

MAINE STATE LEGISLATURE

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M
R. d. S.

L.D. 2147

DATE: 3-18-98

(Filing No. H-945)

STATE AND LOCAL GOVERNMENT

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
118TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1525, L.D. 2147, Bill, "An Act to Amend the Laws Relating to Archives and the Retention and Admissibility of Electronic Records"

Amend the bill in section 4 in subsection 6 in the 2nd line (page 2, line 4 in L.D.) by striking out the following: "human"

Further amend the bill in section 9 in that part designated "~~§465-A.~~" in the first line (page 4, line 36 in L.D.) by striking out the following: "~~§465-A.~~" and inserting in its place the following: '~~§456-A.~~'

Further amend the bill in section 9 in that part designated "~~§465-A.~~" in subsection 1 in paragraph A in the 2nd line (page 4, line 43 in L.D.) by striking out the following: "human"

Further amend the bill in section 9 in that part designated "~~§465-A.~~" in subsection 3 in paragraph A by inserting at the end the following: 'Reliable assurance may be based on documentation of standard operating, access and security procedures governing the system that manages the electronic record.'

Further amend the bill in section 9 in that part designated "~~§465-A.~~" in subsection 3 in paragraph B in the first line (page 5, line 23 in L.D.) by striking out the following: "The basis for assessing the" and inserting in its place the following: 'The' and in the 2nd line (page 5, line 24 in L.D.) by striking out the following: "record is" and inserting in its place the following: 'record are determined by'

COMMITTEE AMENDMENT

2 Further amend the bill in section 9 in that part designated
3 "~~§465-A.~~" by striking out all of subsection 4.

4 Further amend the bill in section 9 in that part designated
5 "~~§465-A.~~" in subsection 5 in paragraph A in subparagraph (1)
6 (page 6, line 22 in L.D.) by striking out the following: "as to
7 be" and inserting in its place the following: 'that it is'

8 Further amend the bill in section 9 in that part designated
9 "~~§465-A.~~" by renumbering the subsections to read consecutively.

10 Further amend the bill by inserting at the end before the
11 summary the following:

16 FISCAL NOTE

17 This bill may increase prosecutions for Class E crimes. If
18 a jail sentence is imposed, the additional costs to the counties
19 are estimated to be \$86.45 per day per prisoner. These costs are
20 not reimbursed by the State. The number of prosecutions that may
21 result in a jail sentence and the resulting costs to the county
22 jail system are expected to be insignificant.

23 The additional workload and administrative costs associated
24 with the minimal number of new cases filed in the court system
25 can be absorbed within the budgeted resources of the Judicial
26 Department. The collection of additional fines may increase
27 General Fund revenue by minor amounts.'

32 SUMMARY

33 The amendment deletes a segment of the bill relating to
34 admission of electronic records to legal proceedings and
35 assessing the evidential weight of electronic records. It also
36 makes minor technical changes. The amendment also adds a fiscal
37 note to the bill.
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