

I am writing to follow up on your public records request, which the Alaska Department of Public Safety (DPS) has assigned tracking number 35820. You requested the following information:

“Please send me all emails related to the regulation change to allow snow machines and ATVs on roads exchanged by Dave Donley, Leon Morgan, Amanda Price and the governor's office. I ask for a waiver of any costs as this in the public interest and I am a member of the news media.”

Your request falls under AS 40.25.115(a), which states an “agency may provide electronic services and products involving public records,” but doing so “may not take priority over the [agency’s] primary responsibilities.” This is because responding requires undertaking an electronic search: i.e., providing “computer-related services and products,” including “functional electronic access”, e.g., “the capability for alphanumeric query and printing”—to the agency’s information system. AS 40.25.220(1)(E). In addition, only the State Security Office (SSO) can search for emails of former employees. *See* AS 40.25.220(1)(D) (providing that “electronic services and products” means “providing information that cannot be retrieved or generated by the existing computer programs of the public agency”). Under AS 40.25.115(b), “[t]he fee for electronic services and products must be based on recovery of the actual incremental costs of providing the electronic services and products.”

Please identify the persons within the Office of the Governor whose emails were sent to or from former Commissioner Price and/or Deputy Commissioner Morgan. Date ranges are requested for the purposes of seeking the most relevant responsive records and reducing administrative burden. DPS estimates a range of September 2020 to the date the request was filed. Please confirm this is sufficient or offer an alternative set of data parameters. Finally, please identify any search terms you would like DPS to include, or the department will identify the terms that we believe would be reasonably responsive to your request.

Upon receiving sufficient clarification, DPS will ask the SSO for an Email Search Description and Cost Estimate. After you approve the description and pay the estimate, DPS will ask the SSO to execute the search. DPS cannot grant your fee waiver request because you have not met each of the requirements of

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2 AAC 96.470. Upon receiving the records from the SSO, DPS, Department of Administration, and the Office of the Governor will review them for responsiveness and privilege.

Thank you for your submission sir. Please feel free to respond via email to randi.breager@alaska.gov if you have questions, need further assistance, or to provide the above requested information.

Thank you,



Randi Breager
Special Assistant