



Michigan's Freedom of Information Act

A Guide to Statutory Exemptions

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Forward

The Board of Directors of the Michigan Association of Municipal Attorneys is committed to assisting member attorneys and the practice of municipal law in Michigan. It does so through educational programs, assistance with legislative matters, and with publications which enlighten and assist its members and the public.

Michigan's Freedom of Information Act (FOIA), along with its companion the Open Meetings Act, was enacted by the Legislature in 1976 to promote openness in the operations of local governments. It applies to documentary materials, whether printed, electronic or recorded, and any exemptions to disclosure of these must be specifically enumerated. While the FOIA is decades old, it remains a statute that local government officials and their attorneys administer and interpret regularly—and for some communities, daily.

“Sunshine Laws and Local Government” in *Michigan Municipal Law* by Steven Mann and Don Schmidt (The Institute of Continuing Legal Education, August 2013 Update), is an excellent source for understanding the entirety of the FOIA. The intent of this publication is to provide a practical guide to the various state law exemptions from disclosure, especially those that are not in the Act itself.

The Michigan Municipal League is proud to assist with the production of this work. Its genesis was a document prepared by Susan M. Bisio, Assistant Wayne County Corporation Counsel, and circulated on the Michigan Association of Municipal Attorneys listserv. Additional work was done by staff in John Schrier's Parmenter Law office. From that point, two persons deserve the credit for this outstanding resource: James Carter Fisher and Crystal L. Morgan. Mr. Fisher was the author during his recent Michigan Association of Municipal Attorneys internship at the Municipal League. Carter has since graduated from the University of Michigan Law School and is working for the Wayne County Corporation Counsel. Crystal Morgan, as co-chair of the Publications Committee of the Michigan Association of Municipal Attorneys, assisted, supervised, and completed final editing of the document. Both deserve tremendous credit for completing a needed resource, one that involved an arduous and often tedious process.

The Michigan Association of Municipal Attorneys is providing this resource in electronic format. This will facilitate the widest possible distribution and updates as new statutory exemptions are enacted.

June 2018

William C. Mathewson

General Counsel, Michigan Municipal League

Secretary-Treasurer, Michigan Association of Municipal Attorneys

Preface

This guide was published by the Michigan Association of Municipal Attorneys to assist municipal attorneys in determining whether certain public records may be exempt from disclosure under the Michigan Freedom of Information Act (“Act”), MCL 15.231 *et seq.* The Act describes various types of records that may be exempted from disclosure as a public record under the Act, including “[r]ecords or information specifically described and exempted from disclosure by statute.” The purpose of this guide is to identify Michigan statutes that describe confidential records or expressly exempt certain documents or information from disclosure and, thus, may be applicable when reviewing a request under the Act.

Part I of this guide sets forth Section 13 of the Act, MCL 15.243, which contains the exemption language. Part II contains a list of Michigan statutes, organized by chapter and section, that address confidentiality of records or information and/or expressly exempt records from disclosure under the Act.

To aide readers, this guide provides examples of confidential records or records that may be exempt from disclosure under the referenced statutes. These examples are not intended to be an authoritative or exhaustive list of exempt records and should not be relied upon as a substitute for reading the text of the referenced statute. This guide is searchable using the “Ctrl + F” or “Find” function on a computer.

Special thanks to James Carter Fisher for his research and significant contributions to this project.

June 2018

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Michigan Association of Municipal Attorneys

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Introduction

This guide was published by the Michigan Association of Municipal Attorneys to assist municipal attorneys in determining whether certain public records may be exempt from disclosure under the Michigan Freedom of Information Act (“Act”), MCL 15.231 *et seq.* The Act describes various types of records that may be exempted from disclosure as a public record under the Act, including “[r]ecords or information specifically described and exempted from disclosure by statute.” The purpose of this guide is to identify Michigan statutes that describe confidential records or expressly exempt certain documents or information from disclosure and, thus, may be applicable when reviewing a request under the Act.

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DISCLAIMER: The information contained in this guide is for use by Michigan municipal attorneys in the course of their representation of municipal clients. This guide is not intended to be relied upon as legal advice or opinion and does not create an attorney/client relationship between the publisher/editor and the reader.

Part I

Public Records Exempt from Disclosure under the
Michigan Freedom of Information Act
MCL 15.243

- (1) A public body may exempt from disclosure as a public record under this act any of the following:
 - (a) Information of a personal nature if public disclosure of the information would constitute a clearly unwarranted invasion of an individual's privacy.
 - (b) Investigating records compiled for law enforcement purposes, but only to the extent that disclosure as a public record would do any of the following:
 - (i) Interfere with law enforcement proceedings.
 - (ii) Deprive a person of the right to a fair trial or impartial administrative adjudication.
 - (iii) Constitute an unwarranted invasion of personal privacy.
 - (iv) Disclose the identity of a confidential source, or if the record is compiled by a law enforcement agency in the course of a criminal investigation, disclose confidential information furnished only by a confidential source.
 - (v) Disclose law enforcement investigative techniques or procedures.
 - (vi) Endanger the life or physical safety of law enforcement personnel.
 - (c) A public record that if disclosed would prejudice a public body's ability to maintain the physical security of custodial or penal institutions occupied by persons arrested or convicted of a crime or admitted because of a mental disability, unless the public interest in disclosure under this act outweighs the public interest in nondisclosure.
 - (d) Records or information specifically described and exempted from disclosure by statute.
 - (e) A public record or information described in this section that is furnished by the public body originally compiling, preparing, or receiving the record or information to a public officer or public body in connection with the performance of the duties of that public officer or public body, if the considerations originally giving rise to the exempt nature of the public record remain applicable.
 - (f) Trade secrets or commercial or financial information voluntarily provided to an agency for use in developing governmental policy if:
 - (i) The information is submitted upon a promise of confidentiality by the public body.
 - (ii) The promise of confidentiality is authorized by the chief administrative officer of the public body or by an elected official at the time the promise is made.
 - (iii) A description of the information is recorded by the public body within a reasonable time after it has been submitted, maintained in a central place within the public body, and made available to a person upon request. This subdivision does not apply to information submitted as required by law or as a condition of receiving a governmental contract, license, or other benefit.
 - (g) Information or records subject to the attorney-client privilege.
 - (h) Information or records subject to the physician-patient privilege, the psychologist-patient privilege, the minister, priest, or Christian Science practitioner privilege, or other privilege recognized by statute or court rule.

- (i) A bid or proposal by a person to enter into a contract or agreement, until the time for the public opening of bids or proposals, or if a public opening is not to be conducted, until the deadline for submission of bids or proposals has expired.
- (j) Appraisals of real property to be acquired by the public body until either of the following occurs:
 - (i) An agreement is entered into.
 - (ii) Three years have elapsed since the making of the appraisal, unless litigation relative to the acquisition has not yet terminated.
- (k) Test questions and answers, scoring keys, and other examination instruments or data used to administer a license, public employment, or academic examination, unless the public interest in disclosure under this act outweighs the public interest in nondisclosure.
- (l) Medical, counseling, or psychological facts or evaluations concerning an individual if the individual's identity would be revealed by a disclosure of those facts or evaluation, including protected health information, as defined in 45 CFR 160.103.
- (m) Communications and notes within a public body or between public bodies of an advisory nature to the extent that they cover other than purely factual materials and are preliminary to a final agency determination of policy or action. This exemption does not apply unless the public body shows that in the particular instance the public interest in encouraging frank communication between officials and employees of public bodies clearly outweighs the public interest in disclosure. This exemption does not constitute an exemption under state law for purposes of section 8(h) of the open meetings act, 1976 PA 267, MCL 15.268. As used in this subdivision, "determination of policy or action" includes a determination relating to collective bargaining, unless the public record is otherwise required to be made available under 1947 PA 336, MCL 423.201 to 423.217.
- (n) Records of law enforcement communication codes, or plans for deployment of law enforcement personnel, that if disclosed would prejudice a public body's ability to protect the public safety unless the public interest in disclosure under this act outweighs the public interest in nondisclosure in the particular instance.
- (o) Information that would reveal the exact location of archaeological sites. The department of history, arts, and libraries may promulgate rules in accordance with the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328, to provide for the disclosure of the location of archaeological sites for purposes relating to the preservation or scientific examination of sites.
- (p) Testing data developed by a public body in determining whether bidders' products meet the specifications for purchase of those products by the public body, if disclosure of the data would reveal that only 1 bidder has met the specifications. This subdivision does not apply after 1 year has elapsed from the time the public body completes the testing.
- (q) Academic transcripts of an institution of higher education established under section 5, 6, or 7 of article VIII of the state constitution of 1963, if the transcript pertains to a student who is delinquent in the payment of financial obligations to the institution.
- (r) Records of a campaign committee including a committee that receives money from a state campaign fund.
- (s) Unless the public interest in disclosure outweighs the public interest in nondisclosure in the particular instance, public records of a law enforcement agency, the release of which would do any of the following:
 - (i) Identify or provide a means of identifying an informant.

- (ii) Identify or provide a means of identifying a law enforcement undercover officer or agent or a plain clothes officer as a law enforcement officer or agent.
- (iii) Disclose the personal address or telephone number of active or retired law enforcement officers or agents or a special skill that they may have.
- (iv) Disclose the name, address, or telephone numbers of family members, relatives, children, or parents of active or retired law enforcement officers or agents.
- (v) Disclose operational instructions for law enforcement officers or agents.
- (vi) Reveal the contents of staff manuals provided for law enforcement officers or agents.
- (vii) Endanger the life or safety of law enforcement officers or agents or their families, relatives, children, parents, or those who furnish information to law enforcement departments or agencies.
- (viii) Identify or provide a means of identifying a person as a law enforcement officer, agent, or informant.
- (ix) Disclose personnel records of law enforcement agencies.
- (x) Identify or provide a means of identifying residences that law enforcement agencies are requested to check in the absence of their owners or tenants.
- (t) Except as otherwise provided in this subdivision, records and information pertaining to an investigation or a compliance conference conducted by the department under article 15 of the public health code, 1978 PA 368, MCL 333.16101 to 333.18838, before a complaint is issued. This subdivision does not apply to records or information pertaining to 1 or more of the following:
 - (i) The fact that an allegation has been received and an investigation is being conducted, and the date the allegation was received.
 - (ii) The fact that an allegation was received by the department; the fact that the department did not issue a complaint for the allegation; and the fact that the allegation was dismissed.
- (u) Records of a public body's security measures, including security plans, security codes and combinations, passwords, passes, keys, and security procedures, to the extent that the records relate to the ongoing security of the public body.
- (v) Records or information relating to a civil action in which the requesting party and the public body are parties.
- (w) Information or records that would disclose the social security number of an individual.
- (x) Except as otherwise provided in this subdivision, an application for the position of president of an institution of higher education established under section 4, 5, or 6 of article VIII of the state constitution of 1963, materials submitted with such an application, letters of recommendation or references concerning an applicant, and records or information relating to the process of searching for and selecting an individual for a position described in this subdivision, if the records or information could be used to identify a candidate for the position. However, after 1 or more individuals have been identified as finalists for a position described in this subdivision, this subdivision does not apply to a public record described in this subdivision, except a letter of recommendation or reference, to the extent that the public record relates to an individual identified as a finalist for the position.
- (y) Records or information of measures designed to protect the security or safety of persons or property, whether public or private, including, but not limited to, building, public works, and public water supply designs to the extent that those designs relate to the ongoing

security measures of a public body, capabilities and plans for responding to a violation of the Michigan anti-terrorism act, chapter LXXXIII-A of the Michigan penal code, 1931 PA 328, MCL 750.543a to 750.543z, emergency response plans, risk planning documents, threat assessments, and domestic preparedness strategies, unless disclosure would not impair a public body's ability to protect the security or safety of persons or property or unless the public interest in disclosure outweighs the public interest in nondisclosure in the particular instance.

- (z) Information that would identify or provide a means of identifying a person that may, as a result of disclosure of the information, become a victim of a cybersecurity incident or that would disclose a person's cybersecurity plans or cybersecurity-related practices, procedures, methods, results, organizational information system infrastructure, hardware, or software. *[effective June 17, 2018]*
- (aa) Research data on road and attendant infrastructure collected, measured, recorded, processed, or disseminated by a public agency or private entity, or information about software or hardware created or used by the private entity for such purposes. *[effective June 17, 2018]*
- (2) A public body shall exempt from disclosure information that, if released, would prevent the public body from complying with 20 USC 1232g, commonly referred to as the family educational rights and privacy act of 1974. A public body that is a local or intermediate school district or a public school academy shall exempt from disclosure directory information, as defined by 20 USC 1232g, commonly referred to as the family educational rights and privacy act of 1974, requested for the purpose of surveys, marketing, or solicitation, unless that public body determines that the use is consistent with the educational mission of the public body and beneficial to the affected students. A public body that is a local or intermediate school district or a public school academy may take steps to ensure that directory information disclosed under this subsection shall not be used, rented, or sold for the purpose of surveys, marketing, or solicitation. Before disclosing the directory information, a public body that is a local or intermediate school district or a public school academy may require the requester to execute an affidavit stating that directory information provided under this subsection shall not be used, rented, or sold for the purpose of surveys, marketing, or solicitation.
- (3) This act does not authorize the withholding of information otherwise required by law to be made available to the public or to a party in a contested case under the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24.328.
- (4) Except as otherwise exempt under subsection (1), this act does not authorize the withholding of a public record in the possession of the executive office of the governor or lieutenant governor, or an employee of either executive office, if the public record is transferred to the executive office of the governor or lieutenant governor, or an employee of either executive office, after a request for the public record has been received by a state officer, employee, agency, department, division, bureau, board, commission, council, authority, or other body in the executive branch of government that is subject to this act.

Part II

Michigan Statutes Identifying Confidential Records and/or
Expressly Exempting Records from Disclosure under the
Michigan Freedom of Information Act

| Topic | Public Act | MCL | Record Types/Examples |
|---|-------------|---------------|---|
| Legal Corrections Ombudsman; Correspondence between Ombudsman and Prisoner; Prisoner Complaints and Rights to Privacy | 197 PA 1995 | 4.359(1)-(3) | Written communication between ombudsmen and prisoners; reports filed by ombudsman about prisoner complaints; personal identifying information of complainants, including their names and addresses. |
| Veterans' Facility Ombudsman; Reports on Veteran Concerns | 198 PA 2016 | 4.779(2) | Reports and recommendations made by the Michigan veterans' facility ombudsman to the legislative council on significant veteran health and safety concerns. |
| Department of Corrections; Prisoner Safety Concerns | 268 PA 1986 | 4.1104(6) | Reports and recommendations of the legislative corrections ombudsman to the legislative council on significant prisoner health and safety concerns. |
| Unpublished Bills in the Senate; Senate Fiscal Agency | 268 PA 1968 | 4.1501(2)-(3) | The contents of unpublished bills, substitutes, amendments, resolutions, special reports, or proposals that are to be considered by the Senate. |
| Unpublished Bills in the House; House Fiscal Agency | 268 PA 1968 | 4.1601(5)-(6) | The contents of unpublished bills, substitutes, amendments, resolutions, special reports, or proposals that are to be considered by the House of Representatives. |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|-------------|---|
| Fundraising; Public Inspection of Registration Forms and Documents | 298 PA 1992 | 14.306(2) | The addresses of registered professional fundraisers and those making solicitations for said fundraisers that are included on registrations with the Attorney General. |
| Law Enforcement Statements; Involuntary Statements made by law enforcement officers (Garrity Statements) | 563 PA 2006 | 15.395 | Involuntary statements by law enforcement officers made during an internal affairs investigation, if compelled under the threat of dismissal or any other employment sanction by the employing agency. |
| Crime Victim Services and Compensation; Victims of Sexual Assault; Sexual assault medical forensic examination | 223 PA 1976 | 18.355a(9) | Records and information collected by the crime victim services commission that identify the victims of sexual assault, including names, addresses, birthdates, and medical records. |
| Crime Victim Services; Commission Proceedings; Testimony of Victim | 519 PA 1996 | 18.363 | A claimant's file, including but not limited to identifying personal information, and his or her testimony before the crime victim services commission. |
| State Contract Bids, Quotes, Proposals; Trade Secrets | 431 PA 1984 | 18.1261(13) | Bids, quotes, or proposals of contractors submitted to the Department of Management and Budget before the contract is awarded; records created in the preparation for and evaluation of the bid, quote, or proposal until the time of final notification of award of the contract; trade secrets including chemical formulas, computer programming, and proprietary techniques. |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|------------|---|
| Accounting Information; Audits of contracts for services and grants of state funds | 431 PA 1984 | 18.1470(3) | Proprietary financial and accounting data and records associated with contracts between the state and private contractors. |
| Methamphetamine Abuse Reporting Act; Information provided under the act and entered in NPLeX under the act | 276 PA 2014 | 28.128(2) | Identifying information for people convicted of methamphetamine-related offenses that is added to the National Precursor Log Exchange to create stop-sale alerts, including the names, birthdates, and driver license numbers of convicted individuals as well as reports of their conviction and the date of the conviction. |
| Methamphetamine Reporting Act; Reporting and compilation of information regarding methamphetamine manufacture, use, possession, and distribution | 262 PA 2006 | 28.192(7) | Information gathered by the Department of State Police on the manufacture, use and sale of methamphetamine, including the name and address of the reporting entity, the location of the sale, manufacture or use, and information regarding a minor was present at the incident. |
| Sex Crimes; Reports of sexually motivated crimes and crimes involving sexual conduct | 231 PA 1986 | 28.247 | Reports created by county sheriffs and municipal police chiefs regarding persons against whom a warrant has been issued and the disposition thereof in sexually motivated crimes, and juvenile offenses and crimes involving sexual conduct and the disposition of cases resulting from such charges. |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|------------|--|
| Secretary of State; Organ Donor Registry | 31 PA 2017 | 28.292(8) | Information maintained by the Secretary of State about an individual's indication of a willingness to have his or her name placed on the organ donor registry. |
| Secretary of State; Enhanced Driver License; Enhanced Official State Personal Identification Card | 23 PA 2008 | 28.305(8) | Copies or digital images of documents retained by the Secretary of State regarding enhanced driver's licenses and enhanced identification cards, including application and supporting materials such as birth certificates, social security cards, marriage certificates, and divorce certificates. |
| Firearms; License to Carry Firearms Records | 202 PA 2014 | 28.421b(1) | Firearms records including licenses to carry pistol, concealed carry licenses, and sale reports for pistols and other firearms. |
| Firearms; Retired Law Enforcement Officers; Application and certificate to carry concealed firearms; Computerized database | 537 PA 2008 | 28.520(4) | Information contained in the database compiled by the state commission on law enforcement standards concerning individuals who apply for a certificate to carry a concealed weapon under the act, including names, dates and places of birth, addresses, criminal charges filed and convictions against individuals, and civil actions against individuals during the tenure of their certificate. |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|----------------|---|
| Sex Offender Registry; Confidentiality of registration or report | 295 PA 1994 | 28.730(1) | The registration and reports of convicted sex offenders that are filed with the Department of State Police and local law enforcement. Reports include information about the offender's address, job, enrollment as a student, ownership of a motor vehicle, and use of email addresses and social media accounts. |
| Fire Prevention Code; State fire safety board | 247 PA 1980 | 29.3b(10)-(11) | Information in reports gathered by the fire safety board that the reporting person or company has designated as confidential, such as trade secrets or confidential business information that, if disclosed, may cause a competitive disadvantage. |
| Fire Prevention Code; Reports Concerning Fires | 207 PA 1941 | 29.4 | Fire officials, police officers or agents designated by the fire marshal may seek information from an insurance company regarding fires resulting in a loss of life or property and shall hold the information in confidence until release of the information is required in the course of or pursuant to a criminal or civil proceeding. |
| Fire Prevention Code; Fire Safety, Hazardous Chemicals | 207 PA 1941 | 29.5p(3) | Information obtained by a fire chief concerning hazardous chemical materials. |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|-----------|--|
| Fire Prevention Code; Schools and school dormitories; Fire and tornado safety drills | 45 PA 1998 | 29.19(8) | The planned dates of K-12 schools' emergency drills including fire, tornado, and active shooter drills that are reported to the county emergency manager coordinator. |
| Transportation of Hazardous Materials; Motor carriers | 138 PA 1998 | 29.480(4) | Data submitted on a uniform application pursuant to the Hazardous Material Transportation Act, including information related to a motor carrier's customers and service provided to specific customers; financial balance sheet and income statement data; ownership and debt liability data; and information related to a motor carrier's parent companies, affiliates, and subsidiaries. |
| Record of Veterans' Discharges; Military records | 31 PA 1998 | 35.32(1) | Certain military service discharge records of veterans maintained by county clerks. |
| Polygraphs | 44 PA 1982 | 27.205 | An employer or employment agency shall not share with any other person information that communicates the results or analysis of an employee's or applicant's polygraph examination, or the fact that an employee or applicant for employment refused to submit to a polygraph examination. |

| Topic | Public Act | MCL | Record Types/Examples |
|---|-------------|-------------|---|
| State Employees' Retirement Act | 240 PA 1943 | 38.12 | State employees retirement board is not required to provide an accounting to an individual more than once within a 12-month period. |
| Township Civil Service Commission; Employee records; Service records | 246 PA 1965 | 38.458(i) | Service records and employee records maintained by the township civil service commission, including records of service, military or naval experience, and such other matters as may have a bearing on promotion, transfer or discharge. |
| Public Employee Retirement Benefits; Accounting, auditing and financial records and reports | 314 PA 1965 | 38.1140h(3) | Information regarding the calculation of actual or estimated retirement benefits for members of a public employee retirement system. |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|-------------|---|
| Public Employee Retirement Benefits; Investment fiduciaries; Financial records | 314 PA 1965 | 38.1140l(1) | Records retained by an investment fiduciary in connection with the investment of assets of a system that relate to financial or proprietary information pertaining to a portfolio company in real estate or alternative investments in which the investment fiduciary has invested or has considered an investment that is considered by the portfolio company and Acknowledged by the investment fiduciary as confidential; or that relates to financial or proprietary information whether prepared by or for the investment fiduciary regarding loans and assets directly owned by the investment fiduciary and acknowledged by the investment fiduciary as confidential. The investment information of private companies that also invest on behalf of public employee retirement systems so long as the investment information is not related to the investments made for the retirement system and is not already public knowledge. This information includes the type of financial instruments used by of the company. |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|-------------|---|
| Retired Public School Teachers | 300 PA 1980 | 38.1328(4) | Email addresses of retired public school employees receiving retirement benefits from the state's department of technology, management and budget. |
| Medical Examiner; Investigation by county medical examiner as to cause and manner of death | 181 PA 1953 | 52.202(4) | The medical records, books, papers, documents, and other items a medical examiner collects in investigating an unexpected, unattended or violent death. |
| Elderly & Vulnerable Adults; Notice to county medical examiner by physician or individual with knowledge of certain deaths | 181 PA 1953 | 52.203(4) | Reports on suspicious or sudden deaths of elderly or vulnerable adults by the county medical examiner's adult death review team. |
| Public Works Bidding | 170 PA 1933 | 123.504 | Certain questionnaires submitted by bidders on public works projects including construction, maintenance and repair work for state entities. |
| Business Incubation Centers; Proprietary Information received by a community board | 198 PA 1984 | 125.1574(7) | Certain proprietary information received by a community board, including a Downtown Development Authority or economic development entity relating to use of property as a business incubation center. |

| Topic | Public Act | MCL | Record Types/Examples |
|---|-------------|------------------|---|
| Economic Development; State Research Fund; Proprietary information | 175 PA 1982 | 125.1954(1) | Certain proprietary information received from applicants for economic development grants from the state research fund, such as trade secrets, business strategies, and business practices that are not otherwise public knowledge and contribute to the financial success of the applicant. |
| Michigan Strategic Fund; Applications for Funding; Financial or proprietary information | 270 PA 1984 | 125.2005(9) | Certain financial or proprietary information that is submitted to the State Strategic Fund in applications for loans and grants, including financial statements and information about the funding and budgeting for specific projects, when deemed confidential. |
| Michigan Strategic Fund; Investment fund; Investment fiduciary records | 270 PA 1984 | 125.2088c(8)-(9) | Certain records received, prepared, used, or retained by an investment fiduciary in connection with an investment or potential investment of the investment fund, including certain records pertaining to investment portfolio companies. |

| Topic | Public Act | MCL | Record Types/Examples |
|---|-------------|-------------|--|
| Next Michigan Development Corporation; Development Funding | 275 PA 2010 | 125.2957(2) | Certain financial or proprietary information received by the Next Michigan Development Corporation as part of an application for renaissance zone status or for other incentives, which may include business plans and financial documents that are not publicly available, as well as site selection planning where more than one site is being considered for development. |
| Convention Facility Authority | 203 PA 1999 | 141.1407(2) | Financial or proprietary information submitted to a local convention facility authority, including information that has not been publicly disseminated or that is not available from other sources, the release of which might cause competitive harm to the person submitting the information. |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|------------------|--|
| Election; Voter Registration Information | 116 PA 1954 | 168.509gg(1)-(2) | Voter registration information contained in a voter registration record held by the Secretary of State, a designated voter registration agency, or a county, city, township or village clerk, including the record or any portion of a registration record that contains the voter's birthdate, driver's license number, telephone number, the office that received the registered voter's application, a record that the voter declined to register, and/or the last four digits of the voter's social security number. |
| Election; Voter Registration Card; Elector birthdate | 116 PA 1954 | 168.522a | The portion of a voter registration record containing the month and date of an elector's birth (the year of the elector's birth is not exempt from disclosure). |
| Election; Absentee Voter Contact Information; Absent uniformed services voter or overseas voter; Email addresses | 116 PA 1954 | 168.759a(11) | Email addresses of overseas voters and voters in military service who apply for absentee ballots. |
| Tax Tribunal; Evidence; Use of statements at mediation conference | 186 PA 1973 | 205.747(7) | Statements, written submissions, and certain communications related to mediation conferences conducted under the Tax Tribunal Act. This may include materials submitted to the mediator or another party or counsel in a mediation conference, including but not limited to written arguments, |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|-------------------|--|
| | | | correspondence and evidence such as sales price, valuation materials, income and expense reports. |
| Michigan ABLE Savings account information | 160 PA 2015 | 206.995 | Certain information held by the State Treasurer that relates to owners of Michigan ABLE savings accounts, including the names and identification numbers of account owners and designated Beneficiaries |
| Business Tax Credits; Michigan Economic Growth Authority | 24 PA 1995 | 207.805(3) | Financial or proprietary information submitted to the Michigan Economic Growth Authority as part of an application for a tax credit under the Single Business Tax Act. This includes certain financial information that has not been publicly disseminated and is deemed confidential; the exemption does not apply to the name or address of the applicant. |
| Property Tax; Forest Management Plans; Qualified forest property | 206 PA 1893 | 211.7jj[1](15) | Information specific to an individual property owner's forest management plan. The exemption does not apply to aggregate information, such as how much timber would be expected to be on the market each year as a result of enrollees in the qualified forest property program. |
| Property Tax; Methane, Farming; Personal property exemption | 206 PA 1893 | 211.9(1)(j)(i)(C) | The identity of the owner of certain methane digesters or methane digester electric generating systems and the identity of the owner and location of the farm operation on |

| Topic | Public Act | MCL | Record Types/Examples |
|---|-------------|-------------|--|
| | | | which certain methane digesters or methane digester electric generating systems are located. |
| Property Tax; Property Tax Statements | 206 PA 1893 | 211.23 | Real and personal property tax statements received by the supervisor or assessor that are used in making property tax assessments or for enforcing the provisions of the General Property Tax Act. |
| State Essential Services Assessment | 92 PA 2014 | 211.1057(3) | Personal property statements submitted by eligible claimants under the State Essential Services Assessment Act. |
| Alternative State Essential Services Assessment | 92 PA 2014 | 211.1077(3) | Personal property statements submitted by eligible claimants under the State Essential Services Assessment Act. |
| Property Tax; Forest Management Plans; Transitional qualified forest property | 260 PA 2016 | 211.1101 | Information specific to an individual property owner's forest management plan. The exemption does not apply to aggregate information, such as how much timber would be expected to be on the market each year as a result of enrollees in the qualified forest property program. |
| Fingerprint Identification Data; Fingerprint cards | 384 PA 2006 | 256.679(3) | Fingerprint scans and associated identifying information made during or after a criminal arrest. |
| Automobile Insurance; Renewal of registration; Transmission of vehicle policy information | 300 PA 1949 | 257.227(4) | Vehicle insurance policy information that is accepted by the Secretary of State when renewing a vehicle's registration. |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|---------------|--|
| Organ Donor Registry; Application for operator's or chauffeur's licenses or commercial learner's permit | 300 PA 1949 | 257.307(6) | Information submitted to the Secretary of State about whether an applicant for a driver's license or state ID is willing to have his or her name placed on the organ donor registry. |
| Grain Dealers; Financial Records | 141 PA 1939 | 285.73(1)-(3) | The accountant's report, balance sheet, income statement, notes and disclosures, and statement of allowable net assets that grain dealers are required to report to the Department of Agriculture when applying to become certified grain dealers. |
| Grain Dealers; Complaints | 141 PA 1939 | 285.85(6) | The identity of an individual who makes a claim that a grain dealer is violating the Grain Dealers Act. |
| Michigan Agricultural Development Fund; Agricultural value-added grant program; Grant application | 322 PA 2000 | 285.302(3) | Financial or proprietary information submitted to the Department of Agriculture in a grant application. This may include business development plans, marketing strategies, financial and capital needs, management structure, distribution plans, market research, plans for developing technology, feasibility studies, telecommunications plans and infrastructure, plans for facility purchases, and site development schematics. |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|---------------------------|---|
| Farm Produce Insurance Authority | 198 PA 2003 | 285.317(12) 285.318(2) | Certain records submitted to the Farm Produce Insurance Authority by certified grain dealers, including the amount of the premiums collected by the dealers from producers, the amount of the premiums paid to the Authority, financial records that are not publicly available, including certain agreements and receipts. |
| Farms; Manure Management Plans | 93 PA 1981 | 286.474(9) | Manure management plans submitted by farm operators. |
| Farms; Proprietary Information and Financial Records; Organic advisory committee | 316 PA 2000 | 286.925(5) | Records presented to the Organic Advisory Committee that discuss a person's financial status or proprietary information. This includes financial records like balance sheets, income statements, and tax statements as well as techniques used by farmers to grow and preserve food products that are not public knowledge. |
| Farms; Commercial Feed; Inspection fees | 120 PA 1975 | 287.526(4) | The information submitted to the Department of Agriculture and Rural Development about commercial feed to be inspected, including the amount of feed distributed in the state by a manufacturer or distributor and the amount of inspection fees due. |

| Topic | Public Act | MCL | Record Types/Examples |
|---|-------------|--------------|---|
| Horse Ownership and Disease Testing; Equine infectious anemia test required | 466 PA 1988 | 287.726a(21) | Identifying information of horse owners collected by the Department of Agriculture while investigating horses for equine infectious anemia, including the names and addresses of the horse owners. |
| Animals affected with reportable disease or contaminated with toxic substance | 466 PA 1988 | 287.709(6) | Medical information including test results, locations where medical tests were conducted, identifying information of an animal and the issuance of health certificates that could identify the owners of an animal tested by the state for reportable diseases. |
| Dairy Producers; Cancellation or modification of security by dairy plant; Audited financial statement | 267 PA 2001 | 288.680(4) | Financial and product information submitted by dairy plants to the Department of Agriculture, including balance sheets, income statements, equity statements, statements of cash flow, as well as the amounts of raw milk the dairy plant will process and the amount of product they expect to receive over the course of a 30-day period. |
| Farming; Potato Growth and Sales | 29 PA 1970 | 290.424a(1) | The amount of assessments paid or potatoes shipped by growers and shippers of potatoes that are reported to the State Potato Industry Commission. |
| Agricultural Marketing Programs | 232 PA 1965 | 290.657(9) | The amount assessed to a specific producer who participates in an agricultural commodities marketing program as well as names and addresses of |

| Topic | Public Act | MCL | Record Types/Examples |
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| | | | producers of agricultural commodities. |
| Agricultural Conservation Plans | 451 PA 1994 | 324.8207 | Certain information voluntarily provided by a person in connection with the development, implementation, or verification of a conservation plan or conservation practices. |
| Pesticides; Sale or distribution of restricted use pesticide | 451 PA 1994 | 324.8310(8) | Records submitted to the Department of Agriculture by restricted use pesticide dealers listing all restricted use pesticide sales to private applicators and the intended county of application for those pesticides. |
| Pesticides; Records of certified commercial applicators | 451 PA 1994 | 324.8311(6) | Information submitted to the Department of Agriculture by commercial pesticide applicators that lists the pesticide registration number, product name, and total formulated amount of pesticide applied to each county during the previous calendar year. |
| Farming; Inspecting, sampling, and analyzing fertilizer and soil conditioners | 451 PA 1994 | 324.8510(5) | Information submitted to the Department of Agriculture concerning the types, locations and amounts of fertilizer used by farmers. |
| Farming; Ammonium nitrate fertilizer; Information to be obtained by retailers | 451 PA 1994 | 324.8518(4) | Records by of sales of ammonium nitrate fertilizer maintained by sellers and submitted to the Department of Agriculture, including the date of the sale of the fertilizer, the quantity purchased, the |

| Topic | Public Act | MCL | Record Types/Examples |
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| | | | purchaser's operator's license number, and the purchaser's name, address, and telephone number. |
| Farming, Conservation; Michigan agriculture environmental assurance program | 451 PA 1994 | 324.8710(10) | Information submitted by farmers to the Department of Agriculture to qualify for the Michigan agriculture environmental assurance program, including details of the best farming practices and conservation techniques implemented by farmers applying for certification. |
| Pesticides; Restricted Use | 451 PA 1994 | 324.8712(3) | Information collected by the Department of Agriculture regarding the location and amounts of pesticides used in certain areas that might impact the quality of groundwater. |
| Farming; Water Quality; Surface water quality monitoring program | 451 PA 1994 | 324.8713a(2) | Water quality monitoring data voluntarily collected by farmers that details where the water was collected and who did the collection. |
| Fertilizer, Pesticides; Adverse impact on groundwater | 451 PA 1994 | 324.8714(1) | Information collected by the Department of Agriculture after it is confirmed that groundwater in a certain area has been compromised, including the identity, nature and quantity of pesticides and fertilizers that are in use or have been used on a site and current or past production practices that may have impacted groundwater quality. |

| Topic | Public Act | MCL | Record Types/Examples |
|---|-------------|-------------------------|--|
| Hazardous Waste | 451 PA 1994 | 324.11129(2) | Information from businesses who generate, dispose of, treat or transport hazardous waste that is designated as a trade secret or secret process or as production, commercial, or financial information by the Department of Environmental Quality. |
| Recycling, Electronics; Registration by manufacturers | 451 PA 1994 | 324.17303(2)(c)(iii)(C) | The identity and in-state addresses of recyclers who are contracted by manufacturers of electrical devices to dispose of certain electrical devices. |
| Recycling, Electronics; Video display device takeback program | 451 PA 1994 | 324.17311(1)(e) | Sales data of manufacturers of video display devices that are required to conduct recycling programs and submit data to the Department of Environmental Quality, including the quantity of devices sold, who they are sold to, and the price point at which they are sold. |
| Recycling Reporting | 451 PA 1994 | 324.17504(1)-(2) | Information contained in reports submitted to the state by recycling facilities detailing how much material was received and shipped by the facility yearly. |
| Water Withdrawals; Reporting requirements | 451 PA 1994 | 324.32707(6) | The baseline capacity of water systems to endure water withdrawals and the current amount of withdrawals made by permitted users that is reported to the Department of Environmental Quality. |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|---------------|---|
| Farming; Water Withdrawal; Water use conservation plans | 451 PA 1994 | 324.32708(4) | Certain information submitted to the Dept of Environmental Quality by registered farmers who withdraw water from public waters for agricultural purposes, including the amount and rate of water withdrawn on an annual and monthly basis, the location of the well or wells in latitude and longitude that bring up groundwater, the baseline capacity of the withdrawal based upon system capacity, and a description of the water system's capacity. |
| Forest Management Plans; Commercial forest; Forest management plan violation | 451 PA 1994 | 324.51103(7) | Forest management plans detailing the time tables for harvesting and forest rejuvenation that are submitted by commercial forests to the Department of Natural Resources. |
| Surface and Underground Mining Reclamation; Quarterly reports | 451 PA 1994 | 324.63543(3) | Quarterly reports filed with the state Department of Environmental Quality including information about the location of reclaimed mines and the areas mined there, the process undergone to reclaim the mine(s) and the number of tons of coal mined there. |
| State Police Fingerprint Identification System; Criminal history check | 258 PA 1974 | 330.1134a(13) | Fingerprints and the criminal and mental health records stored in the State's automated fingerprint identification system. |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|----------------------------|--|
| Mental Health Information; Review of professional practices | 258 PA 1974 | 330.1143a(2) | Mental health records kept by psychiatric hospitals on patients, including details of “extraordinary incidents” with patients, and records of prescriptions and diagnoses of illnesses; Administrative data necessary to review the performance of health providers, including the number of checkups conducted by providers and analyses of the quality of care provided. |
| Guardianship for the Developmentally Disabled; Petition for appointment of a guardian; Accompanying report | 258 PA 1974 | 330.1612(4) | Reports submitted to court as part of a petition for the appointment of a guardian for a developmentally disabled individual. |
| Mental Health; Identifying Information | 258 PA 1974 | 330.1746(2) 330.1748(1) | Records of mental health patients including the identity and identifying information about the patient (such as their address, date of birth, and social security number), the services they have received as patients, and their legal records and criminal history. |

| Topic | Public Act | MCL | Record Types/Examples |
|---|-------------|--|---|
| Mental Health; Rights and privileges of prisoners receiving services | 258 PA 1974 | 330.2004a(5) | Mental health records of prisoners in correctional facilities who have received care from the corrections mental health program, including identifying information about the patient (such as their name, address, date of birth, and social security number), the services they have received as patients, and their legal records and criminal history. |
| Health Information Studies; Confidentiality, identity of person, proceedings and reports of review entity | 270 PA 1967 | 331.533 | The name, address, and other identifying information of patients receiving treatment at health facilities that is used to study health conditions and methods of treatment. |
| Health Department; Medical research projects | 369 PA 1978 | 333.2631 333.2632 333.2637 333.2638 333.2639 | Information, records of interviews, written reports, statements, notes, memoranda, or other data or records furnished to, procured by, or voluntarily shared with the department in conducting a medical research project. Upon written request, an individual shall be permitted to review his or her personal records. |
| Public Health; Report Regarding Custody of Child of Unknown Parentage | 368 PA 1978 | 333.2825 | A report filed by a person who assumes custody of a live born child of unknown parentage shall be sealed if the child is identified and a birth registration is found or obtained. |

| Topic | Public Act | MCL | Record Types/Examples |
|---|-------------|-------------|--|
| Public Health | 368 PA 1978 | 333.2832 | When a new certificate of live birth is established, the original certificate and the evidence of adoption or sex designation are not subject to inspection without a court order. |
| Public Health; Parents of Deceased Fetuses; Report of fetal death | 368 PA 1978 | 333.2834(6) | Information that would identify the biological parents of a deceased fetus that are included in fetal death reports from before June 1, 2003. Identifying information of the parents includes: the name of the biological parents, common identifiers such as social security or driver's license numbers, or other statistical information identifiers that would make it possible to identify in any manner or in any circumstances the biological parents of the fetus. |
| Public Health; Abortion Reporting | 368 PA 1978 | 333.2835 | Certain records and information disclosing the identity of a persons who obtained an abortion, the physician who performed the abortion, or the name or address of a facility in which an abortion was performed. |
| Children of Unknown Parentage; Acknowledgement of paternity; Birth Certificate | 368 PA 1978 | 333.2872(1) | The original birth certificate of a child whose actual parents were not identified or misidentified on the birth certificate will not be reviewable by the public once a new birth certificate with the correct parentage is created. |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|--|--|
| Vital Records; Identifying Information; Statistics | 368 PA 1978 | 333.2881(1) 333.2888(1) 333.2895 333.2896 | Vital records kept by local registrars including certificates of registration of birth, death, marriage, or divorce; acknowledgement of parentage; or related data, and vital statistics including numerical information that is derived from vital records, which include certificates of birth, marriage or divorce. The state or local registrar or its agents or employees shall not disclose or permit the inspection or copying of information contained in the system of vital statistics except as authorized. |
| Health Information; HIV status; Confidentiality of information pertaining to HIV infection or acquired immunodeficiency syndrome | 368 PA 1978 | 333.5114a(7) 333.5131(1) | The identifying information of certain patients collected by local departments of health and the state Department of Health of people who are diagnosed as HIV positive and their sexual partners or people who share hypodermic needles with them, as well as test results. |
| Health Information; Lead Paint | 368 PA 1978 | 333.5473a(5) | The name, street address, and telephone number of the owner, agent, or tenant of a residential dwelling where lead-based paint investigations have been conducted; information that could be used to identify children with elevated blood lead levels that have been reported to the Department of Community Health. |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|-------------|---|
| Occupational Diseases, Trade Secrets and Identifying Information; Exposure to hazardous substance or agent | 368 PA 1978 | 333.5613(2) | Trade secrets including manufacturing processes and plans, customer lists, formulas used in manufacturing, and equipment used in construction and other industrial projects discovered as part of an investigation into occupational diseases. Privileged information including sensitive medical information including medical records, diagnoses of diseases, prescriptions, treatments, and identifying information about patients including their names, social security numbers and addresses. |
| Occupational Diseases; Physicians reports | 368 PA 1978 | 333.5621(1) | Reports by a physician, hospital, clinic, or employer of an employee who has a job-related disease. Exempt information may include the name and address of the employee, the name and business address of the employer, the business of the employer, the place of employment, the length of time of employment in the place where the individual became ill, and the nature of the disease. |

| Topic | Public Act | MCL | Record Types/Examples |
|---|-------------|-----------------|---|
| Children with Special Healthcare Needs | 368 PA 1978 | 333.5874 | Information, records notes, memoranda, or other data or records from health professionals about children with special health care needs including identifying information about the child such as their name or address. |
| Health Information; Controlled Substances; Electronic system for monitoring controlled substances | 368 PA 1978 | 333.7333a(9) | Parts of reports filed by veterinarians and physicians detailing controlled substances dispensed to patients and patient identifying information, including names, birthdates, addresses, and social security numbers. |
| Possession or Use of Controlled Substances or Imitation Controlled Substances; Deferral of Proceedings; Nonpublic records | 368 PA 1978 | 333.7411 | If a defendant receives a deferral on a conviction for a qualifying offense relating to narcotic drugs or imitation controlled substances, and unless a judgment of conviction (guilt) is entered, all proceedings regarding the disposition of the criminal charge, including the record of arrest, court proceedings, and disposition of the charge become nonpublic records. |
| Research Subjects; Controlled Substances; Name or identity of subjects of research | 368 PA 1978 | 333.7544(1)-(2) | The names and other identifying characteristics of individuals who are the subjects of research on controlled substances. |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|-------------------|---|
| Hearing and Vision Test Results in School Children; Children registering for kindergarten or first grade | 368 PA 1978 | 333.9307(3) | Records including records of interviews, written reports, statements, notes, memoranda, or other data or records from health professionals about children who have had hearing and vision tests for school; identifying information such as the child's name, address, and social security number. |
| Health Professionals; Reporting and Treatment; Health Professional Recovery Committee | 368 PA 1978 | 333.16170a(1)-(2) | The name and identifying information of someone who reports a health professional's substance abuse issues to the Health Professional Recovery Committee; the name and identifying information of any health professional that participates in and completes treatment with the Health Professional Recovery Committee. |
| Health Professionals; Criminal history checks | 368 PA 1978 | 333.16174(3) | The fingerprint records and any state or national criminal history records of those applying to be registered health professionals. |
| Health Professionals: Patient information obtained in investigations | 368 PA 1978 | 333.16238(1) | Names, addresses, birthdates and other identifying information of patients disclosed to the Department of Licensing and Regulatory Affairs during investigations of health professionals. |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|------------------|---|
| Prescriptions | 368 PA 1978 | 333.17752 | A prescription or equivalent record on file in a pharmacy is not a public record and a person shall not disclose the contents of a prescription without the patient's authorization. |
| Pharmaceuticals; Retail sale of products containing ephedrine or pseudoephedrine | 368 PA 1978 | 333.17766e(2)(b) | Sale logs maintained by retail sellers of ephedrine or pseudoephedrine that include the date of the sale and the time of purchase, the name, address, and date of birth of the buyer, the amount and description of the product sold, and a description of the identification used to make the purchase, such as the state in which a driver license used for identification was issued and number of that license. |
| Health Information Given to Licensing Agencies | 368 PA 1978 | 333.20155(17) | Records collected from hospitals by the Department of Licensing and Regulatory Affairs for licensing purposes. This includes records of medical procedures, personal identifying records such as names, addresses, birthdates driver's license numbers and social security numbers; financial information like credit card numbers; patients' clinical records, recordings of their health status, medical orders, lab test results, nurse's notes about things like heart rate, height and |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|-------------------|--|
| | | | weight, records of medicines given to patients and the dosage and timing of the medicines, records of any surgical procedure including surgeon's notes, discharge papers, and any other records kept about patients' medical history. |
| Healthcare Providers; Fingerprints; Criminal History Check | 368 PA 1978 | 333.20173a(13) | Fingerprints and the identifying information of those fingerprinted, such as their criminal history, that are maintained by the State Department of Police to monitor healthcare providers. |
| Health; Patient Information; Licensing Agencies | 368 PA 1978 | 333.20175(4), (8) | Records about patients given to state licensing agencies including records of medical procedures, personal identifying records such as names, addresses, birthdates driver's license numbers and social security numbers; financial information like credit card numbers; patients' clinical records, recordings of their health status, medical orders, lab test results, nurse's notes about things like heart rate, height and weight, records of medicines given to patients and the dosage and timing of the medicines, records of any surgical procedure including surgeon's notes, discharge papers, and other records regarding patients' medical histories. |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|-------------------|--|
| Public Health; Patient rights to medical records from a licensed health facility or agency | 368 PA 1978 | 333.20201 | A licensed health facility or agency that provides services directly to patients or residents is required to provide certain reports to patients, and is required to maintain the confidentiality of personal and medical records. |
| Emergency Services; Treatment for Traumatic Experiences | 368 PA 1978 | 333.20982(1)-(2) | Details of traumatic emergency situations delivered to critical incident stress management personnel by emergency service providers such as police officers, EMS technicians and fire fighters. |
| Nursing Homes; Complaints; Request for Investigation | 368 PA 1978 | 333.21799a | A complaint regarding a nursing home shall not disclose the complainant or a patient named in the complaint without written consent, with limited exceptions. |
| Health; Hospitals; Patient Information | 368 PA 1978 | 333.21515 | Patient information like names, health conditions and other personal information collected by those who manage hospitals, including public hospitals. |
| Health Information; State Departments | 368 PA 1978 | 333.21743(2)- (3) | Medical identifying information of patients kept by the department of public health or the department of social services such as their names, addresses, diagnoses, treatments, or other personal information that might single out a patient. |

| Topic | Public Act | MCL | Record Types/Examples |
|---|-------------------------|--------------|--|
| Medical Marihuana; Patients and Caregivers; Applications; Registry Identification Cards | Initiated Law 1 of 2008 | 333.26426(h) | Applications and supporting information submitted by qualifying patients, including information regarding their primary caregivers and physicians; the list of persons to whom the State has issued registry identification cards, including individual names and other identifying information on the list. |
| Medical Marihuana Facilities; Applications | 281 PA 2016 | 333.27205(4) | Certain information a municipality obtains from an applicant for a marihuana facility license, including certain information that the Medical Marihuana Licensing Board requests from the municipality in determining whether the licensee's license should be renewed. This may depend on the municipality's ordinance requirements. |
| Medical Marihuana Facilities; Medical Marihuana Licensing Board; Applicant Background | 281 PA 2016 | 333.27302(m) | Certain information, records, interviews, reports, statements, memoranda, or other data supplied to, created by, or used by the state Medical Marihuana Licensing Board related to background investigation of applicants or licensees, and to trade secrets, internal controls, and security measures of the licensees or applicants; information, records, interviews, reports, statements, memoranda, or other data supplied to or used by the board that have been received from another |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|------------------|---|
| | | | jurisdiction or local, state, or federal agency under a promise of confidentiality; information included in the statewide monitoring system that tracks marihuana inventory, sales and suppliers. |
| Medical Marihuana Facilities; Applications for State Operating Licenses; Background Investigations; Inspection, Examination and Seizure of Records | 281 PA 2016 | 333.27401(2)-(3) | Information provided to the state Medical Marihuana Licensing Board that is used for background investigations of medical marihuana facility license applicants, including names, birthdates, social security numbers, and criminal histories; other confidential records such as tax returns and other financial information. |
| Medical Marihuana Facilities; Fingerprints; Criminal history checks | 281 PA 2016 | 333.27402(7)(a) | Fingerprints maintained in the state police fingerprint database and the criminal history and identities of those fingerprinted. |
| Marihuana Tracking Act; Medical Marihuana | 282 PA 2016 | 333.27904 | Information stored in the statewide marihuana tracking system that records registry identification card validity, the date, time, quantity, and price of each sale or transfer of marihuana to a registered qualifying patient or registered primary caregiver, determinations of whether a particular sale or transfer transaction will exceed the permissible limit established under the Michigan medical marihuana act, and marihuana seed-to-sale transfers. |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|--------------------------|---|
| Occupational Licenses for Former Offenders | 381 PA 1974 | 338.43 | Limits the criminal records that can be used, examined, or requested by a licensing board or agency in determination of good moral character for occupational or professional licensing purposes. |
| Polygraphs; Forensic Polygraph Examiners | 295 PA 1972 | 338.1728 | A report and results of a polygraph examiner are confidential. |
| Unarmed Combat Sports; Trade secret or commercial, financial, or proprietary information; Contracts with contestants | 403 PA 2004 | 338.3661a 338.3633(9) | Trade secrets related to the licensing of unarmed combat like boxing and mixed martial arts displays, including information that has not been publicly disseminated or that is unavailable from other sources, the release of which might cause the licensee or applicant significant competitive harm, such as customer lists, event production techniques, and computer programs; also, contracts between promoters and professional unarmed combat fighters. |
| Certified Public Accountants; Financial information | 299 PA 1980 | 339.732(3) | Financial documents and other information possessed by a certified public accountant who is being investigated or reviewed by the Department of Licensing and Regulatory Affairs that might identify the accountant's clients, such as balance sheets, cashflow statements, income statements and other records. |

| Topic | Public Act | MCL | Record Types/Examples |
|---|-------------|-------------|--|
| Teachers; Criminal History Check; Convictions | 451 PA 1976 | 380.1230h | Certain reports identifying criminal convictions of teachers, persons regularly and continuously working under contract in a school, and registered educational personnel. The reports are exempt from disclosure for 15 business days after they are received by the school district, after which information regarding felony convictions or misdemeanors involving sexual or physical abuse but information that was found to be untrue or involving other offenses remains exempt. |
| Schools; School Meal Programs; National School Lunch Act | 451 PA 1976 | 380.1272b | The school board or board of directors of a public school academy shall ensure the confidentiality of all information contained in applications for eligibility for free and reduced price meals and free milk. |
| Michigan Education Trust; Advance tuition payment contracts | 316 PA 1986 | 390.1426(6) | Written information disbursed to the Michigan Education Trust by or on the behalf of a trust beneficiary that allows the trust to make advanced tuition payments to an in-state university. |

| Topic | Public Act | MCL | Record Types/Examples |
|---|-------------|-------------|---|
| Michigan Education Savings Program | 161 PA 2000 | 390.1485(a) | The names and identification numbers of account owners, designated beneficiaries, and distributees of family tuition accounts under the Michigan Education Savings Program; other account information about the timing and amount of withdrawals, and tax information about withdrawals and deposits into tuition accounts. |
| Public University or College; Trade Secrets; Information provided by private external sources | 55 PA 1994 | 390.1553(1) | Trade secrets and other commercial or financial information given to a public university or college by a private party for educational use at the school, which may include computer programs, cash flow analyses, income statements, and pricing information that is kept confidential in the normal course of business. |
| Public University or College; Intellectual Property | 55 PA 1994 | 390.1554(1) | Records of original new works by university employees that could be but are not yet copyrighted or patented, which may include books written by professors, records of new scientific formulas created by professors or lab employees, new mechanical or software processes, and new artwork. |

| Topic | Public Act | MCL | Record Types/Examples |
|---|-------------|-------------------|--|
| Public University or College; Financial Investments | 55 PA 1994 | 390.1554a(1)- (2) | Records concerning public university or college investments, which may include financial records and non-public statements, customer lists, or new product plans; may also include certain information regarding investment advisors and investment brokers that facilitate investments for universities and colleges. |
| Distance Learning Corporations; Trade Secrets | 36 PA 2002 | 390.1579(1)- (3) | Information regarding students who use distance learning companies, including their names, addresses, birthdates, grades, and social security numbers; trade secrets provided to a public body as part of a distance learning program, including teaching materials, customer lists, business plans, product designs, test questions, test scores and marketing plans. |
| Library Records | 455 PA 1982 | 397.603(1) | Records retained by a library containing information that personally identifies a library patron, including the patron's name, address, or telephone number, or that identifies a person as having requested or obtained specific materials from a library. |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|----------------|---|
| Health Information; Recipients of Social Security, Medicaid, Medicare | 280 PA 1939 | 400.35 | The medical records of people who receive social security funded medical assistance, including the name of the recipient, their diagnoses, records of doctor's visits and treatments. |
| Health Information; Recipients of Social Security, Medicaid, Medicare; Applications | 280 PA 1939 | 400.64(2) | The medical records of people who receive social security funded medical assistance, including the name of the recipient, their diagnoses, records of doctor's visits and treatments. |
| Children in Foster Care; Identifying Information | 220 PA 1935 | 400.211 | Records regarding children who are committed to the Michigan Children's Institute (Michigan's foster care system), which may include reports concerning the parentage of children in the institute, the family condition of admitted children, and the history of each committed child that describes their name, age, home, character, and the name and residence of any person who has taken custody of the child; records listing the names of the children who are wards of the state are also confidential, including school records of said children. |
| Child Support; Credit Information | 174 PA 1971 | 400.235(1)-(2) | Financial records concerning child support payments, such as records of payments by a debit card or electronic means. |

| Topic | Public Act | MCL | Record Types/Examples |
|---|-------------|---------------|---|
| Employees of Foster Care Facilities; Fingerprints; Criminal History Check | 218 PA 1979 | 400.734b(14) | Fingerprints and the identifying information attached to them, like the names and addresses of the adult employees of foster homes that are submitted to the state police for criminal background checks. |
| Victims of Domestic Assault; Identifying Information; Fatality review teams | 389 PA 1978 | 400.1511(6) | Information compiled for or by a fatality review team about the victim of domestic abuse, which may include the name, address, birthdate, social security number or any other identifying information of the victim, the victim's family, or the alleged perpetrator. |
| Chemical Formulas; Trade Secrets; Chemical Identity | 154 PA 1974 | 408.1014d(6) | Trade secrets concerning chemical formulas owned by businesses. Various state departments may receive information about chemical compounds to determine if the formulas constitute trade secrets, meaning they are not widely known outside the business, would be difficult to reverse engineer, are kept secret by the business, and are valuable due to the business investment. |
| Workers' Compensation; Magistrate Performance Evaluation | 317 PA 1969 | 418.212(1)(g) | Written surveys or comments supplied by interested parties that are used to evaluate the performance of worker's compensation magistrates. |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|-------------|---|
| Workers' Compensation; Employer's Insurance Records | 317 PA 1969 | 418.230(1) | Certain records regarding applications for self-insured status, benefits paid to injured employees, and information or forms concerning the issuance of insurance policies to employees. |
| Employment Relations; Labor Mediation; Confidential Information of Parties | 176 PA 1939 | 423.25a(1) | Certain statements, reports, memoranda, documents or other communications received by a labor or agent of the Employment Relations Commission for the purpose of resolving a labor dispute. |
| Horse Racing; Patrons | 279 PA 1995 | 431.325 | The names, addresses, and other identifying information or financial information of patrons of horse races that are disclosed in audits of race tracks; certain information regarding betting slips and attendance reports. |
| Lottery; Identity of Winners | 239 PA 1972 | 432.25(9) | The name, address, and other personal information of a winner of a prize greater than \$10,000 from the state lottery. |
| Casinos, Gambling, Gaming; Development Agreements | 69 PA 1997 | 432.204c(3) | Certain information, records, interviews, reports, statements, memoranda, and other data provided in response to a request for proposals for casino developments and all draft development agreements being negotiated. This may include information regarding background investigations, trade secrets, internal controls, security measures used by applicants, and other |

| Topic | Public Act | MCL | Record Types/Examples |
|---|-------------|--------------|--|
| | | | information received through another jurisdiction under a promise of confidentiality. |
| Casinos, Gambling, Gaming; Employees; Local Labor Organizations | 69 PA 1997 | 432.207c(4) | Certain information provided by local labor organizations to the Michigan Gaming Control Board concerning local labor organizations, members of the organization, personnel issues and compensation, photographs of designated members' faces, and fingerprints. |
| Law Enforcement; Lost Property | 273 PA 1987 | 434.23(1)(b) | Detailed descriptions of lost or stolen property provided to law enforcement agencies with information to determine ownership including the value of the property. |
| Social Security Numbers | 454 PA 2004 | 445.85 | Any sequence of more than 4 digits in a person's social security number, which may appear in records concerning employment, taxes, health insurance and elsewhere. |

| Topic | Public Act | MCL | Record Types/Examples |
|---|---|------------------------|---|
| Franchises; Franchising Information | 269 PA 1974 | 445.1542 | When buying, selling or issuing franchises in Michigan, franchisers must disclose the identity of the franchisor and franchisee, the financial statements of the franchisor and the terms of the franchise arrangement. Many filings, reports and other records are subject to disclosure as a public record, but certain documents may be withheld from public inspection. |
| Mortgage Applications; Personal Financial Information; Mortgage Review Boards | 135 PA 1977 | 445.1609(5) | Certain materials furnished to the Mortgage Review Board, which may include records concerning mortgage loan applications and the reasons for rejection of an application by a financial institution. |
| Workers' Compensation; Appellate Commissioner Evaluations | Executive Reorganization Order No. 2003-1 | 445.2011(II)(P)(12)(f) | Written surveys or comments supplied by interested parties that are used to evaluate the performance of Workers' Compensation Appellate Commissioners. |
| Patent Infringement; Investigation | 550 PA 2016 | 446.169a(6) | Testimony, and other things or documents collected by the Attorney General as part of a patent infringement investigation. These things may include products or technology that incorporate patented materials, plans, blueprints, technical specifications, and other files that are indicative of patent infringement. |

| Topic | Public Act | MCL | Record Types/Examples |
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| Financial Information; Export Development Authority | 157 PA 1986 | 447.156(2)-(3) | Certain information collected by the Michigan export development authority including the identity, background, finance, marketing plans, trade secrets, or any other commercially sensitive information of persons and entities. |
| Securities Registration Records | 551 PA 2008 | 451.2607(2) | Certain records supplied by parties issuing securities, which may include social security numbers, home addresses and personal telephone numbers of registrants, trade secrets, and certain audit records. |
| Utilities; Merger and Acquisition; Encumbrance of Assets Involving Jurisdictional Regulated Utility | 3 PA 1939 | 460.6q(10) | Certain nonpublic information and materials submitted by a jurisdictional regulated utility that are clearly designated as confidential, including information and records submitted by a regulated utility to the Public Service Commission about a prospective merger, acquisition or encumbrance, summaries of the projected impacts of the acquisition, transfer, merger, or encumbrance on rates and electric service in the state; and pro forma financial statements that are relevant to the acquisition, transfer, merger, or encumbrance. |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|-----------------|---|
| Utilities; Electric Utility System; Customer information | 3 PA 1939 | 460.10a(1)(h) | Personal information submitted to the Public Service Commission by electric utilities about customers who are awaiting retail open access service, including the estimated amount of electricity used by each customer, as well as identifying information such as the customer's name, address, and telephone number. |
| Utilities; Security; Emergencies | 3 PA 1939 | 460.10d(7) | Records submitted to the Public Service Commission by registered utilities describing security measures such as emergency response plans, risk planning documents, threat assessments, domestic preparedness strategies, and other plans for responding to acts of terrorism. |
| Utilities; Municipal Electric Utility System Records | 448 PA 1976 | 460.833a(1)-(2) | Certain records or documents of a joint agency or municipal electric utility system, which may include specific pricing or other confidential or proprietary information, may pertain to the development, construction, financing, or leasing of a project, or may contain information received from a power utility or other person and is subject to a confidentiality agreement. |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|-------------|--|
| Utilities; Customer Information; Electric customer self-directed energy optimization plans | 295 PA 2008 | 460.1093(7) | Customers' self-directed plans for energy waste reduction, which include an outline of how customers intend to cut their waste and electricity usage and annual data about how much waste customers have actually cut. Also, the information about specific customers, including their names and addresses and the details of their yearly energy consumption that are filed with the Michigan Public Service Commission as part of the energy waste reduction plan. |
| Transit Service Provider; Employees; Fingerprints; Criminal History Check | 341 PA 2012 | 474.32(6) | Criminal history data kept on file by a transit service provider, which may include employee fingerprints, criminal history checks, and arrest and conviction records. |
| Motor Carriers; Rate Filings | 254 PA 1933 | 477.6(1) | Rate filings of a motor carrier of household goods operating under a contract with a manufacturer, store, or any other organization (unless a complaint has been brought by the Public Service Commission). |
| Gas Accident Reporting; Accident reports | 165 PA 1969 | 483.157 | Accident reports involving gas in pipelines or in transit that are made available to the public shall not identify the individuals involved in the accident. |
| Gas, Oil and Brine Transportation and Storage; Trade Secrets | 165 PA 1969 | 483.158 | Certain information reported to the Public Service Commission that contains or relates to a trade secret. |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|-----------------|--|
| Telephone or Communication Service Providers; 9-1-1 Service Charge; Customer and Proprietary Information | 32 PA 1986 | 484.1401b(12) | Certain consumer and business information submitted to a county by a telephone or communication service supplier related to the 9-1-1 service charge; also, certain information acquired with respect to customers, revenues or expenses, trade secrets, access line counts, commercial information, or any other proprietary information with respect to a service supplier. |
| Telecommunications; Trade secrets, commercial or financial information | 179 PA 1991 | 484.2210(1)-(2) | Trade secrets and commercial or financial information submitted by telecommunications companies to the Public Services Commission, which may include cost studies, customer usage data, marketing studies, and contracts between providers, company-specific information pertaining to access lines, switched toll access services minutes of use, switched toll access demand quantities, contributions, and intrastate telecommunications services revenues. |
| Payphone Locations | 179 PA 1991 | 484.2320(1)(d) | The specific location of each payphone in the state owned or operated by a specific provider. |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|-------------|---|
| Telecommunications; Service Providers; Location of Telecommunication Facilities | 48 PA 2002 | 484.3106(5) | Information included in the route maps of a telecommunication service provider's existing and proposed facilities are exempt as a trade secret, proprietary, or confidential information. |
| Broadband Service Providers; Trade Secrets | 49 PA 2002 | 484.3206(7) | Trade secrets, proprietary information and financial information contained in applications submitted to the Michigan Broadband Development Authority, which may include financial statements, balance sheets, details about costs and revenues, business plans, and other proprietary information regarding the operation or expansion of broadband networks. |
| Video or Cable Television Service Providers; Trade Secrets and Commercial or Financial Information | 480 PA 2006 | 484.3311(1) | Certain commercial or financial information and trade secrets submitted under the Uniform Video Service Local Franchise Act for application or regulatory purposes. |
| Payday Advance Loans; Personal Transaction History; Database | 244 PA 2005 | 487.2142(8) | Information regarding a person's transactional history as it relates to payday advance loans, which may include records concerning the application for and receipt of advances and repayment status. |

| Topic | Public Act | MCL | Record Types/Examples |
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| Secondary Mortgage Providers; Financial Information | 125 PA 1981 | 493.56b(3)(d) | Certain information obtained during the examination or investigation into the business and conduct of brokers, lenders, or servicers of secondary mortgages conducted by the office of financial and insurance regulation. |
| Insurance | 218 PA 1956 | 500.134(4) 500.221(4) 500.222(7) 500.814a(6) 500.836b(6) 500.943(3) 500.1246(1) 500.1325a(1) 500.1355(1) 500.1713(1) 500.2108(5) 500.2406 500.3101a(3) 500.4609(1) 500.4734(1) 500.5903(9) 550.934(2)(g) | Various records that may be in the possession of agencies such as the Secretary of State or the Department of Insurance and Financial Services are deemed confidential under the Insurance Code, including but not limited to certain records of an association or facility, audit documents, investigative records, actuarial opinions, valuation reports, internal control monitoring, policy holder behavior data, guidelines for conducting derivative transactions, records used in the investigation of insurance agents and insurance companies, annual enterprise risk reports, registration statements, own risk solvency assessments, trade secrets, rate structures and manuals, information regarding vehicle insurance policies, organizational records and financial reports, and insureds' personal identifying information. |

| Topic | Public Act | MCL | Record Types/Examples |
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| Insurance; Third Party Administrators | 218 PA 1984 | 550.934(2)(g) | Personal identifying information, including insureds' names, addresses, telephone numbers, birthdates, social security numbers, health histories and other medical information. |
| Insurance; Nonprofit Healthcare Corporation | 350 PA 1980 | 550.1604(1) | Trade secrets and personal identifying information, including insureds' names, addresses, birthdates, social security numbers, health conditions, accidents, and reimbursements. |
| Marriage License; Social Security Number | 128 PA 1887 | 551.102(4) | Applications for marriage licenses which contain the applicants' names, birthdates and social security numbers. |
| Marriage Licenses without Publicity; Private Marriage Licenses | 180 PA 1897 | 551.203 551.204 | When a probate judge issues a marriage license without publicity for good cause, marriage documents including the license are not subject to public inspection. |
| Family Counseling; Communication and Records of Counseling | 155 PA 1964 | 551.339(1) | Communications between family counselors people receiving counseling, including information disclosed to counselors, notes taken by counselors about meetings, and recommendations made by counselors. |

| Topic | Public Act | MCL | Record Types/Examples |
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| Friend of the Court: Citizens Advisory Committees | 294 PA 1982 | 552.504c(1) | Grievances filed with a friend of the court, and any records from the court proceedings connected with the grievance that are submitted to the Citizen Advisory Committee responsible for reviewing the performance of the friend of the court. |
| Nursing Homes, Hospice, Adult Foster Care; Marketing Plans and Financial Documents | 448 PA 2014 | 554.989(1) | Marketing plans, social security numbers, feasibility studies and pro forma financial statements like projected balance sheets, income statements and statements of cash flows, submitted by continuing care communities to the Department of Licensing and Regulatory Affairs. |
| Drug Treatment Court; Preadmissions screening and evaluation assessment; Test Results; Assessments; Records of Proceedings; Applicant and participant information | 236 PA 1961 | 600.1064(4) 600.1072(2) 600.1076(6) 600.1078(7) | Statements or other information obtained in or for use by a drug treatment court, including those obtained in a preadmission screening and evaluation assessment (unless it reveals criminal acts other than, or inconsistent with, personal drug use) and those obtained as a result of an individual participating in assessment, treatment, or testing while in a drug treatment court (including the results of breath, urine and blood tests and periodic assessments); upon discharge and dismissal, all records of the proceedings regarding the individual's participation |

| Topic | Public Act | MCL | Record Types/Examples |
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| | | | in the drug treatment court; information regarding applicants and participants who have successfully completed drug treatment court. |
| Mental Health Court; Preadmission screening and evaluation assessment; Test Results; Assessments; Records of Proceedings; Applicant and participant information | 236 PA 1961 | 600.1093(4) 600.1096(3) 600.1098(5) 600.1099(4) | Statements or other information obtained in or for use by a mental health court, including those obtained in a preadmission screening and evaluation assessment (unless it reveals criminal acts other than, or inconsistent with, personal drug use) and those obtained as a result of an individual participating in assessment, treatment, or testing while in a mental health court (including the results of breath, urine and blood tests and periodic assessments); upon discharge and dismissal, all records of the proceedings regarding the individual's participation in the mental health court; information regarding applicants and participants who have successfully completed mental health court. |
| Veterans Treatment Court; Preadmissions screening and evaluation assessment; Test Results; Assessments; Records of Proceedings; Applicant and participant information | 236 PA 1961 | 600.1203(4) 600.1207(2) 600.1209(6) | Statements or other information obtained in or for use by a veterans treatment court, including those obtained in a preadmission screening and evaluation assessment (unless it reveals criminal acts other than, or inconsistent with, personal drug use) and those obtained as a result of an individual participating in |

| Topic | Public Act | MCL | Record Types/Examples |
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| | | | assessment, treatment, or testing while in a veterans treatment court (including the results of breath, urine and blood tests and periodic assessments); upon discharge and dismissal, all records of the proceedings regarding the individual's participation in the veterans treatment court. |
| Evidence; Videorecorded Statements of Witnesses; Children, developmentally disabled adults, vulnerable adults | 236 PA 1961 288 PA 1939 | 600.2163a(13) 712A.17b(11) | Certain videorecorded statements of child witnesses and developmentally disabled and vulnerable adult witnesses that are taken before trial to be used as part of a criminal or probate proceeding. |
| Student Records; School Executive, Teacher or Employee | 236 PA 1961 | 600.2165 | No teacher, guidance officer, school executive or other professional person or school employee who maintains records of students' behavior or who has records in his custody, or who receives in confidence communications from students or other juveniles, shall not disclose such information or communications in any court proceedings or produce records or transcript thereof, except that testimony may be given with the required consent. |

| Topic | Public Act | MCL | Record Types/Examples |
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| Wrongful Convictions; Expungement of Records | 343 PA 2016 | 691.1755(14) | Records of individuals wrongfully convicted and imprisoned whose record was expunged by a court, including fingerprints, arrest records, and court records pertaining to the conviction and sentencing. |
| Adoption; Adopted Children | 288 PA 1939 | 710.67(1)-(2) | Records of proceedings in adoption cases and the identities of the biological parents and adoptive parents of adopted individuals. |
| Probate Code; Name Change | 288 PA 1939 | 711.3(4) | Records of probate proceedings in which individuals change their names to avoid physical harm from stalkers or other assailants, including the original name and new identity. |
| Probate Code; Application to Set Aside Conviction; Minors; Juvenile Adjudication | 288 PA 1939 | 712A.18e(15) | Nonpublic records of orders setting aside an adjudication for a juvenile offense, and the record of the arrest, fingerprints, adjudication, and disposition of the applicant to which the order applies. |
| Child Care Organizations; Foster Care; Fingerprints; Criminal Record Information; Personal Identifying Information | 116 PA 1973 | 722.115k 722.120(3) | Information about employees and operators of child care organizations that is stored in the state police database, including fingerprints and criminal history records. Certain records regarding children in the control and care of a child care licensee and their parents, relatives and guardians. |

| Topic | Public Act | MCL | Record Types/Examples |
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| Child Protection; Reporting of Child Abuse or Neglect; Central Registry | 238 PA 1975 | 722.625 722.627(2) 722.628(11) | Certain records containing the identity of a person reporting child abuse or neglect; information contained in the statewide electronic central registry, including written reports, documents, and photographs concerning child abuse and neglect; reports maintained on the child protective service information (CPSI) system. |
| Child Protection; Child Fatality Review Team | 238 PA 1975 | 722.627b(9), (11) | Information obtained by a child fatality review team about the deaths of children in the state of Michigan, which may include the name, birthdate, cause of death, foster care status, and history of child abuse of the deceased child, and other identifying information. |
| Office of the Children's Ombudsman | 204 PA 1994 | 722.929(1) | Records held by the children's ombudsman's office, which may include medical records about the treatment or diagnosis of a parent or child, records about substance abuse assistance received by parents or children, educational records, records of domestic violence treatment, and the identity of individuals who make a child abuse or neglect claim. |
| Student Safety; Violence, Threats, Self- Harm; Hotline | 183 PA 2013 | 752.914(1)-(2) | Reports and information submitted to the student safety hotline, including reports of potential self-harm, threats, or criminal acts toward a student, a school employee or school. |

| Topic | Public Act | MCL | Record Types/Examples |
|---|-------------|---|---|
| Children's Protection Registry | 241 PA 2004 | 752.1066(4) | Information contained in the children's protection registry, including the names, addresses, IP addresses, and phone numbers of children and parents in the registry. |
| Criminal; Holmes Youthful Trainee Act; Discharge and dismissal; Record of proceedings involving youthful trainees | 175 PA 1927 | 762.14(4) | Unless a court enters a judgment of conviction against the individual for the criminal offense, all proceedings regarding the disposition of the criminal charge and the individual's assignment as youthful trainee. |
| Criminal; Police and Law Enforcement; Custodial Interrogations; Audiovisual recordings; Major felony recordings | 175 PA 1927 | 763.8(6) | Audiovisual recordings of interrogations of individuals who are in police custody, regarding the individual's involvement in the commission of a major felony. Recorded statements are only exempt prior to conviction or acquittal. |
| Criminal; Grand Jury; Proceedings and Communications; Felony Indictment | 175 PA 1927 | 767.3 767.4 767.4a 767.18 767.25(5) | Information regarding proceedings of grand juries shall be subject to the requirements of secrecy. Certain facts may not be disclosed, including the fact that an indictment for a felony has been found against any person not in custody or under recognizance. |
| Criminal; Investigative Subpoenas; Witness Immunity; Confidential Testimony | 175 PA 1927 | 767A.2(5) 767A.8 | Applications or petitions filed by prosecuting attorneys seeking an order granting immunity to a witness in exchange for his or her sworn testimony; orders of immunity, |

| Topic | Public Act | MCL | Record Types/Examples |
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| | | | transcripts of testimony delivered to witnesses pursuant to grants of immunity, and records, documents, and physical evidence obtained by the prosecuting attorney pursuant to an investigative subpoena. |
| Law Enforcement and Police; Body-Worn Cameras; Audio or video recordings recorded in a private place | 85 PA 2017 | 780.313(2) | Audio and video recordings that were recorded by a law enforcement officer with a body-worn camera (also known as a body camera or body cam) that was recorded in a private place. (Note: the disclosure of body camera recordings is also subject to the protections provided for crime victims in the William Van Regenmorter Crime Victim's Rights Act) |
| Law Enforcement and Police; Body-Worn Cameras; Ongoing criminal or internal investigation | 85 PA 2017 | 780.315(1) | Certain audio and video recordings from a body-worn camera (also known as a body camera or body cam) that are retained by a law enforcement agency as part of an ongoing criminal or internal investigation. (Note: see the statute for specific instances in which the exemption applies) |
| Law Enforcement and Police; Body-Worn Cameras; Civil actions | 85 PA 2017 | 780.315(2) | Audio and video recordings from a body-worn camera (also known as a body camera or body cam) that are retained by a law enforcement agency relating to a civil action in which the requesting party and the public body are parties. |

| Topic | Public Act | MCL | Record Types/Examples |
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| Criminal; Setting Aside Convictions; Expungement; Nonpublic records | 213 PA 1965 | 780.623(4) | Nonpublic records of an order setting aside a criminal conviction, including arrest records, conviction, sentence, and fingerprints of the petitioner whose conviction has been set aside or expunged. |
| Crime Victims; Crime Victim's Rights Act; Identifying information and visual representations | 87 PA 1985 | 780.758(3) 780.788(2) 780.818(2) | A crime victim's home and work addresses (unless the address is used to identify the place of the crime), home and work telephone numbers; pictures, drawings and other visual representations or images (including digitally stored images) of the victim; certain identifying information about victims of child abuse, criminal sexual conduct and similar crimes who were under the age of 18 when the crime was committed, and certain identifying information about the victim's family or relatives. (Note: this does not preclude the release of information to a victim advocacy organization or agency for the purpose of providing victim services) |

| Topic | Public Act | MCL | Record Types/Examples |
|--|-------------|-------------------------------------|--|
| Crime Victims; Crime Victim's Rights Act; Victim address and telephone numbers maintained for purposes of notifying a victim about court proceedings, sentencing, or the status of court proceedings a prisoner, parolee, or juvenile offender | 87 PA 1985 | 780.769(2) 780.798(5) 780.830 | Addresses and telephone numbers maintained by a court, sheriff, law enforcement agency, or the department of corrections to inform crime victims about court proceedings, the status (including but not limited to incarceration, release, transfer, or death) of a prisoner, parolee, or juvenile offender, and other matters such as the escape of the person accused, convicted, or detained. |
| Crime Victims; Crime Victim's Rights Act; Parole Proceedings | 87 PA 1985 | 780.771(4) | Records of oral or written statements and photographs or exhibits presented by crime victims to a parole board or member of a panel having authority over a prisoner's release on parole. |
| Indigent Defense; Michigan Indigent Defense Commission; Case Information | 93 PA 2013 | 780.987(10) | Confidential case information of the Michigan Indigent Defense Commission (MIDC), including but not limited to client information and attorney work product. |
| Corrections; Employee Addresses, Telephone Numbers, and Personnel Records | 232 PA 1953 | 791.230a | Home addresses, telephone numbers, and personnel records of employees of the department of corrections, employees of the center for forensic psychiatry, and employees of psychiatric hospitals that house prisoners. |