

**REQUEST FOR A PUBLIC RECORD TO BE USED
FOR COMMERCIAL PURPOSES**

Arizona state law requires that when a person requests copies, printouts or photographs of public records for a commercial purpose, the person must provide a statement setting forth the commercial purpose for which the public record will be used. A.R.S. § 39-121.03.

“Commercial purpose” means the use of a public record for:

1. the purpose of sale or resale of the record;
2. the purpose of producing a document containing all or part of the copy, printout or photograph for sale;
3. obtaining names and addresses from public records for the purpose of solicitation;
4. the sale of names and addresses from public records to another for the purpose of solicitation; or
5. 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.

Any person who obtains and uses a public record for commercial purposes without indicating the commercial purpose; who obtains a public record for a commercial purpose and uses it for a different purpose; or who obtains a public record from anyone other than the custodian of that record and uses it for a commercial purpose shall be liable for three times the actual damages in addition to other penalties provided by state law.

STATEMENT OF COMMERCIAL PURPOSE

I, _____, do hereby certify that I do intend to use the City of Bisbee records that I have requested for the following commercial purpose(s):

Signature

Date: _____

Name

Company Name

According to A.R.S. § 39-121.03. *Commercial purpose* includes any use of a public record for the purpose of sale or resale or for the purpose of producing an item containing the same information contained in the public record for the purposes of solicitation for financial gain.

Penalties as provided by state law will be assessed if the record requested is obtained for a non-commercial purpose but is used for a commercial purpose or is obtained for a stated commercial purpose and used for a different commercial purpose.

Commercial purposes include

- Using all or part of the public record in a document produced for sale, or
- Using names and addresses in a public record to solicit business, or
- Using the record in any way in which to anticipate monetary gain.

If you are using the record for a commercial purpose, you must complete the affidavit below.



AFFIDAVIT OF COMMERCIAL PURPOSE

I, _____, do hereby certify that I intend to use the

City of Bisbee record(s) I have requested for the following purpose(s) _____

Requesting party's signature

Date

Company name

State of Arizona)
County of Cochise) ss.

SUBSCRIBED AND SWORN TO before me this _____ day of _____, 20__.

(SEAL) _____

Notary Public

My commission expires:

