

CHAPTER 10
FORMERLY
HOUSE BILL NO. 5

AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO THE
FREEDOM OF INFORMATION ACT.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

Section 1. Amend §10003, Title 29 of the Delaware Code by renaming subsection (b) as subsection (d) and inserting new subsections (b) and (c) to read as follows:

“(b) A custodian of a record for the appropriate public body who receives a request for a public record shall grant access to a public record or deny access to a record as soon as possible, but not later than fifteen business days after receiving the request for a public record.

(c) Additional time shall be allowed beyond the fifteen business days provided for in subsection (b) when a request is for voluminous records, requires legal advice or a record is in storage or archived. In any of these cases, the requestor shall be advised by the custodian of a record, within fifteen business days after the custodian of a record receives the request, stating the need for additional time. Such additional time provided for in this subsection shall be reasonable.”.

Approved April 15, 2011