

ALBERT Todd * PRA

From: Alan Kessler <ak@alankessler.law>
Sent: Thursday, October 20, 2022 12:06 PM
To: ALBERT Todd * PRA; Steve Suo
Subject: Re: Language

Todd,

Steve had some good feedback on the language I sent you last night. Here's my revised draft for your consideration:

A requester who has been notified of a fee the public body considers to be permitted under ORS 192.324(4) may request an explanation from the public body as to the basis of the fee, in which case the public body shall provide an explanation of its estimated costs for completing its response to the request. An explanation prepared under this section shall include sufficient detail to permit a reasonable person to understand the amount and purpose of each portion of the estimated fee.

Notwithstanding ORS 192.329(3)(a), the obligation of the public body to complete its response to the request is not suspended until the public body provides any explanation required by this section.

Thanks!
Alan

On Thu, Oct 20, 2022 at 11:49 AM stevesuo <[REDACTED]> wrote:
Thanks for going ahead and sending to todd.

I like it. Two small things: I think "believes" or "considers" is better than "purports," which connotes a level of skepticism that probably will turn off people who might otherwise support what you're trying to do. I don't think the word change would alter the substance.

Second: I think I'm second paragraph you wanted "public body" — it just says "public" as written.

Sent from my iPhone