

MAINE STATE LEGISLATURE

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STATE OF MAINE
SENATE
108TH LEGISLATURE
FIRST REGULAR SESSION

(Filing No. S-247)

COMMITTEE AMENDMENT " A " to S.P. 324, L.D. 1084,
Bill, "AN ACT Concerning Confidential Financial Records."

Amend the Bill in that part designated "§163." in
subsection 1 by striking out all of the first underlined
sentence and inserting in its place the following:

'A fiduciary institution shall disclose financial records
under section 162 pursuant to a subpoena, summons, warrant or
court order which on its face appears to have been issued upon
lawful authority only if the subpoena, summons, warrant or
court order is served upon the customer and upon the fiduciary
institution.'

Further amend the Bill in that part designated "§163."
in subsection 1 by striking out all of the last underlined
sentence and inserting in its place the following:

'The court shall delay or dispense with service of the subpoena,
summons, warrant or court order upon the customer upon notice
by the Attorney General or his designee that such service upon
the customer would not be in the public interest.'

Further amend the Bill in that part designated "§163."
by striking out all of subsection 2.

Statement of Fact

This amendment deletes superfluous language and changes

the requirement for "certification" by the Attorney General to "notice" in cases where service upon the customer would not be in the public interest.

Reported by the Committee on Business Legislation.

Reproduced and distributed pursuant to Senate Rule 11-A.

June 14, 1977

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