

# MAINE STATE LEGISLATURE

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L.D. 753

Date: 6-3-21

(Filing No. H-364)

MINORITY  
STATE AND LOCAL GOVERNMENT

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
130TH LEGISLATURE  
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to H.P. 558, L.D. 753, "An Act To Increase Transparency in the Legislature by Removing Certain Freedom of Access Act Exemptions"

Amend the bill by inserting after section 1 the following:

'Sec. 2. 1 MRSA §408-A, sub-§12 is enacted to read:

12. Legislative records during a session. Notwithstanding any other provision of this section, the rights and responsibilities provided in this section do not apply to legislative records, working papers, drafts and interoffice and intraoffice memoranda used or maintained by any Legislator, legislative agency or legislative employee to prepare proposed Senate or House papers or reports for consideration by the Legislature or any of its committees during the legislative session or sessions in which the papers or reports are prepared or considered. During the legislative session in which the papers or reports are prepared or considered a person may request such records and the Legislature shall respond to the request as soon as practicable without affecting the work of the Legislature and within existing resources.'

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

SUMMARY

This amendment, which is the minority report of the committee, provides the Legislature with additional time to respond to Freedom of Access Act requests for records used or maintained by Legislators, legislative agencies or legislative employees to prepare proposed Senate or House papers or reports during the legislative session in which the papers or reports are prepared or considered.

FISCAL NOTE REQUIRED  
(See attached)

COMMITTEE AMENDMENT



# 130th MAINE LEGISLATURE

LD 753

LR 1303(03)

## An Act To Increase Transparency in the Legislature by Removing Certain Freedom of Access Act Exemptions

Fiscal Note for Bill as Amended by Committee Amendment *A(H-364)*

Committee: State and Local Government

Fiscal Note Required: Yes

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### Fiscal Note

#### Legislative Cost/Study

##### Legislative Cost/Study

This fiscal note assumes current legislative staff will have to respond to requests for records, working papers, drafts and interoffice and intraoffice memoranda during the legislative session and during the interim when the Legislature is not in session. The amendment allows a person to request such records during the legislative session and requires the Legislature to respond to such requests as soon as practicable without affecting the work of the Legislature and within existing resources. The ultimate impact on the work of the Legislature of such requests made during the session will depend on the amount and complexity of the requests and therefore cannot be determined at this time. The fiscal note further assumes the requestor will pay for any costs incurred to produce the records in accordance with Title 1 §408-A of the Maine Revised Statutes.