

PART 10. OTHER MATTERS

SUBPART 10-1 FREEDOM OF INFORMATION

Sec. 10-101. Implementation of the Freedom of Information Act to the Extent Applicable to the University. In accordance with the Michigan Freedom of Information Act, as amended (“FOIA”), the Board takes appropriate action to implement the provisions of the FOIA to the extent that the FOIA is applicable to this University.

Statutory Reference:

Freedom of Information Act, MCL 15.231 (1976 PA 442, as amended)

Sec. 10-102. Certain Provisions of the FOIA. The FOIA provides that a public body may make reasonable rules necessary to protect its public records and to prevent excessive and unreasonable interference with the discharge of its functions, and that a public body establish and publish procedures for calculation of the cost for providing copies of public records under the FOIA.

Sec. 10-103. Responsibilities of the President, or his/her Designee, with Respect to the FOIA. The President, or his/her designee, shall have the following responsibilities with respect to the FOIA:

(1) The President is hereby vested with authority to make reasonable rules necessary to protect the public records of the University and to prevent excessive and unreasonable interference with the discharge of the functions of the University in the administration of the FOIA.

(2) The President is vested with authority to establish and publish procedures for calculation of the costs of providing copies of public records under the FOIA, and to do all other things that may be necessary or appropriate to implement the FOIA to the extent that the FOIA is applicable to the University.

(3) The President, or his/her designee, is given responsibility for denials under the Act.

(4) The President, or his/her designee, is given responsibility for receiving and acting upon appeals from a final determination to deny all or a portion of a request under the FOIA. The President is vested with authority to establish and publish procedures, as needed, governing the receipt and acting upon of such appeals. In a case where the final determination to deny all or a portion of a request under the FOIA was made by a designee of the President, an appeal from that determination shall be acted upon either by the President or by a designee other than the designee who made the determination which is the subject of the appeal.

Cross Reference:

Business Policy, *Freedom of Information Act (FOIA) Policy and Procedures*

Prior Board Action:

May 9, 1997.

Entire Subpart 10-1 included in October 19, 2001 Codification, Phase I.

Entire Subpart 10-1 included in October 22, 2004 Codification, Phase II.