

HOUSE BILL NO. 5922

March 16, 2022, Introduced by Reps. O'Malley, Steven Johnson and Borton and referred to the Committee on Oversight.

A bill to amend 1976 PA 442, entitled
"Freedom of information act,"
by amending section 6 (MCL 15.236), as amended by 1996 PA 553.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 6. (1) A public body that is a city, village, township,
2 county, or state department, or under the control of a city,
3 village, township, county, or state department, shall designate an
4 individual as the public body's FOIA coordinator. The FOIA
5 coordinator shall ~~be responsible for accepting and processing~~

1 **accept and process** requests for the public body's public records
2 under this act and shall ~~be responsible for approving a~~ **approve any**
3 denial under section ~~5(4) and (5).~~ **5(5) and (6)**. In a county not
4 having an executive form of government, the chairperson of the
5 county board of commissioners is designated the FOIA coordinator
6 for that county.

7 (2) For all other public bodies, the chief administrative
8 officer of the respective public body is designated the public
9 body's FOIA coordinator.

10 (3) ~~An~~ **A** FOIA coordinator may designate another individual to
11 act on his or her behalf in accepting and processing requests for
12 the public body's public records, and in approving a denial under
13 section ~~5(4) and (5).~~ **5(5) and (6)**.

14 (4) **A public body shall conspicuously post in a public area of**
15 **its premises at least 1 visually prominent sign on which is printed**
16 **all of the following information:**

17 (a) **Contact information for the public body's FOIA**
18 **coordinator, including his or her name and business telephone**
19 **number, email address, and mailing address.**

20 (b) **The same contact information described in subdivision (a)**
21 **for an individual designated to act on behalf of the public body's**
22 **FOIA coordinator under subsection (3), if a designation has been**
23 **made.**

24 (5) **If a public body directly or indirectly maintains an**
25 **official internet presence, it shall, in addition to posting the**
26 **sign described in subsection (4), post and maintain all of the**
27 **information described in subsection (4) on a portion of its website**
28 **that is fully accessible to the public.**