

Acquiring Records: Document Ideas

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Documents in Action

Stories using state records laws:

- **Recession-proof government:** In March 2010, the Syracuse Post-Standard examined New York state payroll records to find that the state hired more than 51,000 employees at a cost of \$1 billion despite the governor calling for a hiring freeze.
- **Criminal cabbies:** Using driving and criminal records obtained under Georgia Open Records Laws, the Atlanta Journal-Constitution found that 72 percent of taxicab drivers had a serious violation on his or her personal or professional driving record, ranging from excessive speed to DUI. Over seven years, 622 taxicab drivers have had their licenses suspended, including 94 who currently have a suspended driver's license. What's more, the investigation found 63 taxicab drivers with criminal records in Georgia, including 10 who had spent time in prison. The charges included armed robbery, child molestation and kidnapping.
- **Unsafe bridges:** Using a database Inventory of Bridges from the Federal Highway Administration in 2000, the Boston Globe found that the rate of problem bridges - with structural defects or with design flaws that make them too narrow, poorly aligned with roadways or unable to carry larger vehicles - is the third worst in the country. Nearly 40 percent of the 4,995 bridges in Massachusetts rate low enough to qualify for federal repair funds - a situation that state officials said posed a threat to public safety.
- **Vulnerable airports:** After the 9/11 terrorist attacks, CNN.com used a Federal Aviation Administration Enforcement database to find that the three airports where the terrorist attacks originated had the first, third and fourth lowest weapons detection rates among the 25 largest U.S. airports.
- **Drivers of death:** In April 2002 KIRO-TV in Seattle reported that a public transportation program for the disabled has covered up fatal accidents. The reporters managed to obtain documents revealing the flaws in the system -- incident reports, autopsy reports, wrongful death lawsuits, trip reimbursement vouchers, etc. Another finding is that many of the van drivers had extensive felony records.

Stories using the federal Freedom of Information Act (FOIA):

- **Campus sexual assaults.** In February 2010 the Center for Public Integrity and a consortium of non-profit investigative reporting organizations gleaned federal and local data to find that universities routinely underreport sexual assault statistics and fail to adequately pursue cases.
- **Airline safety:** In 1996 when a ValuJet crash in the Everglades killed 110 persons, the Cleveland Plain Dealer had documents in hand showing what the government knew about safety problems at the airline. It had just completed a series of articles on safety problems at small airlines, a series that relied significantly upon records received through FOI requests to the Federal Aviation Administration.
- **Rape in the military:** In 1995 the Dayton (Ohio) Daily News used the Act to learn that women in the military endured cavalier responses to charges of rape brought against enlisted men and officers, many of whom had faced multiple charges. In 1993 that newspaper perused Occupational Safety and Health Administration databases obtained through the Act to identify the most dangerous work places in the country.
- **Radiation victims:** After the Albuquerque Tribune filed requests for information on victims of governmental radiation experiments in the early 1990s, Department of Energy Secretary Hazel O Leary began a departmental program to identify and make public widespread abuses of past radiation experimentation.
- **Night accidents:** In the late 1980s an Orange County (Calif.) Register reporter showed that hundreds of servicemen were killed or seriously injured in accidents relating to their government-issue night vision goggles, with the Pentagon attributing the accidents to "pilot error."
- **Workplace health risks:** In 1985 the Public Citizen Health Research Group used the Act to find that government had identified 250,000 workers in 249 work places who faced increased risks of cancer, heart disease and other illnesses because of their work environment — but that it had not notified the workers of the risks.
- **Government waste:** Other reporters have used the Act to identify wasteful government spending. In the early 1990s a request by an Associated Press reporter led to a story about a little known \$200 million federal program to advertise U.S. food and drink overseas. Monies were going to companies such as McDonald s, Burger King, Pillsbury, Dole, M&M-Mars and Jim Beam — all of whom had substantial advertising budgets of their own to draw on.

Records for Everyday Life

Below are just a few of the thousands of different public records you can access from your local, state or federal governments to help you in everyday life. Some are available online but many you have to actively request. Consult your law or an attorney to make sure, or simply request the records and let the agency prove to you that a law makes the record exempt.

Backgrounding your date

1. **Bankruptcy files**

To identify trends in bankruptcies, spot fraud, and find people with unfortunate financial pasts. Chapter 7 is a straight bankruptcy and Chapter 11 is a reorganization that usually allows them to stay in business. Businesses in bankruptcy lose a fair amount of privacy as the files list assets, how they got into trouble and what they intend to do to get back on their feet. Go to your nearest U.S. bankruptcy court (<http://www.uscourts.gov/bankruptcycourts.html>).

2. **Birth certificates**

To verify the identity, birth date and birthplace of someone. Some states charge for these records and some states don't provide them to anyone other than relatives or the person they are about. Check your state health department.

3. **Civil lawsuits**

When a person sues another person, the case ends up in civil court. Examples of civil cases include malpractice, divorce, libel, property rights, restraining orders and breach of contract. In most states, superior court handles big cases and district or municipal courts (small-claims) handle the little things (like you see on *Judge Judy*). Check your city or county courthouse.

4. **Commercial Web sites**

A variety of commercial vendors acquire large databases of public records and boil down the information for a fee, and some for free. Some Web sites have a lot of information that might be helpful, based on a mixture of government records and other information collected voluntarily or otherwise. Here are some Web sites (put your own name in them to see how accurate they are):

- **www.zabasearch.com.** Finds previous addresses, phone numbers and possible relatives for free, and more for a fee.
- **www.pipl.com.** This Web site is much more thorough (my favorite), including pictures it finds of the people online, high school, job titles, news articles, blog postings, and even date of birth sometimes (date of birth of everyone is out there – no way to put the toothpaste back in the tube).
- **www.pretrieve.com.** Provides age, relatives for free. For \$1 you can get address, phone and date of birth. For \$15 you can get searches on criminal and property records, and for \$40 you can information about liens, aliases, marriage, divorce, bankruptcy, etc.
- **www.zoominfo.com.** This site will provide professional affiliations of people.
- **www.facebook.com.** It's amazing what people will put on Facebook for anyone to see.
- **www.classmates.com.** Requires you to register, but you can find a lot about where people went to school.
- **www.whitepages.com.** Basic phonebook information, including address and people living in the household. Also can access a reverse directory so if you have a phone number you can see who it is assigned to.

- **www.archive.org.** The Wayback Machine let's you check previous versions of Web sites.
5. **Criminal records**
To find criminal backgrounds of individuals. Can look up court cases at your city or county courthouse. Some states provide basic information online as well. Look for records outlining the charges and also the disposition. The person might have been innocent!
 6. **Divorce**
Available at your local city or county courthouse. Basic information is usually found in uncontested divorces. If the divorce went to trial or got more complicated (child support, spousal support, etc.), then you might for more details about the person. Sometimes prominent people try to have their divorce files sealed.
 7. **Driving records**
To examine the safety record of individuals or a group of drivers, such as cabbies or bus drivers. While personal driver's license information is generally not public (except for special access through contracts with commercial companies or private investigators), it is usually possible to find driving violations, such as speeding. Check your local courts for driving infractions – sometimes it is posted online at a state courts Web site.
 8. **Income taxes**
Individual and corporate income tax returns are private. However, when a taxpayer wants to challenge the IRS it does so in U.S. Tax Court, and those records are public.
 9. **Jail records**
The jail log is a list of people booked in the jail, including name, time/date, and charge. More detailed information can be found in the booking sheets. Also can usually get jail mugs and examine budgets, jail population statistics, and overtime to monitor operations. See your local city or county jail, or state prison. Many jurisdictions now provide lists of people incarcerated on their Web sites. Federal jail information, including mugs, however, is often kept secret in most parts of the country because of federal interpretations of privacy laws.
 10. **Juvenile records**
Juvenile criminal records, including arrest records and disposition hearing summaries, are public in more than a dozen states. Don't assume those records are always secret, particularly if the crimes were felonious.
 11. **Licensing**
States monitor a variety of professionals, including barbers, beauticians, accountants, appraisers, chiropractors, nurses, Realtors, etc. See if a person is licensed or has had a license revoked. Go to your state government Web site and look for licensing pages.
 12. **Marriage licenses**
To find current and former spouses. Marriage licenses are usually kept by local county courthouses, although it depends on the state. Contact a local genealogical society if you have problems getting them (along with other vital records, such as birth certificates).
 13. **Name change**
To see if someone is hiding under a new identity. Records are usually kept at county courthouses.
 14. **Parking tickets**
Want to see if your date is forgetful or a rebel, racking up 70 parking tickets in a year? Check your municipal court. Some state court systems provide an online look-up for these kinds of violations (you'll find online a parking ticket I got in downtown Tucson).
 15. **Personnel records**
Confirm whether someone is a public employee and identify bad workers through disciplinary records. Not always public in every state, but easier to get for high-ranking officials because a greater public interest. Sometimes personnel disputes are litigated, so check the courts, too.
 16. **Pilot licenses**
The Federal Aviation Administration Aircraft Registry includes owner name and pilot information at landings.com: [http://www.landings.com/evird.acgi\\$pass*147452239!_h-www.landings.com/_landings/pages/search/search_namd_full.html](http://www.landings.com/evird.acgi$pass*147452239!_h-www.landings.com/_landings/pages/search/search_namd_full.html).
 17. **Probate**

When someone dies and leaves property or doesn't have a will, it goes through probate – the government has to figure out how to fairly divvy up the goods. Probate records are usually kept in city or county courthouses.

18. Property records

See if your date owns a home. In many counties, this information can be found online with a keyword search (including name). Find address, year purchased, assessed value, square footage, number of bathrooms, previous building permits or expansions, etc.

19. School directories

If the person is a current student at a public university then you can request directory information. Sometimes it's provided online at the university Web site, or published in a phone book. Includes name, address, phone, and university e-mail.

20. Uniform Commercial Code (big loans)

To find what loans someone has for property, yachts, etc. You can often search by debtor name on state agency Web sites, often the secretary of state's office.

21. Voter registration

To see whether people, particularly candidates, have voted or lived in a community. Voter registration records include name, address, year of birth, party affiliation, and whether a person voted in previous election (but not how they voted). These records are usually available from your local county elections office.

Looking out for public hazards

1. 911 logs

To spot trends in crime, medical calls and response times by police officers and fire trucks. They typically list time/date, location, call type and responding units, and are public in most states (911 tapes are also public in all but a handful of states).

2. Air quality

Air quality violators are fined by county and state air quality departments. Check environmental agencies to find emissions violations, dust complaints, etc.

3. Arrest reports

Available at local law enforcement offices, usually from a public information officer or officer in charge. If the case is still under investigation (someone's still on the loose or they haven't forwarded the information to the prosecutor yet for potential charges), then police may keep some of the information secret IF it would harm the investigation, Police sometimes don't apply that balancing test and say everything is secret if it's still under investigation, but they are supposed to be able to demonstrate that the information would hurt the investigation.

4. Arrest warrants

An arrest warrant is signed by a judge authorizing the arrest of someone for probable cause. It usually allows police to barge into a house and make an arrest when there is reason to believe the person has committed a crime (drug house, homicide, etc.). Often warrants have a lot of information because police are trying to justify to a judge the need to arrest the person. These are similar to search warrants, which also require justification and approval by a judge. Warrants are usually made public once the person is served (arrested or searched), or when it appears it won't be able to be served (the person skipped the country). Warrants are typically kept in criminal files at the court clerk's office.

5. Bridge problems

To assess the safety of bridges in the community. Inspection records are maintained by states and the Federal Highway Administration (<http://www.fhwa.dot.gov/bridge/britab.cfm> - click on "Download NBI ASCII files").

6. Campus crime information

Thanks to the federal Clery Act (a.k.a. Campus Security Act), if there are serious crimes happening on a campus that information has to be made available to the public. If you're wondering who got arrested at that fraternity date dash last weekend, but no one's talking, you can go to the city or campus police department and put in a request for an incident report or check out the crime log. You can also look up statistics for universities

around the nation by searching this U.S. Department of Education Web site: <http://www.ope.ed.gov/security/>

7. **Code enforcement**
Code enforcement records detail noise violations, illegal businesses in residential zones, illegal dumping, huge signs and other problems. Check with your city code enforcement agency.
8. **Crime log**
A barebones list of incidents, usually including address, time/date, one-word description, and disposition. Also called a "police blotter." Basic crime records and statistics, as well as traffic accident information by intersection, are often put online by police. The FBI keeps crime statistics (Uniform Crime Reports) for all cities, and provides data online for cities over 100,000.
9. **Disease control**
County health departments often keep epidemiology reports documenting outbreaks of disease.
10. **Environmental hazards**
Toxic release inventory information provides what bad stuff different companies and industry release in your community. A good site to find that EPA information is at the Right to Know Web site: <http://data.rtknet.org/tri/>. State governments also monitor other environmental hazards, such as leaking underground gas tanks and groundwater contamination.
11. **Fire incident reports**
To monitor fire departments and spot trends, such as arson, dangerous homes, public buildings that are hazards, etc. Check with your fire agency.
12. **Hotel room inspections**
County or city health departments often inspect hotel rooms to make sure that the towels and sheets are changed, and that the other parts are cleaned well. Check inspection reports for your favorite hotel.
13. **Pool inspections**
County health departments inspect public pools and spas to make sure they are safe (chlorination levels, fencing, etc.).
14. **Restaurant inspections**
To make sure the public is protected from unsanitary conditions at restaurants and other venues. Find the worst restaurants, as well as any other public eatery, such as grocery store delis. Check your city or county health department.
15. **Sex offenders**
In most states it's easy to look up sex offenders (the most dangerous ones, usually level 2 & 3) online. Just Google your state and "sex offender registry" and you should be able to find your state's site, which typically allows you to find sex offenders by zip code or other search functions. Note that a variety of studies have found registries to be relatively inaccurate, so the person may or may not actually live where the registry says the person lives. For registries: <http://www.publicrecordfinder.com/criminal.html>.
16. **Stolen vehicles**
Request stolen vehicle data to analyze popular makes, models and locations of car thieves. Some states even provide an online searchable database where you can put in a license plate number to see if the car has been reported stolen (if you see a car abandoned on your block).
17. **Train wrecks**
To identify the most dangerous train-road intersection in the community and other trends. The Federal Railroad Administration provides train wreck data back to 1975 online for downloading and analysis (<http://safetydata.fra.dot.gov/officeofsafety/>). Click under "Downloads" on the toolbar, "Accident data on demand" then choose "Highway Rail Accidents." Choose a year, your state and a format (Excel).
18. **Truck accidents**
To identify trouble spots in the community where semi-trucks tend to crash and burn (particularly on interstate highways). The U.S. Department of Transportation collects accident reports involving commercial trucks over 10,000 pounds. Can also get federal data from the U.S. Department of Transportation Federal Highway Administration.

19. **Water quality**

Counties and cities measure drinking water quality and provides those results in reports.

20. **Weather**

To examine trends in climate change in the community and compare weather conditions in one neighborhood to another (weather can vary among different parts of town because of elevation, topography and pavement effects). The National Climatic Data Center provides tons of data summarizing temperatures, rain, wind and other conditions for each individual monitoring station going back more than 100 years. The agency also has a database of storms, including tornadoes, hurricanes, snowstorms, flash floods and drought. See <http://www.ncdc.noaa.gov/oa/ncdc.html>

Buying a house

1. **Abandoned buildings**

In most cities it is illegal to have a building vacant and boarded up for more than a certain amount of time, and cities often track abandoned buildings, as well as housing code violations, junk cars, and other neighborhood nuisances.

2. **Airport noise**

Airports track noise complaints from neighbors when jets fly low or are particularly noisy. Often sound maps are provided online that will let you see where the noise is worst, as well as flight paths to see if your prospective house is within a busy flight corridor.

3. **Census**

Demographic data available down to the block group level and over time can be used to analyze shifts in community demographics, including in migration, income, race, education, gender and age. Challenging to burrow through the Census Web site (www.census.gov), but it's all there.

4. **Development**

To identify development trends and potential building that could impact the community or a neighborhood. Find out what permits for development have been submitted and approved for an area. Go to the city planning and development department.

5. **Dog bites**

City and county animal control agencies often track dog bites. Find out if there is a chompy puppy in your neighborhood.

6. **Drug houses**

See if any homes in your neighborhood had drug problems. Provided by the U.S. Drug Enforcement Administration at <http://www.dea.gov/seizures/>

7. **Liquor licenses**

To identify bars and restaurants that are nuisances (have a lot of bar fights and problems for neighbors) and not following liquor laws. Request liquor licenses and suspensions from your state liquor control board. Cities often keep records of special events and existing licenses as well.

8. **Neighborhood newsletters**

A lot of cities have offices to coordinate neighborhood associations, so you might be able to get copies of newsletters and other information about the area you are thinking of moving to. These newsletters are a wealth of information to find out about the past and current problems and issues in the area, as well as active residents who might be good to talk to.

9. **Odor complaints**

Most municipal sewage treatment plants track complaints of their sewage stink, which enables people to identify trends and know where not to buy a house.

10. **Park plans**

Find out if there are any plans for additional parks or trails near the house. Check your city or county parks department.

11. **Party violations**

Find out if you have a party house next door. Some cities "tag" houses (literally with a red tag) that have excessive parties.

12. **Property taxes**

Identify your neighbors, previous owners of the house you are considering buying, and see what other properties are worth. Property tax records are usually public at county courthouses, and are often put online.

13. Road plans

Check with your city or county transportation plans to find out major road building plans in your area. You might find a major highway is planned in your backyard.

14. School information

Most state departments of education provide test scores online for individual schools. You also can get from the school a breakdown of weapons incidents and percentage of students on free or reduced lunch (an indicator of the demographics of the area).

Anything related to the education of a specific identifiable student is secret because of FERPA, except for directory information, including name, year, home address, phone number, date of birth, etc. See <http://www.ed.gov/policy/gen/guid/fpco/ferpa/index.html> or the Society of Professional Journalists' Reporter's Guide to FERPA, <http://www.spj.org/ferpa.asp>.

15. Street maintenance

Street departments often track pothole complaints and other problems. Find out if any street work is planned for your home.

16. Traffic accidents

To find dangerous intersections and stretches of roads. Sometimes data and traffic wreck maps are provided online by local police. Also, you can analyze the federal Fatality Analysis Reporting System data for every fatal accident in the nation going back to 1975 (<http://www-fars.nhtsa.dot.gov/Main/index.aspx>).

17. Zoning

To analyze growth planning and find who is benefiting by development. Find out how land is zoned and what development is possible. Also look at comprehensive plans, which map out the general future of a community. Go to the city planning and development department to find zoning maps, comprehensive plans and development plans.

Consumer awareness

1. Bank records

To examine the saliency of your bank. While an individual's bank records are secret, as well as most state banking department records, many documents filed by enterprises with regulatory agencies are public.

2. Broadcaster files

The Federal Communications Commission requires broadcasters to keep records available to the public, including educational programming they are required to air. Should be available at the station. Request complaints about TV shows, collected by the FCC.

3. Charities

To find out whether someone asking for money is registered with the state. Secretaries of state or attorneys general collect information about charitable organizations. For more detailed information about non-profit charities, see the entry on "non-profits" below.

4. Child-care complaints

To assess how well child-care (daycare) is handled in your daycare. Check with your local health department or state health department.

5. Doctor discipline

Disciplinary records against doctors are usually public, provided by a state licensing board.

6. Gas-pump inspections

To make sure gas stations aren't ripping off consumers. Check your state office of weights and measures for gas pump inspection data, as well as many other types of consumer measuring products that are inspected (e.g., store pricing scanners).

7. Incorporation records

To find out who owns a business. Look up city business licenses at the finance department of your city, or state articles of incorporation at the secretary of state. This is helpful if you are trying to figure out who is really behind a business name.

8. **Lawyer discipline**

To find lawyers who have been disciplined. The state Bar often provides online a lawyer locator online and reports for each year detailing lawyers that have been reprimanded, suspended, disbarred and reinstated.

9. **Medical devices**

To identify medical devices that have failed, how they failed and the manufacturer. The "MAUDE" database is maintained by the U.S. Food and Drug Administration. Also maintains the Adverse Event Reporting system that flags safety issues regarding pharmaceutical drugs. Check out <http://www.accessdata.fda.gov/scripts/cdrh/cfdocs/cfMAUDE/search.cfm>

10. **Non-profit 990 forms**

To make sure non-profits are actually not out to make a profit and just using 501c(3) status to avoid paying taxes. Also can find a variety of information about non-profits' income, expenses and officers through the 990 forms they file annually. To see 990 forms, go to www.guidestar.com. You have to register but most of the site is free for basic information.

11. **Nursing home inspections**

To identify unsafe nursing homes. Can get comparisons nationally by Medicare at <http://www.medicare.gov/NHCompare/Include/DataSection/Questions/SearchCriteria.asp?version=default&browser=IE%7C7%7CWinXP&language=English&defaultstatus=0&pagelist=Home&CookiesEnabledStatus=True>

12. **Price-scanning inspections**

To assess which stores might be ripping off consumers. Most state departments of weights and measures inspect store pricing scanners to make sure they are accurate.

13. **Product recalls**

To monitor the safety of consumer products, including food and medicine (FDA), consumer products (CPSC), meat (USDA), cars (NHTSA), pesticides (EPA) and boating safety (Coast Guard). Check out recalled products for all these agencies at <http://www.recalls.gov/search.html>.

14. **Professor course evaluations**

Some public universities provide course evaluation data online that students fill out. Or, request grade distribution of each class to find the easy profs/majors and the hard ones, or identify grade inflation over time.

15. **Salaries**

Names, titles and salaries of public employees are available nearly everywhere. Also, get overtime pay and actual pay (not just budgeted salary) to find janitors who make more than the mayor.

16. **Taxi inspections**

To assess the safety of taxis. Check the regulatory agency in your state that monitors taxis.

17. **Unclaimed property**

To see what property and funds are owed to citizens by the government (and has gone unclaimed). Request records from your state department of revenue.

Holding government accountable

1. **Appeals**

When someone objects to a decision a government agency makes, they often are able to make an appeal. Some agencies have formal appeal procedures, depending on the issue. Check with the agency's attorney.

2. **Audits**

To monitor problems in government agencies, particularly financial woes. Check with your state auditor's office. Look carefully to find any irregularities – often clouded by vague terms and wishy-washy language. Ask to get more details.

3. **Budgets**

Detailed budgets are available before and after approval. Can be helpful to see what departments are getting more money over time and what areas are getting less funding. Get them from the agency's budget officer.

4. **Calendars**

To find out how top officials are spending their time. Look at their calendars, or day schedules, to see who they are meeting with and the extent of their workload. Should also be able to get travel expenses. Request from the office you are interested in, such as the mayor's office if you want to see the mayor's calendar.

5. **Claims**

If someone feels a government agency owes them compensation for damages (slipping on a sidewalk, hit by police car, etc.), they often file a claim before filing a lawsuit. Check with the risk management officer or attorney for the agency.

6. **Contracts**

Allows you to find out who is benefiting from government projects. Should include the amount agreed upon, the amount paid (often more), who the money went to, etc. Contact an agency's business office.

7. **Corporate records**

To spot connections between public companies and identify key officers. The federal Securities and Exchange Commission provides a wealth of information on public companies online, including initial public offering files (Form S-1), quarterly reports (Form 10-Q), annual reports (Form 10-K), and top officer information (Form DEF 14A). Can search EDGAR, <http://www.sec.gov/cgi-bin/srch-edgar>. To find owners and incorporation dates for companies see your state's secretary of state or city offices.

8. **Discrimination**

To track trends in discrimination. Agency equal opportunity programs enforce equity policy for the city to make sure employees aren't discriminating based on race, age and other factors. While identities might not be public, general description and trends should be available.

9. **E-mail**

To monitor government function and make sure business that should be conducted in public isn't being handled secretly via e-mail. Work e-mail for public employees is considered public in most states.

10. **Elections**

To see who is funding candidates and campaigns. Campaign finance records for local candidates are available at local election offices, and state campaign data is kept by the secretary of state. Federal candidate information is maintained by the Federal Election Commission (<http://www.fec.gov/>). National data also are kept by Project Vote Smart (<http://www.vote-smart.org/>) and the Center for Responsive Politics (<http://www.opensecrets.org/>).

11. **Employees**

To identify cronyism and find former employees. Can request records of employee names, titles and salaries. Employee home addresses and home phone numbers, however, are generally not public.

12. **Expense reports**

To monitor government spending and see if government employees are cheating the system. Check with the business office of an agency. Can ask for credit-card logs as well.

13. **Legislative records**

To examine the voting records of legislators, bill wording, legislators' attendance, and find people who testify on issues. Find bill and vote information online. In some states, legislatures are subject to their state public records law, but most legislatures have exempted themselves (as Congress did for FOIA).

14. **Meeting minutes**

To monitor city councils, school boards and other government bodies. Meeting notices, agendas and minutes are almost always public. Check with the clerk's office at the respective agency.

15. Public records requests

To find what public records are being requested by businesses, citizens, government employees and journalists. Request from the public records officer copies of the public records request and any log used to track requests.

16. Retention schedules

To find out what records an agency keeps and when it purges them. Most public agencies have established retention schedules to determine how long they will keep different records. Check with the individual agency to find its retention schedule, usually held by a clerk or records officer.

17. Property tax refunds

To find whether someone is scamming the system by setting up dummy corporations to get bogus property tax refunds. Check with you county assessor's office for assessment appeals, or the treasurer's office for refunds.

18. Telephone records

Telephone records of public employees on their work phones, including cell phone records, can identify corruption and questionable connections by listing who the employee talked to along with the time and date. In some states, such as Texas, courts are ruling that messages regarding work topics of public officials are open, even when sent on personal cell phones.

19. Use of force

Look at how police use – or overuse – force during arrests. Each time an officer uses a choke hold, gun, taser, police dog, baton or other use of force a form is filled out. Get them from the police department.

Creating a Document State of Mind

Creating a document state of mind requires a new way of thinking of stories. Here are some tips for exercising your document muscles:

- 1. Follow the money.** Ask for the detailed line-item budget, maybe as an Excel file, that details all spending, not just total expenses and total revenues. Look at all those different expenses and revenues and think of the other documents that might outline the details. Where is that money going?
- 2. Map the activities.** Now, map the agency to find out what it does. Look on their websites and you'll often find organizational charts that can help jump-start this process. What sorts of documents might be generated by the activities of this office? The mayor is awarding a \$100,000 grant to a local arts group. What

questions does that raise in your documents-driven mind? Look at blank forms that people fill out to get a sense of what is kept.

3. **Circle of light.** If you are backgrounding a person, get a sheet of paper or a white board and write the person's name in the middle. Around the name write down different roles the person has in life (e.g., married person, business owner, driver, pet owner, property owner, pilot). Then write down for each role the records available regarding those roles.
4. **Look at records lists.** Many public offices maintain an index of records or retention schedule – a master list of documents routinely filed. Also, ask for a log of previous public records requests. You'll get a sense for what kinds of records the agency keeps.
5. **Train the agency.** Get the agency used to you asking for records. Ask for tame records, such as reports, expenses and contracts. Ask for e-mails of the mayor for the past week. Then work up from there. When you find you really need those e-mail records they'll be accustomed to giving out that kind of information. Train the agency to respond to records requests.
6. **Blend in.** Each week take a few hours to go to your agency and talk to workers. Ask what they do, what they are working on, and what records they keep.
7. **FOI First on Fridays.** Every Friday (or whatever day of the week works best for you), submit a public records request. Track your requests in a notebook and follow up. Get in the habit of doing it routinely.
8. **Explain to the public.** Get in the habit of explaining what records your information is based on and how people can get them on their own. Create a "Doc Box" for each story explaining the basics of the record, what's in it, and where to get it.

Doing FOI When You're SOL

Accessing public records can be done by anyone, even when the pressures of daily life, Web site posting, and taking on extra responsibilities seem to overwhelm efforts in digging for documents. Here are some tips that might come in handy for people stretched thin:

1. **Surprise yourself.** Look at public records as birthday presents. Because turnaround on requests can take days, weeks or months, (and sometimes years), submit requests for documents that could yield a good follow-up story or project. Then when you get a box in the mail three months later it will be like opening a present. Squeeze those record-based projects around the daily work.
2. **Minimum story.** When you submit a public records request, always have a "minimum" story in mind – something you might be able to produce fast, or a

launching pad for a project. No use fishing for stories with random records requests. That can waste time.

3. **Think FOI FIRST.** The first thing every Monday or Friday morning block out everything, including e-mail, and spend your first 20 minutes on FOI, whether it's drafting a request, checking up on request, or reading through documents. Then attend to e-mail and stories that suck the time (and life) from your day and week. Put a Post-It Note on your computer terminal reminding you: FOI FIRST. Come in an hour early before anyone else is around.
4. **Keep request forms handy.** Carry request forms and a copy of your state open records law in your bag. Fill out requests on the spot if you are at a city council meeting or at the police station.
5. **Tracking system.** Develop a good system for tracking requests. It can be as simple as a binder with a sheet of paper for each request. Some reporters use Excel. Every time something new happens with the request (response from agency, your response back, etc.), note the date, who you talked to, and what was said. Always agree to changes in your request in writing, such as through e-mail exchanges.
6. **Team up.** Find someone else you can work with and team up. Sometimes splitting the work can make things happen. Use Google Documents or other similar programs to share your work and update notes.
7. **Build credibility.** If you complete some record-based projects then your boss is more likely to cut you more time to take on bigger projects.
8. **Get inspired.** During lunch, visit FOI Web sites to see the great work other journalists are doing with documents. See the challenges they face. Even though it seems like your readers and sources might not seem to care about access, know that you aren't alone. There are others out there like you.

Access Resources

Society of Professional Journalists

<http://www.spj.org/foi.asp?> and <http://blogs.spjnetwork.org/foi/>

Provides information about freedom of information. The "Open Doors" publication has document-based story ideas, check the guide to FERPA, and see the Sunshine Network with experts for each state. See the FOI FYI blog at <http://blogs.spjnetwork.org/foi/>

State coalitions for open government

<http://www.nfoic.org/nfoicmembers>

Nearly every state has a coalition for open government, which provides assistance in accessing records. Check the National Freedom of Information Coalition Web site for a coalition in your area. Also, NFOIC has a litigation fund for suing agencies over records.

Reporters Committee for Freedom of the Press

<http://www.rcfp.org>

This group explains how to use FOIA, provides an online request letter generator (for FOIA and state laws), and provides easy-to-understand explanation of state public records laws (<http://www.rcfp.org/ogg/>). Find guides to accessing health records and other information.

Student Press Law Center

<http://www.splc.org/>

This nonprofit center provides free legal assistance to student journalists. Check out the Web site for the publications and searchable database on a variety of student media law issues. It also includes a super FOIA letter generator that caters to each state.

The Art of Access blog

<http://www.theartofaccess.com>

The blog, by David Cuillier and Charles Davis, provides more tips and story ideas on accessing public records, as well as resources for requesters and teaching FOI.

State record ombudsman

About half the states have some sort of mediator or ombudsman to help requesters and agencies settle disputes over records. Check with your state attorney general's office.

iDig Answers

<http://www.idiganswers.com>

"Hit records" provides hundreds of document ideas for stories and tips, by records expert and Florida journalist Joe Adams.

The National Security Archives

<http://www.gwu.edu/~nsarchiv/>

Tips for accessing public records through FOIA, as well as tons of federal records.

Citizen Access Project

www.citizenaccess.org

This Web site out of the University of Florida provides information about access laws in each state, including a rating for whether different aspects are good or bad.

Investigative Reporters and Editors

www.ire.org

This group has an online resource center (for members) that includes a searchable database of more than 20,000 investigative stories and a searchable database of 2,000 tip sheets. Also check out the Extra! Extra! daily stories: <http://www.ire.org/extraextra/>

Society of Environmental Journalists

www.sej.org

Environmental story archive that provides great ideas for data and FOIA requests.

Center for Investigative Reporting

<http://centerforinvestigativereporting.org>

Story blog with great ideas for document-based stories.

Freedom of Information Center

<http://www.nfoic.org/foi-center>

Information about access in all the states, including a listing of public records audits and studies. Out of the University of Missouri – Columbia.

WikiFOIA

<http://sunshinereview.org/index.php/Portal:WikiFOIA>

Provides information and news about access issues nationally.

Alltop Freedom of Information

<http://freedom-of-information.alltop.com/>

A compilation of FOIA blogs with top stories and postings.

State Sunshine blog

<http://openrecords.wordpress.com/>

State Sunshine blog with news about FOIA issues nationally. A good list of links.

Office of Government Information Services

<http://www.archives.gov/ogis/>

The federal agency, started in fall 2009, is the federal ombudsman for FOIA. Have a problem with an agency? Contact them and see if they can help.

OpenTheGovernment.org

<http://www.openthegovernment.org/>

An advocacy group with news and reports about access to federal records.

Sunshine in Government Initiative

<http://www.sunshineingovernment.org/>

Check the FOIA files for hundreds of stories produced with public records.

Google News Alerts

<http://news.google.com>

Go to Google News, click on "News Alerts" then set up alerts with keywords such as "public records request" and "freedom of information" and Google will send you links to stories that contain those keywords.