

**SUBSTITUTE FOR
HOUSE BILL NO. 4009**

A bill to amend 1976 PA 442, entitled
"Freedom of information act,"
(MCL 15.231 to 15.246) by adding sections 29e and 29f.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 **Sec. 29e. (1) If a public record contains material that is not**
2 **exempt under section 29d, as well as material that is exempt from**
3 **disclosure under section 29d, the public body shall separate the**
4 **exempt and nonexempt material and make the nonexempt material**
5 **available for examination and copying.**

6 **(2) When designing a public record, a public body shall, to**
7 **the extent practicable, facilitate a separation of exempt from**
8 **nonexempt information. If the separation is readily apparent to a**
9 **person requesting to inspect or receive copies of the form, the**



1 public body shall generally describe the material exempted unless
2 that description would reveal the contents of the exempt
3 information and thus defeat the purpose of the exemption.

4 Sec. 29f. The attorney general shall counsel and advise a
5 public body on the administration of this part upon request.

6 Enacting section 1. This amendatory act takes effect January
7 1, 2020.

8 Enacting section 2. This amendatory act does not take effect
9 unless House Bill No. 4011 of the 100th Legislature is enacted into
10 law.

