



# HOUSE BILL No. 4827

May 16, 1995, Introduced by Rep. Voorhees and referred to the Committee on Local Government.

A bill to amend section 3 of Act No. 455 of the Public Acts of 1982, entitled  
"The library privacy act,"  
being section 397.603 of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. Section 3 of Act No. 455 of the Public Acts of  
2 1982, being section 397.603 of the Michigan Compiled Laws, is  
3 amended to read as follows:

4 Sec. 3. (1) ~~—A—~~ EXCEPT AS PROVIDED IN SUBSECTION (2), A  
5 library record ~~—shall—~~ IS not ~~—be—~~ subject to the disclosure  
6 requirements of THE FREEDOM OF INFORMATION ACT, Act No. 442 of  
7 the Public Acts of 1976, ~~—as amended,—~~ being sections 15.231 to  
8 15.246 of the Michigan Compiled Laws.

9 (2) Unless ordered by a court after giving the affected  
10 library notice of the request and an opportunity to be heard

1 ~~thereon~~ ON THE REQUEST, a library or an employee or agent of a  
2 library shall not release or disclose a library record or portion  
3 of a library record to ~~any~~ A person without the written consent  
4 of the person LIABLE FOR PAYMENT FOR OR RETURN OF THE MATERIALS  
5 identified in that LIBRARY record.

6 (3) The procedure and form of giving written consent  
7 DESCRIBED IN SUBSECTION (2) may be determined by the library.

8 (4) ~~(3) At a hearing conducted pursuant to subsection (2),~~  
9 ~~a~~ A library may appear and be represented by counsel AT A HEAR-  
10 ING DESCRIBED IN SUBSECTION (2).