

MAINE STATE LEGISLATURE

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SMC
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L.D. 1627

Date: 3-6-12

(Filing No. S- 419)

HEALTH AND HUMAN SERVICES

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STATE OF MAINE

SENATE

125TH LEGISLATURE

SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 537, L.D. 1627, Bill, "An Act Regarding the Filing of Birth, Death and Marriage Data"

Amend the bill by striking out all of section 1 and inserting the following:

'Sec. 1. 19-A MRSA §651, sub-§2, as amended by PL 1997, c. 537, §12 and affected by §62, is further amended to read:

2. Application. The parties wishing to record notice of their intentions of marriage shall submit an application for recording notice of their intentions of marriage. The application must include a signed certification that the information recorded on the application is correct and that the applicant is free to marry according to the laws of this State. The applicant's signature must be acknowledged before an official authorized to take oaths. ~~Applications recording notice of intentions to marry must be open for public inspection in the office of the clerk. When the application is submitted, the applicant shall provide the clerk with the social security numbers of the parties. The application must include a statement that the social security numbers of the parties have been provided to the clerk. The clerk shall record the social security numbers provided by each applicant. The record of the social security numbers is confidential and is not open for public inspection. An application recording notice of intention to marry is not open for public inspection for 50 years from the date of the application except that:~~

A. The names of the parties for whom intentions to marry are filed and the intended date of marriage are public records and open for public inspection; and

B. A person with a researcher identification card under Title 22, section 2706, subsection 8 is permitted to inspect records and may be issued a noncertified copy of an application.'

Amend the bill by inserting after section 4 the following:

'Sec. 5. 22 MRSA §2706, sub-§8, as amended by PL 2011, c. 58, §1, is further amended to read:

3-07-93

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8. **Genealogical research.** Custodians of certificates and records of birth, marriage and death, including applications regarding notice of intentions to marry, shall permit inspection of records by and issue noncertified copies to researchers engaged in genealogical research who hold researcher identification cards, as specified by rule adopted by the department. The department shall adopt rules to implement this subsection. Rules adopted by the department pursuant to this subsection are routine technical rules as defined by Title 5, chapter 375, subchapter 2-A.'

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

SUMMARY

This amendment allows a researcher engaged in genealogical research who holds a researcher identification card under the Maine Revised Statutes, Title 22, section 2706, subsection 8 to have access to applications recording intentions to marry and permits a custodian of those applications to issue a noncertified copy of an application to a researcher.

FISCAL NOTE REQUIRED

(See attached)

COMMITTEE AMENDMENT



Approved: 02/21/12 *MBC*

125th MAINE LEGISLATURE

LD 1627

LR 2493(02)

An Act Regarding the Filing of Birth, Death and Marriage Data

Fiscal Note for Bill as Amended by Committee Amendment "A" S-419

Committee: Health and Human Services

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

Any additional costs to the Department of Health and Human Services are expected to be minor and can be absorbed within existing budgeted resources.