

AN ORDINANCE AMENDING THE GOVERNING CODE OF THE EUREKA FIRE PROTECTION DISTRICT RELATING TO OPERATIONAL GUIDELINES, POLICIES AND SPECIFIC RESPONSE PLANS

WHEREAS, District is a political subdivision organized under Chapter 321 R.S.MO, and is, among other things, charged with providing fire suppression and emergency services and is likewise authorized to do all those things necessary and incidental thereto; and,

WHEREAS, to protect sensitive public records relating to public agency plans to prevent and respond to possible terrorist incidents and to protect security system plans for certain critical public and private buildings and facilities the State Legislature has amended Section 610.021(18) of the Missouri Revised Statutes (the Sunshine Law) to remove the sunset provision and allow the closing of records related to operational guidelines, policies and specific response plans developed, adopted, or maintained by any public agency responsible for law enforcement, public safety, first response, or public health for use in responding to or preventing any critical incident which is or appears to be terrorist in nature and which has the potential to endanger individual or public safety or health.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE EUREKA FIRE PROTECTION DISTRICT, MISSOURI AS FOLLOWS:

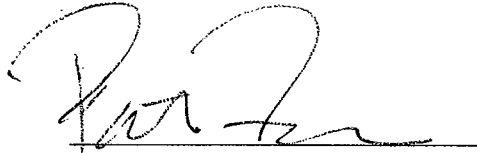
SECTION 1: The Public Access to Official Records Policy (Sunshine Law Policy) of the EUREKA FIRE PROTECTION DISTRICT is hereby amended by adding a new Section to read as follows:

RECORDS PERTAINING TO OPERATIONAL GUIDELINES, POLICIES AND SPECIFIC RESPONSE PLANS

Because disclosure would impair the FIRE DISTRICT's ability to protect the security or safety of persons or real property, and because the public interest in nondisclosure outweighs the public interest in disclosure under the circumstances, it is hereby determined that all operational guidelines, policies and specific response plans developed, adopted, or maintained by any agency, department, board or commission of the EUREKA FIRE PROTECTION DISTRICT responsible for law enforcement, public safety, first response, or public health for use in responding to or preventing any critical incident which is or appears to be terrorist in nature and which has the potential to endanger individual or public safety or health shall be closed records; except that financial records related to the procurement of or expenditures relating to operational guidelines, policies or plans purchased with public funds shall be open records.

SECTION 2: This ordinance shall be in full force and effect from and after its passage and approval.

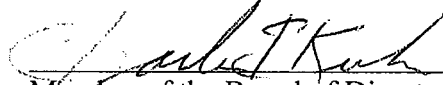
ENACTED BY THE BOARD OF DIRECTORS OF THE EUREKA FIRE
PROTECTION DISTRICT THIS 21 DAY OF AUGUST, 2013.



Chairman of the Board of
Directors



Member of the Board of Directors



Member of the Board of Directors



Secretary of the Board of Directors