

August 22, 2024

RESOLUTION 24-2

A RESOLUTION RELATING TO CHARGING FEES FOR PUBLIC RECORDS

WHEREAS, in 2017, the Washington State Legislature amended RCW 42.56 adding new requirements for agencies using the statutory default copy fee schedule and for agencies determining the actual cost for providing copies of public records; and,

WHEREAS, the Washington State Legislature amended RCW 42.56.120 at Chap. 304, 2017 Laws, Sec. 3 to require that effective July 23, 2017, an agency need not calculate the actual costs it charges for providing public records if the agency has rules or regulations declaring the reasons for doing so would be unduly burdensome; and,

WHEREAS, to the extent an agency has not determined the actual cost of copying public records, an agency may use the statutory default copy fee schedule set forth in RCW 42.56.120; and,

WHEREAS, the District lacks the necessary funds and staff resources to conduct a comprehensive study to determine its actual copying costs, and to conduct such a study would interfere with the District's other essential agency functions; and,

WHEREAS, through the 2017 Legislative process the public and requestors of public records were informed of and commented on authorized fees and costs, including for electronic records, provided in RCW 42.56.120; and,

WHEREAS, the District finds that it is in the public interest to adopt the statutory default copy fee schedule in order to preserve and update fees in accordance with the legislatively adopted schedule,

NOW, THEREFORE, IT IS HEREBY RESOLVED that based on the findings set forth above and pursuant to RCW 42.56.120, the Board of Trustees of the Pend Oreille County Library District do hereby order and direct:


- 1) No fee shall be charged for the inspection of public records.
- 2) The Pend Oreille County Library District is not required to conduct a comprehensive study to determine its actual copying costs for public records due to the above findings that the requirement is unduly burdensome.
- 3) The Pend Oreille County Library District shall charge fees for copies of records pursuant to the default statutory fees in RCW 42.56.120.

ADOPTED at a regular meeting of the Pend Oreille County Library Board of Trustees this 22nd day of August 2024.

Approved:



Brad Bardwell, Chair




Jeff Pittman



Carol Schaffer

ABSENT

Beverly Sarles



Dan Peterson



Mandy Walters, Director