



CERTIFICATION OF NEWS GATHERING ORGANIZATION

(Type or Print, except signatures)

Full Legal Name: _____

News-Gathering Organization: _____

Name of Publication: _____

Location(s) of Publication: _____

Mailing Address: _____

City: _____ State: _____ Zip Code: _____

Carefully read the following, and sign the verification.

I hereby certify as evidenced by my signature below, that:

1. I am duly employed and authorized by the above-named news-gathering organization to submit a request for records maintained by the Boyd County Government, or applicable agencies.
2. The organization that I represent is a "News-gathering organization" within the meaning of KRS 189.635(8)(b). Specifically, the organization that I represent is a news-gathering organization within the meaning of KRS 189.635(8)(b)1. _____ (please specify the applicable subsection of KRS 189.635(8)).
3. The reports and records I am requesting are for the sole purpose of publishing or broadcasting the news.
4. The news-gathering organization I am employed by and represent shall not use or distribute any reports or records I obtain from this request, or knowingly, or unknowingly allow its use or distribution, for a commercial purpose other than the news-gathering organization's publication or broadcasting of the information obtained through this request.
5. This request is being made in compliance with KRS 189.635; and
6. The above statements are accurate, true, and correct.

Commercial Use Disclosure and Warning:

Kentucky Revised Statute 61.874 (5) states, it shall be unlawful for a person to obtain a copy of any part of a public record for a:

1. Commercial purpose, without stating the commercial purpose, if a certified statement from the requestor was required by the public agency pursuant to subsection (4)(b) of this section; or
2. Noncommercial purpose, if the person uses or knowingly allows the use of the public record for a commercial purpose. A newspaper, periodical, radio, or television station shall not be held to have used or knowingly allowed the use of the public record for a commercial

purpose merely because of its publication or broadcast, unless it has also given its express permission for that commercial use.

According to Kentucky Revised Statute 61.8745, a person who violates subsections (2) to (6) of KRS 61.874 shall be liable to the public agency from which the public records were obtained for damages in the amount of:

- a. Three (3) times the amount that would have been charged for the public record if the actual commercial purpose for which it was obtained or used had been stated;
- b. Costs and reasonable attorney's fees; and
- c. Any other penalty established by law.

Kentucky Revised Statutes, 61.870(4), which defines "commercial purpose" as "the direct or indirect use of any part of a public record or records, in any form, for sale, resale, solicitation, rent, or lease of a service, or any use by which the user expects a profit either through commission, salary, or fee." If your request is for a Commercial Purpose, please use the Commercial Use form instead.

VERIFICATION

I, _____, state that I have read the forgoing Certification of News-Gathering organization addendum to Public Records Inspection Application and that the statements therein are true and correct as I verily believe. I understand that falsification of this information is subject to penalties set out hereinabove. I also understand that if I am requesting copies for a commercial purpose or an attorney requesting records, I may be required to enter into a contract with the Boyd County Fiscal Court in order to obtain this information and to pay a fee for the cost of the copies as well as the cost of staff required to produce a copy of the record(s) and cost to the County of the creation, purchase or other acquisition of the public record(s)

State of _____ Signature of Applicant _____

County of _____ Title _____

SUBSCRIBED AND SWORN to before me by _____

on this ____ day of _____, _____

Notary Signature _____ ID: _____

My Commission Expires _____

Notary Stamp or Seal: