



# HIGHLANDS FIRE DISTRICT

2838 Kona Trail

Flagstaff, AZ 86005

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Email: info@highlandfire.org

## PUBLIC INFORMATION REQUEST FOR A COMMERCIAL PURPOSE

### Pursuant to Arizona Revised Statutes §39-121.03(A),

When a person requests copies, printouts, or photographs of public records for a commercial purpose, the person shall provide a statement setting forth the commercial purpose for which the copies, printouts or photographs will be used, upon being furnished the statement the custodian of such records may furnish reproduction, the charge for which shall include the following:

1. Portions of the cost to the public body for obtaining the original or copies of the documents, printouts, or photographs.
2. A reasonable fee for the cost of time materials, equipment, and personnel in producing such reproduction.
3. The value of the public record on the commercial market as best determined by the public body.

### Pursuant to Arizona Revised Statutes §39-121.03(D),

For the purposes of this section, "commercial purpose" means the use of a public record for the purpose of sale or resale or for the purpose of producing a document containing all or part of the copy, printout or photograph for sale or the obtaining of names and addresses from public records for the purpose of solicitation or the sale of names and addresses to another for the purpose of solicitation or for any purpose in which the purchaser can reasonably anticipate the receipt of monetary gain from the direct or indirect use of the public record. Commercial purpose does not mean the use of a public record as evidence or as research for evidence in an action in any judicial or quasi-judicial body.

### Statement of Purpose:

On this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, I, \_\_\_\_\_  
 of \_\_\_\_\_  
 located at \_\_\_\_\_  
 which is engaged in the business of \_\_\_\_\_.

I am requesting copies or other reproduction of the following public record:

\_\_\_\_\_  
 \_\_\_\_\_

The public records that I have requested are to be use for the following commercial purpose(s):

\_\_\_\_\_  
 \_\_\_\_\_

I understand that the copies or other reproductions of the public record that I have requested is to be used solely for the purpose(s) stated. I declare that such copies or reproductions will not be used directly or indirectly for a different purpose other than prescribed in this form. I understand that there may be fees associated with my request, which must be paid prior to release of the requested copies or reproductions.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Select contact preference:

Address: \_\_\_\_\_  Phone: \_\_\_\_\_

\_\_\_\_\_  Email: \_\_\_\_\_

\_\_\_\_\_

**Pricing Computation Worksheet:**

Please indicate the value of the public record on the commercial market:

1. For the purpose of sale or resale to \_\_\_\_\_ (identify market) for \$ \_\_\_\_\_ (price, price range or cost) per \_\_\_\_\_.
2. For the purpose of producing a document containing all or part of the copy, printout, or photograph for sale. \_\_\_\_\_ (describe document) at \$ \_\_\_\_\_ (price).
3. For obtaining names and address from such public records for the purpose of solicitation to \_\_\_\_\_ (identify market) at \$ \_\_\_\_\_ (price).
4. For the sale of names and addresses to another for the purpose of solicitation to \_\_\_\_\_ (identify market) at \$ \_\_\_\_\_ (price).
5. For any other purpose in which the purchaser can reasonably anticipate the receipt of monetary gain from the direct or indirect use of the public record. (Describe purpose and price or value).  
\_\_\_\_\_  
\_\_\_\_\_

***Please return this form to Highlands Fire District. Upon receipt Highlands Fire District will process and send, fax, or email an invoice for the requested public record. Associated fees must be paid in full prior to the release of the public record.***

**Pursuant to Arizona Revised Statutes §39-121.03(B),**

If the custodian of a public record determines that the commercial purpose stated in the statement is a misuse of public records or is an abuse of the right to receive public records, the custodian may apply to the governor requesting that the governor by executive order prohibit the furnishing of copies, printouts, or photographs for such commercial purpose. The governor, upon application from a custodian of public records, shall determine whether the commercial purpose is a misuse or an abuse of the public record. If the governor determines that the public record shall not be provided for such commercial purpose the governor shall issue an executive order prohibiting the providing of such public records for such commercial purpose. If no order is issued within thirty days of the date of application, the custodian of public records shall provide such copies, printouts, or photographs upon being paid the fee determined pursuant to subsection A.

**Pursuant to Arizona Revised Statutes §39-121.03(C),**

A person who obtains a public record for a commercial purpose without indicating the commercial purpose or who obtains a public record for a noncommercial purpose and uses or knowingly allows the use of such public record for a commercial purpose or who obtains a public record for a commercial purpose and uses or knowingly allows the use of such public record for a different commercial purpose or who obtains a public record from anyone other than the custodian of such records and uses it for a commercial purpose shall in addition to other penalties be liable to the state or the political subdivision from which the public record was obtained for damages in the amount of three times the amount which would have been charged for the public record had the commercial purpose been stated plus costs and reasonable attorney fees or shall be liable to the state or the political subdivision for the amount of three times the actual damages if it can be shown that the public record would not have been provided had the commercial purpose of actual use been stated at the time of obtaining the records.

Highlands Fire District does not guarantee the accuracy of the public record, which will be provided and hereby expressly disclaims any responsibility for the truth, validity, or accuracy, of any said data and information.