

ALBERT Todd * PRA

From: jo.a.barker [REDACTED]
Sent: Thursday, June 23, 2022 8:49 PM
To: LUO Yufeng * PRA; ALBERT Todd * PRA
Subject: Comment: Re: 06-24-2022 Leg subcommittee 1-3
Attachments: Records Request Charges.pdf

Good Day Yufeng and Todd,

I hope all is well with you and yours.

As indicated in the message sent via smartphone, Yufeng, find written comments

Please do not judge the Comments for consideration regarding proposed changes to fee charges on records requests too harshly, I have an assertive writing style

III FEES

(A) Establishing Cost

I do agree with anything under 25 pages should be no charge and anything under 25 pages must be deliverable in 24 hours - with exception records in archive

Anything over 25 pages should be calculated as follows:

1. Cost should be calculated upon hourly wage broken down into 15 minute increments; anything smaller is extraneous. Identifying to "include benefits" will create run away costs being charged and not be transparent

See attached redacted Records Requests and those calculations found on Page 2.

This was an 8 page request and cost the elected official \$ 10.75 - that is a 1.34 per page.

2. If an attorney reviews the request, an actual cost break down must and should be attached documenting the attorney's times

3. ALL Records Request Forms should clearly document charges and not be fabricated out of thin air

(B) Requester Tiers

Elected or Appointed public officials should not be charged a fee for records requested - this should be clearly spelled out - forcing a public official to pay for records could be used as a means of obstruction to the performance in office by prohibiting the public official's due diligence and under certain instances could be done with malice.

(C) Additional Requirements - Exceptions

Certain records requests require an immediate turn around because of the shorten time frame, for example: A Recall Petition.

The Statement of Justification must be filed within 5 days.

A records requests if given the extended time frame of 7, 10 15 days has automatically deemed denied and prohibited the recalled elected from filing a Statement of Justification.

IV. FEE WAIVER and REDUCTIONS

Elected and Appointed public officials should not be required to make a Form Structured Request within their own government entity

Low / Fixed income fees per page not to exceed 10 cents over 50 pages - no hourly

wage calculation.

Dot 2 (3) dedicated FTE - this could be a slippery slope. Large cities have dedicated "Public Request" personnel. Small cities boot strap multiple job classifications on one person. . . office manager/city recorder/administrative assistant or city administrator/manager of the office/oversight control. It should be clear a job function is not the same as a "fully principally dedicated" FTE.

Dot 2 First Arrow: Scope may need to be broken down into two formats: electronic and paper - not all records are generated in house and could be received from 3rd parties as a completed document. For Example: A county natural disaster plan which includes small cities - these small cities would receive a completed bound document - this could take time to copy depending on the binding

Thank you for allowing written comment and the consideration thereof. If there is a need for clarification or further discussion, please feel free to contact me via email or [REDACTED]. If I could impose, if conversations are needed, please provide your phone number so I can tell the Smartphone you are OK otherwise Android will makes its Own determination. Looking forward to tomorrows' discussions.

Respectfully,

/s/ Jo

Jo A. Barker

On 6/23/2022 12:00 PM, LUO Yufeng * PRA wrote:

Hello,

Microsoft Teams is currently the only video-conferencing platform that the subcommittee meetings are held through. There is not a separate ZOOM link for the upcoming or future meetings. The link included on the agenda will enable members of the public to conference in without needing to download TEAMS to their computer or sign up to use it. There is also a call-in number that should have an "unmute" feature so you can speak.

Additionally, members of the public are invited to submit written testimony ahead of time and can listen to the recording of the meetings afterwards if they are unable to join in live.

I hope this helps, let me know if you have any other questions or concerns!

Best,
Yufeng

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