's rights. Failure to fully comply with this directive could result in harm or penalties against the Cooperative; therefore, employees could be subject to discipline, up to and including termination of employment, for failure to follow the directives in this notice.

<u>Event or Circumstance Triggering the Need to Preserve Records</u> (Description of lawsuit, investigation, occurrence, etc. If litigation, describe specific claims involved.)

Types of Records & Other Information to be Preserved

All paper and electronic records and other information that could be relevant to the above described event or circumstance <u>must be preserved</u> – <u>that is, retained and not</u> <u>deleted</u> – including, without limitation: (*Tailor description as needed to specific trigger event* – *such as, documents (including drafts & revisions), spreadsheets (including drafts and revisions), emails (sent & received), databases, calendars, presentations, image files, maps, voice messages, data generated based on Internet activity (cookies, cache, history files), computer usage logs, etc.)*

When potentially relevant records or other information exist on multiple platforms or media, for example: a file on a desktop computer, on a laptop computer, on a mobile device, on a portable storage medium such as a CD-ROM, and a paper copy, <u>every</u> copy must be preserved.

Any routine or planned destruction of these types of records or data that you are aware of and can control (*e.g.* a user's personal email setting to automatically delete messages older than a certain date) must be suspended for the period of this hold.

Time Period

All of the above described records and other information currently in your possession or under your control must be preserved (from this point forward until you are notified that this hold is lifted, or state specific time period if known).

Verification of Preservation

(Describe the actual steps that a recipient of this notice must take to verify preservation. Different types of records or information may require different preservation methods, e.g. certain electronic files may be subject to automatic purging that requires an override or programming change.)

Contact Person(s)

If you have questions regarding this notice, or are aware of any other persons not listed as recipients of this notice –including retired employees, contractors, consultants or others– who should receive this notice, please direct all such questions and information to ______ (*Provide name and contact details of the person overseeing the matter triggering the legal hold, such as the Cooperative's attorney or litigation counsel*).

Reminders

Reminders will be sent to you periodically during the course of this *(litigation, investigation, audit, matter)* to ensure that you continue to preserve relevant information and to inform you of any change as the matter progresses that would affect your preservation obligations. Such a change could include a change in scope that could add additional categories of records or other information for preservation or may require you to take additional preservation or verification steps.

| Record Category/Description | Retention Period | Storage Media | Location(s) | Designated Responsible Person/Records Custodian/Records Coordinator/Dept |
|--|---------------------|------------------|---|---|
| | | Duran | Top Drawer File Cabinet Patty's old | Assessmentia |
| 401 K/ R & S | 3 Years | Paper | office | Accounting |
| 941'S FED WITH,STATE WITH,SUTA,FUTA,SALES TAX | Tax Payment +4 yrs | PAPER | FILE CABINET IN SCAN ROOM | Accounting |
| A/P INVOICES | 5 Years | ELECTRONIC | RETRIEVER | Accounting |
| BPA LOW DENSITY | 5 Years | ELECTRONIC | Y:LOW DENSITY DISCOUNT REPORT | Accounting |
| Capital Budget, Donation List | | Electronic | Y:Capital Budget/Budget/Capital | Accounting |
| Certification of Liability Insurance | | Electronic | SEDC | Accounting |
| CREBS | 10 Years | PAPER | BOTTOM DRAWER LRG FILE CABINET TINA'S | Accounting |
| Helping Hands Applications | | paper | Member Service Manager Office | Accounting |
| Helping Hands Articles of | | | | |
| Incorporation, Bylaws, Resolutions | | Electronic | G:Drive/Helping Hands & Vault #6 | Accounting |
| Helping Hands Financials | | electronic | Propane J:Drive/Quickbooks | Accounting |
| ICUA | 5 Years | ELECTRONIC | Y:ICUA YRLY DATA | Accounting |
| Journal Entries | 10 yrs/Plant 46 yrs | Paper | Top Shelf Tina's/Top shelf extra cubicle | Accounting |
| MECA | 5 Years | PAPER | BOTTOM DRAWER LRG FILE CABINET TINA'S | Accounting |
| Monthly Close Reports | | Electronic | Y:Closing Reports | Accounting |
| NRECA Pension Loan | | Paper | Top Drawer File Cabinet Patty's old office | Accounting |
| OAR'S | 5 Years | PAPER/ELECTRONIC | PATTY'S OLD OFFICE/SEDC | Accounting |
| Patronage Capital - canceled checks | | paper | in Vault NW corner in files | Accounting |
| Patronage Capital - checks | | paper | in Vault on E Wall and in file cabinet | Accounting |

| Record Category/Description | Retention Period | Storage Media | Location(s) | Designated Responsible Person/Records Custodian/Records Coordinator/Dept |
|---|------------------|------------------|---|---|
| Patronage Capital - Current | | | | |
| applications-Cash out due to age, decedent, bad debt | | paper | Cupboard behind Missi Desk | Accounting |
| Patronage Capital - file binders of General retirement payouts | | paper | in Vault NW corner in files | Accounting |
| Patronage Capital - Final | | | | |
| Applications-cashed out due to age, decedent, bad debt or moved out of area | | paper | in Vault in Binders on E Wall and in file cabinets | Accounting |
| PNGC | 5 Years | ELECTRONIC | BOTTOM DRAWER LRG FILE CABINET TINA'S | Accounting |
| PNGC/BPA IRRIGATION RATE DATA | 5 Years | ELECTRONIC | Y:PNGC IRR RATE DATA | Accounting |
| Public Power Council | 5 Years | Paper | Bottom Drawer LRG File Cabinet Tina's | Accounting |
| REGIS | | Paper | BOTTOM DRAWER LRG FILE CABINET TINA'S | Accounting |
| Smart Grid Information | | Paper | Bottom Drawer LRG File Cabinet Tina's | Accounting |
| Special Equipment Retirement | | Paper | BOTTOM DRAWER LRG FILE CABINET TINA'S | Accounting |
| State Compliance Reports | 5 Years | Paper/Electronic | Bottom Drawer LRG File Cabinet Tina's/Y:Year End Reports | Accounting |
| UNCLAIMED PROPERTY | FILING +10 YRS | PAPER | TOP DRAWER LRG FILE CABINET TINA'S | Accounting |
| USDA EIA-861 | 5 Years | ELECTRONIC | Y:EIA-861 | Accounting |
| W-9'S ELECTRIC | Until superseded | | Bottom Drawer Sm cabinet Tina's | Accounting |

| Record Category/Description | Retention Period | Storage Media | Location(s) | Designated Responsible Person/Records Custodian/Records Coordinator/Dept |
|--|--------------------|--------------------|---|---|
| General Corporate / Loan | | | Archives K:/Contracts/Loan Agreements | |
| Agreements | Superseded + 6 yrs | Paper & Electronic | Vault Lateral #6 B | Admin |
| General Corporate / Annual Reports | | | | |
| to Members | 6 Years | Electronic | Taustin Drive: & G:\ Annual Meeting | Admin |
| General Corporate / Articles of Incorporation | Permanent | Paper & Electronic | Ashton Vault Lateral #6 B & G:\Board Reports\Board Orientation\Board Actions & Legal Documents\Articles of Incorporation | Admin |
| General Corporate / Board Packets | 10 Years | Electronic | G:\Board Reports | Admin |
| General Corporate / By-Laws | Permanent | Paper & Electronic | Ashton Vault Lateral #6 B & G:\Board Reports\Bylaws | Admin |
| General Corporate / GrandTargheeLease Generator | Life of Equipment | Paper & Electronic | Vault Lateral #6 B Binder & Archives K:/Contracts | Admin |
| General Corporate / Member | | | | |
| Surveys | Superseded | Electronic | G:Board Reports | Admin |
| General Corporate / Mgmt Calendars | 1 Year | Paper & Electronic | EA Office & Outlook Calendar | Admin |
| General Corporate / Mgmt General Correspondence and Memos | 1 Year | Paper & Electronic | Originating Dept. | Admin |
| General Corporate / Minutes - Annual M. | Permanent | Paper & Electronic | Ashton Vault Lateral #7 A G:\Annual Meeting\"year"\Business Meeting | Admin |
| General Corporate / Minutes - Board Ad-hoc Committee | 15 Years | Paper & Electronic | Ashton Vault Lateral #7A & Archives K:\a Minutes History | Admin |

| Record Category/Description | Retention Period | Storage Media | Location(s) | Designated Responsible Person/Records Custodian/Records Coordinator/Dept |
|---|--------------------|----------------------|--|---|
| General Corporate / Minutes - Board Books | Permanent | Paper & Electronic | Ashton Vault Lateral #7A G:\Board Reports\"Year" & Archives K:\a Minutes History | Admin |
| General Corporate / Minutes - Helping Hands | Permanent | Paper & Electronic | Ashton Vault Lateral #7A G:\Board Reports\"Year" Archives K:\a Minutes History | Admin |
| General Corporate / Minutes - Standing Board Committee | Permanent | Paper & Electronic | Ashton Vault Lateral #7A G:\Board Reports | Admin |
| General Corporate / Policies | Superseded + 6 yrs | Paper & Electronic | Ashton Vault Lateral #6A & G:\General Policies | Admin |
| General Corporate / Resolutions | Permanent | Paper & Electronic | Ashton Vault Lateral #6A G:\Board Reports\Resolutions | Admin |
| General Corporate / Scholarships | 6 years | Paper & Electronic | Ashton Vault Lateral #6B G:\Scholarships\ | Admin |
| General Corporate / Travel Books - Files | 1 year | Paper & Electronic | EA Office | Admin |
| Pictures | | Paper & Electronic | Ashton Vault Lateral #5 Top G:Pictures - All Drives | Admin |
| Presentations Materials | Superseded | Electronic | Originating Dept. or G:Board Reports | Admin |
| 219 Inventories 1999-2005 | Permanent | Electronic and paper | z:\ and in the vault | Engineering |
| 3S and 4S Meter Tests | Until Superseded | Electronic | g:\ | Engineering |
| 9S Meter Tests | Until Superseded | Electronic | g:/ | Engineering |
| Alpha Correspondence Files (A-Z) | | Paper | In file cabinet Engineering file room | Engineering |
| AS 400 Files | Permanent | Electronic | m:\ | Engineering |
| AS 400 Work Order Sketches | Permanent | Electronic | m:\ | Engineering |
| Billing Aid to Construction | Permanent | Electronic | Z:\ | Engineering |

| Record Category/Description | Retention Period | Storage Media | Location(s) | Designated Responsible Person/Records Custodian/Records Coordinator/Dept |
|------------------------------------|------------------------------------|-----------------------------|---|---|
| BLM/Forest Service/Federal Lands | | | z:\ drive and in the filing cabinet in | |
| Permits | Permanent | Electronic and paper | the Engineering Department | Engineering |
| Budgets | 7 years | Electronic | g:\ | Engineering |
| Chester Files | | Electronic | g:\ | Engineering |
| Chester Hydro Diversion Project | Permanent | Electronic | g:\ | Engineering |
| Closed Work Order Costs | 7 years | Electronic | Z:\ | Engineering |
| Construction Assembly Drawings | Until Superseded | Electronic | e:\Construction Assembly Drawings | Engineering |
| Construction Work Plans | Permanent | Electronic and in the vault | e:\Construction Work Plans | Engineering |
| Disaster Recovery Plan | Until Superseded | Electronic | e:\Disaster Recovery Plan | Engineering |
| Drawings | Permanent | Electronic | x:\\Drawings | Engineering |
| Easements | Permanent | Electronic | m:\ | Engineering |
| Easements | Permanent | Paper | In file cabinet Engineering file room | Engineering |
| Easements Transmission Lines | Permanent | Electronic and paper | z:\ drive, w:\ drive, and in the filing cabinet in the Engineering Department | Engineering |
| Engineering Goals | 7 years | Electronic and in the vault | e:\Engineering Goals | Engineering |
| | Permanent or until equipment is no | | | |
| Equipment Files | longer in plant | Paper | In file cabinet Engineering file room | Engineering |
| Facilities | | Electronic | e:\Facilities | Engineering |
| FERC | | Paper | In file cabinet Engineering file room | Engineering |
| Fiber Project | Permanent | Electronic | e:\Fiber Project | Engineering |
| Forest Service and BLM Special Use | | | In file cabinet Engineering file room (3 | |
| Permits | Permanent | Paper | ring binders) | Engineering |
| Futura Documentation | Until Superseded | Electronic | Z:\ | Engineering |

| Record Category/Description | Retention Period | Storage Media | Location(s) | Designated Responsible Person/Records Custodian/Records Coordinator/Dept |
|--|---|--------------------|--|---|
| Hydro | | Paper | In file cabinet Engineering file room | Engineering |
| Hydro and Generation Files | | Paper | In file cabinet Engineering file room | Engineering |
| Hydro Reports | | Electronic | e:\Hydro | Engineering |
| Hyperlink Pictures/Easements | Permanent | Electronic | w:\ | Engineering |
| Idaho State and US Government | | | | |
| Correspondence Files | Permanent | Paper | In file cabinet Engineering file room | Engineering |
| Idaho State Department of Lands | Permant | Paper | In file cabinet Engineering file room | Engineering |
| Long Range Plans | Permanent | Paper & Electronic | In the vault-G:Board Reports | Engineering |
| Maintenance PlansSystem and Vehicle | Until Superseded | Electronic | e:\Maintenance Plans - System&Vehicle | Engineering |
| Maps | Keep shape file layers until new layers are published | Electronic | m:\mapping | Engineering |
| Master Map List | Until Superseded | Electronic | Z:\ | Engineering |
| Meter software and drivers | Until new software and drivers are purchased | Electronic | g:\ | Engineering |
| Meter Tests | Life of Meter | Electronic | g:\ | Engineering |
| Osmose Pole Testing | | Paper | In file cabinet Engineering file room | Engineering |
| Outage Reports | 10 years | Paper | In file cabinet Engineering file room | Engineering |
| Partner Jobs in PDF | Permanent | Electronic | e:\Partner Jobs in PDF | Engineering |
| PNGC Billing | End of year + 6 years | Electronic | e:\PNGC Billing | Engineering |
| Pole Attachment Agreements and Billings | Until Superseded | Paper | In file cabinet Engineering file room | Engineering |
| Pole Attachments | Permanent | Electronic | e:\Pole Attachments | Engineering |

| Record Category/Description | Retention Period | Storage Media | Location(s) | Designated Responsible Person/Records Custodian/Records Coordinator/Dept |
|---|-------------------------------|----------------------|---|---|
| | Until new year is | | | |
| Pole Inspections 2005-2016 | addedthen destroy old copy | Electronic | m:\ | Engineering |
| Power Engineers Work Order | | | | |
| Reports | 7 years | Electronic | e:\Power Engineers Work Order Reports | Engineering |
| | T years | | e:\Power Requirement Studies and in | |
| Power Requirement Studies | Permanent | Electronic and paper | the vault | Engineering |
| Project Files | Permanent | Paper | In file cabinet Engineering file room | Engineering |
| Refund Overpaid Aid | Permanent | Electronic | z:\ | Engineering |
| Reports/Plans/Studies | Permanent | Paper and electronic | e:\Work Plans and in the vault | Engineering |
| Sawtelle GPS | Permanent | Electronic | m:\ | Engineering |
| SCADA | | Paper | In file cabinet Engineering file room | Engineering |
| Sectionalizing Studies | Permanent | Electronic and paper | e:\Sectionalizing Studies and in the vault | Engineering |
| SPCC | Until Superseded | Electronic | e:\SPCC | Engineering |
| StudiesIrrigation, Power Requirement, Sectionalizing, Construction Work Plans | | Deper | In file cabinet Engineering file room | Engineering |
| | Permanent | Paper | In file cabinet Engineering file room | 0 |
| Subdivision Plats (Originals) Subdivisions from CAD | Permanent | Paper Electronic | | Engineering |
| Submetering Program | Permanent | Electronic | m:\ e:\Submetering Program | Engineering Engineering |
| Substation Contracts | Permanent | Electronic | e:\Substation Contracts | Engineering |
| | | Electronic | | 0 0 |
| Substation Inspections Substation Metering | Permanent Permanent | Electronic | e:\Substation Inspections e:\Substation Metering | Engineering |
| Substation Metering | | | In file cabinet Engineering file room | Engineering |
| Substation | | Paper | In file cabinet Engineering file room | Engineering |
| Tax District Miles of Line | 7.0000 | Paper | • • | Engineering |
| | 7 years | Electronic | Z:\ | Engineering |

| Record Category/Description | Retention Period | Storage Media | Location(s) | Designated Responsible Person/Records Custodian/Records Coordinator/Dept |
|----------------------------------|--|----------------------|--|---|
| Transformer History Records | Permanent | Electronic | Asset Tracker Program | Engineering |
| Transmission Contract Documents | Permanent | Electronic | e:\Transmission Contract Documents e:\Transmission Maintenance Plan | Engineering |
| Transmission Maintenance Plan | Until Superseded | Electronic | | Engineering |
| TransmissionLines_BPA_Fall River | Until Superseded | Electronic | w:\ | Engineering |
| USGS Quad Maps | Permanent | Paper | In file cabinet Engineering file room | Engineering |
| Work Order Inventories | Permanent | Paper | In the vault | Engineering |
| Work Order Original Estimates | Permanent | Electronic | e:\Work Order Estimates | Engineering |
| Work Orders | Permanent | Paper and electronic | SEDC and in the vault | Engineering |
| Current Employee Medical file | HIPPA reg 6 years | Paper and electronic | Z:Drive, HR V:drive, BambooHR, Vault FileCab#10 | HR |
| Current Employee Retirement | | | | |
| programs file | Permanent | Paper | Vault FileCab#10-11 | HR |
| Current Personnel files | term + 5 yrs should be compensation rec 4 yrs. | Paper | Vault FileCab#10-11 | HR |
| Federated Insurance Claims filed | Liability claims settlement date +6 years | Paper | Vault FileCab#10-11 and Z:Drive | HR |
| | 3 Years or 1 Year | гары | | |
| I-9's | after Term | Paper | Vault FileCab#10 | HR |
| Job Applicant File | 2 years after decision is made | Paper | | HR |
| Law Suit Information | Permanent | Paper | Tall Credenza HR Office | HR |
| Old Retirement Plan Docs | Permanent | Paper | Vault FileCab#10 | HR |
| OSHA Logs | Term + 30 Years | Paper | Vault FileCab#11 | HR |

| Record Category/Description | Retention Period | Storage Media | Location(s) | Designated Responsible Person/Records Custodian/Records Coordinator/Dept |
|--|--|--------------------|---|---|
| | SHRM recc. term + 4 | | | |
| Terminated Personnel files | yrs | Paper | Vault FileCab#10 | HR |
| Union History | Expiration + 6 Years | Paper | Vault FileCab#11 | HR |
| Batch Payment Enve | | Paper | Vault-#23 Open Shelves | Member Services |
| Daily Balancing and Month End | | Paper | Vault | Member Services |
| Irrigation Studies | Permanent | Paper & Electronic | Vault #12 & G:\Conservation | Member Services |
| Marathon Water Heaters-sales | Life Time Warrantee | paper | Vault-#8 | Member Services |
| NSF | | paper | Receptionist Drawer | Member Services |
| Accident Reports | Permanent | Electronic | OPS Drive | Operations |
| Billing for Damages Caused by the | | | | |
| Public | Permanent | Electronic | OPS Drive | Operations |
| Damage Assessment Records | | Electronic | Futura Damage Assessment Access GIS | Operations |
| DOT CDL Qualification Records | After Terminated + 3 years | Electronic | Driver Management Program https://www.drivermanagement.com | Operations |
| Equipment Rental Agreements | | Paper | Ops. Manager cabinet | Operations |
| Forest Service Vegetative Plan Agreement | Life of contract/agreement + 6 years | Electronic | Opr:\Tree Trimming\Forest Service | Operations |
| OSHA (Forms 300, 300A, 301) | current + 5 Years | Paper & Electronic | W:\Safety Master File\OSHA | Operations |
| Outage Reports | 6 years | Electronic | Report IQ | Operations |
| PCB ANNUAL RECORDS | 3 years + current | Electronic | PCB C:\Program Files\PCBMAN~1 | Operations |
| PCB Test Records | 3 years + current | Paper & Electronic | Ops drive and Cabinet in the Managers office | Operations |
| Rubber Goods Inspections- Gloves/Blankets | Current | Paper | Binder in Opr Managers Cabinet | Operations |

| Record Category/Description | Retention Period | Storage Media | Location(s) | Designated Responsible Person/Records Custodian/Records Coordinator/Dept |
|--------------------------------------|--|----------------------|--|---|
| Safety Compliance | | | W:\Safety Master File\safety | |
| Minutes/Procedure | Permanent | Electronic | compliance committee | Operations |
| Safety Incentive Minutes/Procedure | Permanent | Electronic | W:\Safety Master File\SAFETY INCENTIVE COM | Operations |
| Safety Manual- MECA | Current | BOOKLET | | Operations |
| Safety Meeting Minutes and | | | W:\Safety Master File\MINUTES- | |
| Schedules | Permeant | Electronic | AGENDAS | Operations |
| Safety Report to Mgmt | Permanent | Electronic | W:\Safety Master File\Board Reports | Operations |
| Tail Boards | 6 mo. after work completion | Paper | https://www.osha.gov/SLTC/etools/ele ctric_power/personal_protective_equi pment.html | Operations |
| The mark is Device to | until maintenance work is complete then | _ | | Orantiana |
| Thermographic Reports | 6 years | Paper | Ops. Manager Cabinet | Operations |
| Tool Inspection Reports - Hot sticks | Current | Paper | Binder in OPS Manager Office | Operations |
| Tree Trimming Records | | Electronic | | Operations |
| Vehicle- Annual Truck Inspections | Until Superseded | Paper & Electronic | W:\TRUCK INSPECTIONS & Operations Manager Office | Operations |
| Vehicle Heavy Use Tax | Current + 4 Years | Paper | Suzelle's File Cabinet | Operations |
| Vehicle IFTA Reporting | Current + 4 Years | Paper & Electronic | Ops Drive and Cabinet in the vault | Operations |
| Management | 2 years after disposed then destroy. | | SEDC | Operations |
| Vehicle Mileage Reports | Current + 3 years | Paper | Cabinet in the vault | Operations |
| Vehicle Registrations | Current + 3 Years | Paper and Electronic | Ops Drive & Suzelle's File Cabinet | Operations |
| | | | | |

Appendix V

Fall River Rural Electric Coop., Inc

CERTIFICATE OF RECORDS COMPLIANCE AND DESTRUCTION

This form documents the destruction of cooperative records in accordance with Policy #305

Person Completing Form:

Department:

| Records to Be Destroyed | | | | |
|-------------------------|-----------------------|--------------------------|-------------|--------------------------|
| a) Record Series | b) Record Description | c) Date Range (mo/yr) | d) Location | e) Destruction Method |
| | | | | |
| | | | | |
| | | | | |
| | | | | |
| | | | | |

Destruction Approvals: We certify that the records listed above have been retained for the scheduled retention period, required audits have been completed, and no pending or ongoing litigation or investigation involving these record is known to exist.

| Department Records | Custodian (print) | Signature | | Date |
|------------------------------------|----------------------------|---------------------|---------------|------|
| Records Compliance | Manager (print) | Signature | | Date |
| Records Destroyed E | By (print) | Signature | | Date |
| | | | | |
| General Policies 305 04/27/2020 | RETENTION, MAINTENANCE AND | DISPOSAL OF RECORDS | Page 13 of 14 | |

Appendix VI

Fall River Rural Electric Cooperative, Inc.

Certification of Untimely Destruction or Loss of Records

_____ certifies that the below identified records were lost/destroyed prior to the expiration of the applicable retention period.

| Signature | Date | | |
|-----------|-------|--|--|
| Name | Title | | |

Records Lost or Destroyed Prior to the Expiration of the Retention Period:

| Record Description | Applicable Retention Period | Loss or Destruction (Describe event or circumstances) | Date & Time Loss or Destruction Occurred (If not known, it seems to make sense to note when the loss or destruction was discovered.) |
|--------------------|-----------------------------------|---|--|
| | | | |
| | | | |
| | | | |