

Bond Case Briefs

Municipal Finance Law Since 1971

PUBLIC RECORDS - PENNSYLVANIA

Commonwealth v. Walsh/Granite JV

Commonwealth Court of Pennsylvania - October 31, 2016 - A.3d - 2016 WL 6407282

State Department of Transportation petitioned for review of determination of Office of Open Records (OOR) granting in part and denying in part records request under the Right-to-Know Law (RTKL).

The Commonwealth Court held that unsuccessful bid proposals to state Department of Transportation for repair or maintenance of structurally-deficient bridges were exempt from disclosure under provision of Public-Private Transportation Partnership Law (P3 Law) exempting certain proprietary information following selection of a development entity to be a party to a public-private transportation partnership agreement, and therefore such proposals were not public records subject to disclosure under the Right-to-Know-Law (RTKL). P3 Law was a standalone law that was enacted after RTKL and was more specific.