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INLAND FISHERIES AND WILDLIFE

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
132ND LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 1512, L.D. 2236, “An Act Regarding Public Records Maintained by the Department of Inland Fisheries and Wildlife”

Amend the bill in section 2 in §10111 in subsection 1 in paragraph A in the first line (page 1, line 8 in L.D.) by inserting after the following: "any" the following: 'paper or electronic'

Amend the bill in section 2 in §10111 in subsection 1 by striking out all of paragraph B (page 1, lines 11 and 12 in L.D.) and inserting the following:

'B. "Data" means information existing in a paper or electronic medium that may be contained within a records database.'

Amend the bill in section 2 in §10111 in subsection 1 in paragraph D by striking out all of subparagraph (1) (page 1, line 18 in L.D.).

Amend the bill in section 2 in §10111 in subsection 1 in paragraph D in subparagraph (8) in the first line (page 1, line 26 in L.D.) by inserting after the following: "number;" the following: 'and'

Amend the bill in section 2 in §10111 in subsection 1 in paragraph D in subparagraph (9) in the first line (page 1, line 27 in L.D.) by striking out the following: "number;" and inserting the following: 'number.'

Amend the bill in section 2 in §10111 in subsection 1 in paragraph D by striking out all of subparagraphs (10) and (11) (page 1, lines 28 to 30 in L.D.).

Amend the bill in section 2 in §10111 in subsection 1 in paragraph D by renumbering the subparagraphs to read consecutively.

Amend the bill in section 2 in §10111 in subsection 2 in the 3rd line (page 1, line 35 in L.D.) by striking out the following: "commercial" and inserting the following: 'data, commercial record'

Amend the bill in section 2 in §10111 by striking out all of subsections 3 and 4 (page 2, lines 8 to 16 in L.D.) and inserting the following:

COMMITTEE AMENDMENT

1 **3. Disclosure of data not personally identifiable.** The department may publicly
2 disseminate data that is not personally identifiable information and may provide to persons,
3 businesses and other entities copies of individual records and data that do not contain
4 personally identifiable information. Notwithstanding subsection 1, paragraph D,
5 subparagraph (4), information disseminated by the department pursuant to this subsection
6 may include the names and mailing addresses contained within any license, permit or
7 registration the department holds.

8 **4. Reasonable fees.** The department may charge reasonable fees for requests of both
9 individual records and whole or partial databases of records at the expense of the person
10 making the request. The cost of furnishing a copy of the record or records is not subject to
11 the limitations of Title 1, section 408-A.'

12 Amend the bill in section 3 in §13106-E in subsection 2 in the first blocked paragraph
13 in the first line (page 3, line 1 in L.D.) by striking out the following: "or section 13106-C"

14 Amend the bill in section 3 in §13106-E in subsection 5 by striking out all of paragraph
15 A (page 3, lines 26 and 27 in L.D.).

16 Amend the bill in section 3 in §13106-E in subsection 5 by relettering the paragraphs
17 to read alphabetically.

18 Amend the bill in section 4 in §13157-D in subsection 2 in the 2nd line (page 4, line
19 14 in L.D.) by striking out the following: "section" and inserting the following: 'sections
20 13157-B and'

21 Amend the bill in section 4 in §13157-D in subsection 2 in the 4th line (page 4, line 16
22 in L.D.) by inserting after the following: "section" the following: '13157-B and section'

23 Amend the bill in section 4 in §13157-D in subsection 2 by striking out all of the first
24 blocked paragraph (page 4, lines 20 to 22 in L.D.) and inserting the following:

25 'Notwithstanding this section, the Game Warden Colonel may disclose the date, time and
26 location of an accident reported under sections 13157-B and 13157-C; the names and
27 addresses of operators, owners and injured persons; the names and addresses of witnesses;
28 and the name and address of the investigating officer. On written request, the Game Warden
29 Colonel may furnish a photocopy of the investigating officer's report at the expense of the
30 person making the request.'

31 Amend the bill in section 4 in §13157-D by striking out all of subsection 4 (page 4,
32 lines 38 to 41 in L.D.) and inserting the following:

33 **4. Reasonable fees.** The Bureau of Warden Service may charge reasonable fees for
34 ATV accident report data. The cost of furnishing a copy of the report is not subject to the
35 limitations of Title 1, section 408-A.

36 **5. Violation.** A person commits a Class E crime if that person:

37 A. Is an operator involved in a reportable ATV accident and knowingly fails to give a
38 correct name and address when requested by a law enforcement officer at the scene;

39 B. Is the operator involved in a reportable ATV accident under this section or is the
40 owner of an ATV involved in a reportable accident and knowingly fails to produce the
41 ATV or, if the ATV is operational, return it to the scene when requested by the
42 investigating officer; or

