

GRAMA Notice of Appeal to State Records Committee

Note: Utah Code § [63G-2-403](#) (GRAMA) provides that any person may further appeal the chief administrative officer's denial of an appeal by filing a notice of appeal with the State Records Committee. This notice must be filed within 30 days of the response from a governmental entity's chief administrative officer or no later than 45 days after the records request was made if the following occur: the governmental entity claims extraordinary circumstances, and the chief administrative officer failed to make a determination.

Requester's information

Name: _____ Date: _____

Address: Byron Ellis [REDACTED] City/State/Zip: _____

Daytime telephone number: [REDACTED]

Make request to

SRC Executive Secretary
346 South Rio Grande Street
Salt Lake City, Utah 84101
gproctor@utah.gov

Explanation of Relief Sought

Note: Relief can relate to conflicts over denial of access to records (Utah Code § [63G-2-402](#)) as well as disputes over fees (Utah Code § [63G-2-203\(6\)](#)) or extraordinary circumstances (Utah Code § [63G-2-402](#)).

The State Records Committee can also use the weighing provision to order the release of records that are properly restricted if it determines that the interests favoring access are greater than or equal to the interests favoring restriction (Utah Code § [63G-2-203\(11\)](#))

We are requesting that the records sought in the original submission be provided to our organization:

"The Garfield County Taxpayers Association is requesting copies of the records which were used to calculate Garfield County's statistics as presented in the 2019 Assessment/Sales Ratio Study. Such records would include the 33 residential and 46 vacant land surveys which were returned to, collected by and used by the Property Tax Division in the calculations. We are requesting the PINs of the 79 properties and copies of all correspondence between the Property Tax Division and the Garfield County Tax Assessor's office relating to the 2019 Assessment/Sales Ratio Study, including email, spreadsheets, forms, or written requests. We are requesting a waiver of any fees relating to this records request since the records will be made available to the citizens of Garfield County."

The surveys which are used to calculate sales ratios became public records as soon as they were returned to the Tax Commission. (Copy of the request letter and survey attached) The surveys are voluntarily returned and the request offers neither an assurance or an expectation of confidentiality. With the exception of the sales price, all other information are public records readily accessible at the register of deeds/recorder's office including: owner, former owner, address, parcel id number, taxable value, market value, tax billing, liens, mortgages, past due tax bills, property descriptions, etc.

Inclusions for notice of appeal

The State Records Committee requires documentation and has specific appeals procedures which are outlined in Administrative Rule: [Title R35. Administrative Services, Records Committee](#), and should be reviewed by a petitioner.

This petition to appeal to the State Records Committee requires the following attachments or inclusions:

- _____ Statement of facts, reasons, and legal authority in support of this appeal
(see Utah Code § [63G-2-403\(3\)\(b\)](#)).
- _____ Original GRAMA request
- _____ Notice of denial from the governmental agency's records officer
- _____ Notice of appeal to the governmental entity's chief administrative officer (Optional)
- _____ Notice of decision from the governmental entity's chief administrative officer

This notice of appeal must, **on the same day**, also be forwarded to the governmental entity to which the records request was made (Utah Code § [63G-2-403\(3\)](#)).

_____ Notice of appeal sent to agency

Request assistance

A petitioner may request assistance from the government records ombudsman. The ombudsman's responsibility is to serve as a resource for a person who is filing an appeal relating to a records request. The ombudsman may also attempt to mediate disputes between requesters and responders (Utah Code § [63A-12-111\(2\)](#)).

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