



SPONSOR: Sen. Gay

DELAWARE STATE SENATE
151st GENERAL ASSEMBLY

SENATE AMENDMENT NO. 1
TO
SENATE BILL NO. 155

1 AMEND Senate Bill No. 155 by deleting lines 18 through 20 in their entirety and inserting in lieu thereof the
2 following:

3 “(2) a. If the public body denies a request in whole or in part, the public body’s response shall indicate the
4 reasons for the denial. If the denial is for 1 or more of the grounds under paragraph (h)(1)b.2. of this section, the public
5 body must include a summary of the facts that are the basis for the denial.

6 b. The public body shall not be is not required to provide an index, or any other compilation, as to for
7 each record record, or part of a record record, that is denied.”

SYNOPSIS

This amendment requires that if a public body is denying a FOIA request on grounds established under this Act, the public body must include a summary of the facts that are the basis for the denial in the agency’s response. This amendment does not prevent or change the ability to appeal a denial of a FOIA request to the Department of Justice.

Author: Senator Gay