

MAINE STATE LEGISLATURE

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MINORITY

L.D. 1651

Date: 3-10-10

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INLAND FISHERIES AND WILDLIFE

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STATE OF MAINE

SENATE

124TH LEGISLATURE

SECOND REGULAR SESSION

COMMITTEE AMENDMENT "B" to S.P. 616, L.D. 1651, Bill, "An Act To Clarify and Amend Laws Pertaining to Licenses Issued by the Department of Inland Fisheries and Wildlife"

Amend the bill by striking out all of section 1 (page 1, lines 2 to 5 in L.D.)

Amend the bill in section 3 in paragraph D in the 3rd line (page 1, line 16 in L.D.) by striking out the following: "~~may obtain at no cost~~ is entitled to" and inserting the following: 'may obtain at no cost'

Amend the bill by inserting after section 4 the following:

'Sec. 5. Policy regarding e-mail addresses and mailing addresses. The Commissioner of Inland Fisheries and Wildlife shall develop a policy regarding the public notification that e-mail addresses and mailing addresses submitted to the Department of Inland Fisheries and Wildlife on its online license and registration service are public documents and how those documents may be disclosed or sold to the public. The policy must address the ability of a person to opt out of having the department retain that person's e-mail address or mailing address. The commissioner shall report on the policy to the joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife matters by January 5, 2011. The joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife matters may submit a bill to the First Regular Session of the 125th Legislature regarding the commissioner's report.'

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment is the minority report and removes the section of the bill that exempts e-mail addresses provided to the Department of Inland Fisheries and Wildlife by its online customers from disclosure under the freedom of access laws. The amendment directs the Commissioner of Inland Fisheries and Wildlife to develop a policy to notify its

1 online customers that e-mail addresses and mailing addresses submitted to the department
2 on its online license and registration service are public documents and how those
3 documents may be disclosed or sold to the public. The policy must also provide an online
4 customer the ability to opt out from having the department retain that person's e-mail
5 address or mailing address. The commissioner must report on the policy to the joint
6 standing committee of the Legislature having jurisdiction over inland fisheries and
7 wildlife matters by January 5, 2011, and that committee may submit a bill to the First
8 Regular Session of the 125th Legislature regarding the commissioner's report. This
9 amendment also removes the phrase "is entitled to" as proposed in the bill, retaining the
10 phrase "may obtain" from current law regarding senior lifetime licenses to clarify that
11 licenses and permits issued by the department are a privilege and not a right.

12 **FISCAL NOTE REQUIRED**

13 (See attached)



Approved: 02/19/10 *MAC*

124th MAINE LEGISLATURE

LD 1651

LR 2409(02)

An Act To Clarify and Amend Laws Pertaining to Licenses Issued by the Department of Inland Fisheries and Wildlife

Fiscal Note for Bill as Amended by Committee Amendment "B"

Committee: Inland Fisheries and Wildlife

Fiscal Note Required: Yes

Fiscal Note

Minor revenue decrease - General Fund

Minor cost increase - General Fund

Fiscal Detail and Notes

Allowing residents who turn 70 at any time during the calendar year to obtain all hunting permits and licenses at no cost could result in a minor decrease in General Fund revenues not requiring any change to the budget.

Additional costs to the Department of Inland Fisheries and Wildlife associated with developing a policy regarding public notification that e-mail addresses and mailing addresses submitted to the Department through its online registration system are public documents can be absorbed within existing budgeted resources.