

H.B. 477
GOVERNMENT RECORDS AMENDMENTS

HOUSE FLOOR AMENDMENTS

AMENDMENT 1

MARCH 3, 2011 11:26 AM

Representative **Patrice M. Arent** proposes the following amendments:

1. *Page 22, Lines 647 through 656:*

- 647 (b) ~~[An hourly charge]~~ In calculating the actual cost of labor charged under Subsection
648 (2)(a) ~~[may not exceed the salary of the lowest paid employee who, in the discretion of the~~
649 ~~custodian of records, has the necessary skill and training to perform the request.], a~~
650 governmental entity:
- 651 (i) shall, for a service performed by an employee of the governmental entity, charge the
652 actual hourly pay rate of each employee performing a service in response to the request **, or the actual hourly**
pay rate of the lowest paid employee who, in the discretion of the custodian of records, has the job
classification and training necessary to perform the service, whichever is lower ;
- 653 (ii) shall, for a service performed by a person who is not an employee of the
654 governmental entity, charge the actual rate charged to the governmental entity for each service
655 performed in response to the request **, provided that the service provider certifies that the rates charged**
are not higher than the actual hourly pay rate of the lowest paid person having the job classification and
training necessary to perform the service ; and
- 656 (iii) may not include the first quarter hour of time required to perform the service.