

# MAINE STATE LEGISLATURE

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# 124th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2009

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Legislative Document

No. 826

H.P. 562

House of Representatives, March 3, 2009

**An Act To Protect Recreational Trails on Private Land by  
Exempting Certain Information on Recreational Trails from the  
Definition of "Public Records"**

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Reference to the Committee on Judiciary suggested and ordered printed.

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative BRYANT of Windham.  
Cosponsored by Senator BRYANT of Oxford and  
Representative: MARTIN of Eagle Lake.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 1 MRSA §402, sub-§3, ¶N**, as amended by PL 2005, c. 381, §2, is further  
3 amended to read:

4 N. Social security numbers in the possession of the Department of Inland Fisheries  
5 and Wildlife; and

6 **Sec. 2. 1 MRSA §402, sub-§3, ¶O**, as amended by PL 2007, c. 597, §1, is further  
7 amended to read:

8 O. Personal contact information concerning public employees, except when that  
9 information is public pursuant to other law. For the purposes of this paragraph:

10 (1) "Personal contact information" means home address, home telephone  
11 number, home facsimile number, home e-mail address and personal cellular  
12 telephone number and personal pager number; and

13 (2) "Public employee" means an employee as defined in Title 14, section 8102,  
14 subsection 1, except that "public employee" does not include elected officials;  
15 and

16 **Sec. 3. 1 MRSA §402, sub-§3, ¶P** is enacted to read:

17 P. Information in the possession of the Department of Conservation, Bureau of Parks  
18 and Lands regarding recreational trails that are located on private land and are  
19 authorized voluntarily as such by the landowner with no public deed or guaranteed  
20 right of public access.

21 **SUMMARY**

22 This bill exempts from the definition of "public records" information in the  
23 possession of the Department of Conservation, Bureau of Parks and Lands regarding  
24 recreational trails that are located on private land and are authorized voluntarily as such  
25 by the landowner.