

# ARTICLE 4. COMMERCIAL USE OF GOVERNMENTAL RECORDS OF THE ADMINISTRATION

## Rule 1.

Definitions; Application

### **Rule 1. Definitions; Application**

60 IAC 4-1-1

Definitions

60 IAC 4-1-2

Application of article

60 IAC 4-1-3

Electronic data received by way of public records request; scope of use

60 IAC 4-1-4

Penalty for violation

#### **60 IAC 4-1-1 Definitions**

Authority: IC 5-14-3-3; IC 5-15-5.1-20

Affected: IC 5-15-5.1-1; IC 5-14-3-2

Sec. 1. Unless the context clearly requires another meaning, the following definitions apply throughout this article:

(1) "Administration" has the meaning set forth in IC 5-15-5.1-1.

(2) "Person" has the meaning set forth in IC 5-14-3-2(n).

*(Oversight Committee on Public Records; 60 IAC 4-1-1; filed May 10, 2013, 6:51 a.m.: 20130605-IR-060120581FRA; errata filed Oct 17, 2014, 9:34 a.m.: 20141112-IR-060140443ACA; errata filed Sep 11, 2019, 12:02 p.m.: 20190918-IR-060190482ACA; readopted filed Oct 28, 2019, 2:05 p.m.: 20191127-IR-060190483RFA)*

#### **60 IAC 4-1-2 Application of article**

Authority: IC 5-14-3-3; IC 5-15-5.1-20

Affected: IC 5-15-5.1; IC 5-14-3-3

Sec. 2. The provisions of this article do not apply to third parties operating under contract with the administration. *(Oversight Committee on Public Records; 60 IAC 4-1-2; filed May 10, 2013, 6:51 a.m.: 20130605-IR-060120581FRA; errata filed Sep 11, 2019, 12:02 p.m.: 20190918-IR-060190482ACA; readopted filed Oct 28, 2019, 2:05 p.m.: 20191127-IR-060190483RFA)*

#### **60 IAC 4-1-3 Electronic data received by way of public records request; scope of use**

Authority: IC 5-14-3-3; IC 5-15-5.1-20

Affected: IC 5-15-5.1; IC 5-14-3-3

Sec. 3. Any person receiving electronic data from the administration by way of a public records request, or from the beneficiary of a public records request, may not:

(1) employ the electronic data for commercial use or benefit; or

(2) transfer the data to another person for the commercial use or benefit of either party.

*(Oversight Committee on Public Records; 60 IAC 4-1-3; filed May 10, 2013, 6:51 a.m.: 20130605-IR-060120581FRA; errata filed Sep 11, 2019, 12:02 p.m.: 20190918-IR-060190482ACA; readopted filed Oct 28, 2019, 2:05 p.m.: 20191127-IR-060190483RFA)*

#### **60 IAC 4-1-4 Penalty for violation**

Authority: IC 5-14-3-3; IC 5-15-5.1-20

Affected: IC 5-15-5.1; IC 5-14-3-3

Sec. 4. Any person acting in violation of this article may be prohibited by the administration from obtaining further data. *(Oversight Committee on Public Records; 60 IAC 4-1-4; filed May 10, 2013, 6:51 a.m.: 20130605-IR-060120581FRA; errata filed Sep 11, 2019, 12:02 p.m.: 20190918-IR-060190482ACA; readopted filed Oct 28, 2019, 2:05 p.m.: 20191127-IR-060190483RFA)*

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