

MAINE STATE LEGISLATURE

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SAK
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L D 1208

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Date 5/17/23

MAJORITY

(Filing No H- 161)

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JUDICIARY

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STATE OF MAINE

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HOUSE OF REPRESENTATIVES

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131ST LEGISLATURE

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FIRST SPECIAL SESSION

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COMMITTEE AMENDMENT "A" to H P 768, L D 1208, "An Act to Implement the Recommendations of the Right To Know Advisory Committee Concerning Time Estimates for Responding to Public Records Requests"

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Amend the bill by striking out all of section 2 and inserting the following

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'Sec. 2. 1 MRSA §408-A, sub-§8, ¶C, as enacted by PL 2011, c 662, §5, is amended to read

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C The agency or official may charge for the actual cost to convert a public record into a form susceptible of visual or aural comprehension or into a usable format and for the actual cost of a device used to store the public record if the storage device will be given to the requester by the agency or official '

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

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SUMMARY

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This amendment, which is the majority report of the committee, strikes the provision in the bill that amends the law governing the fee that may be charged to cover the cost of searching for, retrieving and compiling requested public records. The amendment clarifies that an agency or official may charge a fee to the person who requests a public record for the actual cost of a device used to store the public record, if the storage device will be given to the requester by the agency or official.

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FISCAL NOTE REQUIRED

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(See attached)

COMMITTEE AMENDMENT



131st MAINE LEGISLATURE

LD 1208

LR 2474(02)

An Act to Implement the Recommendations of the Right To Know Advisory Committee Concerning Time Estimates for Responding to Public Records Requests

Fiscal Note for Bill as Amended by Committee Amendment "A" (H-161)

Committee: Judiciary

Fiscal Note Required: Yes

Fiscal Note

Current biennium cost increase - Other Special Revenue Funds
Current biennium revenue increase - Other Special Revenue Funds

Fiscal Detail and Notes

This bill allows a public agency to charge a fee for the actual cost of a device used to store a public record when the storage device will be given to the requester of the public record. This may increase other dedicated revenue collected through fees charged for public records requests. Expenditures on storage devices may also increase.