



# Data Practices Policy

## Guide for Members of the Public Requesting Information

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This document is required by Minnesota Statutes, section 13.03, subdivision 2(b).

**Approved September 13, 2011**  
**Revised January 11, 2018**  
**Revised July 5, 2019**

## **Right to Access Public Data**

The Data Practices Act (Minnesota Statutes, Chapter 13) presumes that all government data are public unless a state or federal law says the data are not public. Government data is a term that means all recorded information a government entity has, including paper, email, DVDs, photographs, etc.

The Data Practices Act also provides that Morrison County must keep all government data in a way that makes it easy for you, as a member of the public, to access public data. You have the right to look at (inspect), free of charge, all public data that we keep. You also have the right to get copies of public data. The Data Practices Act allows us to charge for copies. You have the right to look at data, free of charge, before deciding to request copies.

## **How to Make a Data Request**

To look at data or request copies of data that Morrison County keeps, make a written request. Make your written request for data to the appropriate individual listed in the Data Practices Contacts document on page 3. You may make your written request for data by mail, email or fax by completing Section A of the Information Disclosure Request form on page 5. Requests for a small amount of public data may not require a written request, at the sole discretion of the Responsible Authority or Designee for the department which maintains the data.

If you choose not to use the data request form, your written request should include:

- that you, as a member of the public, are making a request for data under the Government Data Practices Act, Minnesota Statutes, Chapter 13;
- whether you would like to look at the data, get copies of the data, or both; and
- a clear description of the data you would like to inspect or have copied.

Morrison County cannot require you, as a member of the public, to identify yourself or explain the reason for your data request. However, depending on how you want us to process your request (if, for example, you want us to mail you copies of data), we may need some information about you. If you choose not to give us any identifying information, we will provide you with contact information so you may check on the status of your request. In addition, please keep in mind that if we do not understand your request and have no way to contact you, we will not be able to begin processing your request.

## **How We Respond to a Data Request**

Upon receiving your written request, we will work to process it.

- If we do not have the data, we will notify you in writing as soon as reasonably possible.
- If we have the data, but the data are not public, we will notify you in writing as soon as reasonably possible and state which specific law says the data are not public.
- If we have the data, and the data are public, we will respond to your request appropriately and promptly, within a reasonable amount of time by doing one of the following:
  - arrange a date, time, and place to inspect data, for free, if your request is to look at the data, or
  - provide you with copies of the data as soon as reasonably possible. You may choose to pick up your copies, or we will mail or fax them to you. If you want us to send you the copies, you will need to provide us with an address or fax number. We will provide electronic copies (such as email or CD/DVD) upon request if we keep the data in electronic format. Information about copy charges is on page 5. We also will arrange for you to pre-pay for the copies. Pre-payment of copies is required unless other arrangements are approved by the Department Head or Data Practices Compliance Official for the responding department.

If you do not understand some of the data (technical terminology, abbreviations, or acronyms), please let us know. We will give you an explanation if you ask.

The Government Data Practices Act does not require us to create or collect new data in response to a data request if we do not already have the data, or to provide data in a specific form or arrangement if we do not keep the data in that form or arrangement. (For example, if the data you request are on paper only, we are not required to create electronic documents to respond to your request.) If we agree to create data in response to your request, we will work with you on the details of your request, including cost and response time.

In addition, the Government Data Practices Act does not require us to answer questions that are not requests for data.

**Requests for Summary Data**

Summary data are statistical records or reports that are prepared by removing all identifiers from private or confidential data on individuals. The preparation of summary data is not a means to gain access to private or confidential data. Morrison County will prepare summary data if you make your request in writing and pre-pay for the cost of creating the data. Upon receiving your written request – you may use the Information Disclosure Request form on page 5 – we will respond within ten business days with the data or details of when the data will be ready and how much we will charge.

<b>Data Practices Contacts Morrison County</b>			
<b>Office</b>	<b>Responsible Authority</b>	<b>Data Practices Compliance Official</b>	<b>Designees</b>
County Auditor/Treasurer	Chelsey Robinson, Auditor/Treasurer 213 SE 1 <sup>st</sup> Ave, Little Falls, MN 56345 320-632-0153; Fax 320-632-0139 chelseyr@co.morrison.mn.us	Chelsey Robinson, Auditor/Treasurer 213 SE 1 <sup>st</sup> Ave, Little Falls, MN 56345 320-632-0153; Fax 320-632-0139 chelseyr@co.morrison.mn.us	Steve Messerschmidt Stevem@co.morrison.mn.us
County Attorney	Brian Middendorf, Attorney 213 SE 1 <sup>st</sup> Ave, Little Falls, MN 56345 320-632-0190; Fax 320-632-0193 brianm@co.morrison.mn.us	Brian Middendorf, Attorney 213 SE 1 <sup>st</sup> Ave, Little Falls, MN 56345 320-632-0190; Fax 320-632-0193 brianm@co.morrison.mn.us	
County Recorder	Jenny Sanders: 213 SE 1 <sup>st</sup> Ave, Little Falls, MN 56345 320-632-0144; Fax 320-632-0141 Jennys@co.morrison.mn.us	Jenny Sanders: 213 SE 1 <sup>st</sup> Ave, Little Falls, MN 56345 320-632-0146; Fax 320-632-0141 Jennys@co.morrison.mn.us	Jenny Sanders: <a href="mailto:Jennys@co.morrison.mn.us">Jennys@co.morrison.mn.us</a>
Sheriff	Shawn Larsen, Sheriff 213 SE 1 <sup>st</sup> Ave, Little Falls, MN 56345 320-632-0189; Fax 320-632-0179 michelw@co.morrison.mn.us	Mary Swenson, Sheriff's Office 213 SE 1 <sup>st</sup> Ave, Little Falls, MN 56345 320-632-0183; Fax 320-632-0179 Marys@co.morrison.mn.us	
Social Services	Brad Vold, Director 213 SE 1 <sup>st</sup> Ave, Little Falls, MN 56345 320-632-2951; Fax 320-632-0225 bradv@co.morrison.mn.us	Theresa Stout, Social Services 213 SE 1 <sup>st</sup> Ave, Little Falls, MN 56345 320-632-0224; Fax 320-632-0225 TheresaS@co.morrison.mn.us	
Public Health	Brad Vold, Director 213 SE 1 <sup>st</sup> Ave, Little Falls, MN 56345 320-632-0357; Fax 320-632-0225 bradv@co.morrison.mn.us	Fran Dosh, Public Health 213 SE 1 <sup>st</sup> Ave, Little Falls, MN 56345 320-632-0362; Fax 320-632-0392 frand@co.morrison.mn.us	
All Other County Offices	Deb Gruber, Administrator 213 SE 1 <sup>st</sup> Ave, Little Falls, MN 56345 320-632-0295; Fax 320-632-0294 debgr@co.morrison.mn.us	Beth Hamlin, Administration 213 SE 1 <sup>st</sup> Ave, Little Falls, MN 56345 320-632-0292; Fax 320-632-0294 bethh@co.morrison.mn.us	

## **Copy Costs – Members of the Public Morrison County**

Morrison County charges members of the public for copies of government data. These charges are authorized under Minnesota Statutes, section 13.03, subdivision 3(c). However, when a request under this subdivision involves any person's receipt of copies of public government data that has commercial value and is a substantial and discrete portion of or an entire formula, pattern, compilation, program, device, method, technique, process, database, or system developed with a significant expenditure of public funds by the government entity, the responsible authority may charge a reasonable fee for the information in addition to the costs of making, certifying, and compiling the copies. Any fee charged must be clearly demonstrated by the government entity to relate to the actual development costs of the information. The responsible authority, upon the request of any person, shall provide sufficient documentation to explain and justify the fee being charged. Minnesota Statutes, section 13.03, subdivision 3(d).

You must pay for the copies before we will give them to you. Pre-payment of copies is required unless other arrangements are approved by the Department Head or Data Practices Compliance Official for the responding department.

### **For 100 or Fewer Paper Copies – 25 Cents per Page**

100 or fewer pages of black and white, letter or legal size paper copies cost 25¢ for a one-sided copy, or 50¢ for a two-sided copy.

### **Most Other Types of Copies – Actual Cost**

The charge for most other types of copies, when a charge is not set by statute or rule, is the actual cost of searching for and retrieving the data, and making the copies or electronically transmitting the data (e.g. sending the data by email).

In determining the actual cost of making copies, we factor in employee time, the cost of the materials onto which we are copying the data (paper, CD, DVD, etc.), and mailing costs (if any). If your request is for copies of data that we cannot reproduce ourselves, such as photographs, we will charge you the actual cost we must pay an outside vendor for the copies.

The cost of employee time to search for data, retrieve data, make copies and prepare copies for delivery is \$25 per hour after the first ½ hour per day.

**Refer to the Morrison County Fee Schedule for a detailed listing of all copy fees. If not otherwise specified in the Morrison County Fee Schedule please contact the department with whom you made the request.**

**Morrison County will accept cash, money order, checks or collected funds. An ATM is on site located by the Sheriff's Office. It is at the discretion of the Department Head on what types of funds they will accept.**



## Morrison County Data Request Form – Members of the Public

Date of request: \_\_\_\_\_

Department: \_\_\_\_\_

I am requesting access to data in the following way:

Inspection

Copies

Both inspection & copies

Note: inspection is free but copies, as indicated under page 4, Copy Costs – Members of the Public, will be charged accordingly.

I am requesting the following data:

(Describe the data you are requesting as specifically as possible. If you need more space, please use the back of this form.)

Contact Information:

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Phone: \_\_\_\_\_ Email: \_\_\_\_\_

You do not have to provide any of the above contact information. However, if you want us to mail/email you copies of data, we will need some type of contact information. In addition, if we do not understand your request and need to get clarification from you, without contact information we will not be able to begin processing your request until you contact us.

We will respond to your request as soon as reasonably possible.