

FOR REVIEW BY RTKAC 12/4/20

Last Updated 11/23/2020 10:54 AM

Existing Public Records Exceptions For Review by Public Records Exception Review Subcommittee: Exceptions for Review

REF. NO.	STATUTORY CITATION	DESCRIPTION	PROPOSED ACTION/ SUBCOMMITTEE RECOMMENDATION
1	8 MRSA 270-A	Title 8, section 270-A, relating to records and information included in application or materials required for issuance of commercial track license	No change Subcommittee: No change (4-0)
2	8 MRSA 300-B, sub-§10	Title 8, section 300-B, subsection 10, relating to records of child support obligors provided to collect child support from pari-mutuel winnings	No change Subcommittee: No change (4-0)
3	8 MRSA 416-A, sub-§9	Title 8, section 416-A, subsection 9, relating to the Tri-State Lotto concerning personal records in connection with payment of prize	
4	8 MRSA 1006, sub-§1, ¶A	Title 8, section 1006, subsection 1, paragraph A, relating to information or records required by the Gambling Control Board for licensure: trade secrets and proprietary information	
5	8 MRSA 1006, sub-§1, ¶B	Title 8, section 1006, subsection 1, paragraph B, relating to information or records required by the Gambling Control Board for licensure: would be unwarranted invasion of privacy of key executive, gaming employee or another person	
6	8 MRSA 1006, sub-§1, ¶C	Title 8, section 1006, subsection 1, paragraph C, relating to information or records required by the Gambling Control Board for licensure: key executive or gaming employee compensation	
7	8 MRSA 1006, sub-§1, ¶D	Title 8, section 1006, subsection 1, paragraph D, relating to information or records required by the Gambling Control Board for licensure: financial, statistical and surveillance information related to the applicant	
8	8 MRSA 1006, sub-§1, ¶E	Title 8, section 1006, subsection 1, paragraph E, relating to information or records required by the Gambling Control Board for licensure: creditworthiness, credit rating or financial condition of person or project	
9	8 MRSA 1006, sub-§1, ¶F	Title 8, section 1006, subsection 1, paragraph F, relating to information or records required by the Gambling Control Board for licensure: information from other jurisdictions conditioned on remaining confidential	

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REF. NO.	STATUTORY CITATION	DESCRIPTION	PROPOSED ACTION/ SUBCOMMITTEE RECOMMENDATION
10	8 MRSA 1006, sub-§1, ¶G	Title 8, section 1006, subsection 1, paragraph G, relating to information or records required by the Gambling Control Board for licensure: information designated confidential under federal law	
11	8 MRSA 1006, sub-§1, ¶H	Title 8, section 1006, subsection 1, paragraph H, relating to information or records required by the Gambling Control Board for licensure: specific personal information, including Social Security number, of any individual	
12	8 MRSA 1006, sub-§3	Title 8, section 1006, subsection 3, relating to records and information developed as part of suitability requirement to select operator of central site monitoring system, held by Gambling Control Board and Dept. of Public Safety	
13	8 MRSA 1006, sub-§4	Title 8, section 1006, subsection 4, relating to financial, statistical and surveillance information from the central site monitoring system held by the Gambling Control Board and the Dept. of Public Safety	
14	8 MRSA 1007, sub-§2	Title 8, section 1007, subsection 2, relating to information or records received by the Gambling Control Board or Department of Public Safety from another agency pursuant to agreement	
15	8 MRSA 1052	Title 8, section 1052, relating to reports, information or records compiled by the Gambling Control Board and Dept. of Public Safety concerning noncompliance with or violation of the chapter by an applicant, licensee, owner or key executive	
16	8 MRSA 1052, sub-§3	Title 8, section 1052, subsection 3, relating to all complaints and investigative records of the Gambling Control Board during the pendency of an investigation	
17	9-A MRSA 2-304, sub-§2	Title 9-A, section 2-304, subsection 2, relating to reports of supervised lenders	No change Subcommittee: No change (4-0)
18	9-A MRSA 6-105-A	Title 9-A, section 6-105-A, last paragraph, relating to information concerning uniform multistate licensing system provided to Consumer Credit Protection by other jurisdictions	No change Subcommittee: No change (4-0)

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REF. NO.	STATUTORY CITATION	DESCRIPTION	PROPOSED ACTION/ SUBCOMMITTEE RECOMMENDATION
19	9-A MRSA 6-116	Title 9-A, section 6-116, relating to the Department of Professional and Financial Regulation, Bureau of Consumer Credit Protection	No change Subcommittee: No change (4-0)
20	9-A MRSA 6-117	Title 9-A, section 6-117, relating to confidential information shared by agencies from other jurisdictions regulating consumer credit	No change Subcommittee: No change (4-0)
21	9-B MRSA 226, sub-§1	Title 9-B, section 226, subsection 1, relating to information derived by or communicated to the Bureau of Financial Institutions	No change Subcommittee: No change (4-0)
22	9-B MRSA 252, sub-§3-A	Title 9-B, section 252, subsection 3-A, relating to confidential information shared by agencies from other jurisdictions that regulate financial institutions	No change Subcommittee: No change (4-0)
23	10 MRSA 391, sub-§2	Title 10, section 391, subsection 2, relating to the Small Enterprise Growth Program	No change Subcommittee: No change (4-0)
24	10 MRSA 391, sub-§3	Title 10, section 391, subsection 3, relating to the Small Enterprise Growth Program	No change Subcommittee: No change (4-0)
25	10 MRSA 945-J	Title 10, section 945-J, relating to the Maine International Trade Center concerning applications and proposals	No change Subcommittee: No change (4-0)
26	10 MRSA 975-A, sub-§§2, 3	Title 10, section 975-A, subsections 2 and 3, relating to the Finance Authority of Maine concerning applications and proposals	No change <i>Suggested considering increase in amount allowed per hour for staff time to review complex FOAA requests requiring review of confidentiality or alternatively some distinction between requests made by certain requestors (litigants, business competitors)</i> Subcommittee: No change (4-0)
27	10 MRSA 1079, sub-§4	Title 10, section 1079, subsection 4, relating to persons who have family development accounts (FAME)	Repealed PL 2019, c. 239; program oversight transferred to university system and provision reenacted as 20-A MRSA, section 10985, subsection 4 Subcommittee: No action necessary
28	10 MRSA 1107	Title 10, section 1107, relating to books, records or correspondence summonsed in an antitrust investigation, at the discretion of the person being investigated	Amend to clarify language in 3 rd sentence Subcommittee: Amend (4-0)
29	10 MRSA 1109, sub-§4	Title 10, section 1109, subsection 4, relating to information reported to the	No change

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REF. NO.	STATUTORY CITATION	DESCRIPTION	PROPOSED ACTION/ SUBCOMMITTEE RECOMMENDATION
		Attorney General concerning acquisition of gasoline and heating oil assets	Subcommittee: No change (4-0)
30	10 MRSA 1188-A	Title 10, section 1188-A, relating to settlement conference discussions under the Maine Motor Vehicle Franchise Board	No change Subcommittee: No change (4-0)
31	10 MRSA 1495-G, sub-§3	Title 10, section 1495-G, subsection 3, relating to payroll processing bonding	No change Subcommittee: No change (4-0)
32	10 MRSA 1675	Title 10, section 1675, relating to information received by the Attorney General under the Petroleum Market Share Act	No change Subcommittee: No change (4-0)
33	10 MRSA 1677	Title 10, section 1677, relating to the name of retailers or retail outlets in Attorney General report concerning retail outlet concentration under Petroleum Market Share Act	No change Subcommittee: No change (4-0)
34	10 MRSA 8002, sub-§10	Title 10, section 8002, subsection 10, relating to information provided to the Commissioner of Professional and Financial Regulation	No change Subcommittee: No change (4-0)
35	10 MRSA 8003, sub-§2-A	Title 10, section 8003, subsection 2-A, relating to information shared with the Office of Licensing and Registration from other regulatory agencies on condition it remain confidential	No change Subcommittee: No change (4-0)
36	10 MRSA 8003-B, sub-§1	Title 10, section 8003-B, subsection 1, relating to complaints and investigations and client records of boards and commissions within or associated with the Department of Professional and Financial Regulation	No change Subcommittee: No change (4-0)
37	10 MRSA 8003-B, sub-§2-A	Title 10, section 8003-B, subsection 2-A, relating to complaints and investigations and client records of boards and commissions within or associated with the Department of Professional and Financial Regulation	No change Subcommittee: No change (4-0)
38	10 MRSA 9012, sub-§1	Title 10, section 9012, subsection 1, relating to information provided to the Department of Professional and Financial Regulation, Manufactured Housing Board	No change Subcommittee: No change (4-0)
39	10 MRSA 9202, sub-§1-B	Title 10, section 9202, subsection 1-B, relating to records of the Northern Maine Transmission Corporation (same as Title 10, section 975-A)	No change Subcommittee: No change (4-0)

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REF. NO.	STATUTORY CITATION	DESCRIPTION	PROPOSED ACTION/ SUBCOMMITTEE RECOMMENDATION
40	12 MRSA 544-B, sub-§4	Title 12, section 544-B, subsection 4, relating to the location of a species or natural area	No change Subcommittee: No change (4-0)
41	12 MRSA 549-B, sub-§5	Title 12, section 549-B, subsection 5, relating to investigatory and exploratory work reported under a mining permit	No change Subcommittee: No change (4-0)
42	12 MRSA 550-B, sub-§6	Title 12, section 550-B, subsection 6, relating to water well information collected by the Department of Agriculture, Conservation and Forestry, Bureau of Geology, Natural Areas and Coastal Resources, Geological Survey	Repeal – not necessary Subcommittee: Repeal (4-0)
43	12 MRSA 1827, sub-§3	Title 12, section 1827, subsection 3, relating to Department of Conservation records concerning camper reservations at state parks	No change Subcommittee: No change (4-0)
44	12 MRSA 6072, sub-§10	Title 12, section 6072, subsection 10, relating to aquaculture lease seeding and harvesting reports	
45	12 MRSA 6072-A, sub-§17-A	Title 12, section 6072-A, subsection 17-A, relating to aquaculture leasing research and development	
46	12 MRSA 6077, sub-§4	Title 12, section 6077, subsection 4, relating to the aquaculture monitoring program	
47	12 MRSA 6078-A, sub-§1	Title 12, section 6078-A, subsection 1, relating to the Aquaculture Monitoring, Research and Development Fund concerning harvest information from leaseholders	
48	12 MRSA 6082	Title 12, section 6082, relating to information obtained from another jurisdiction that is designated confidential by that jurisdiction and must remain confidential	
49	12 MRSA 6173, sub-§1	Title 12, section 6173, subsection 1, relating to marine resources statistics	
50	12 MRSA 6173-A, sub-§1	Title 12, section 6173-A, subsection 1, relating to information designated as proprietary information submitted under the Maine Working Waterfront Access Pilot Project	
51	12 MRSA 6173-B, sub-§1	Title 12, section 6173-B, subsection 1, relating to information designated as proprietary information for research, aquaculture, education, surveillance and inspection, shellfish sanitation and depuration	

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REF. NO.	STATUTORY CITATION	DESCRIPTION	PROPOSED ACTION/ SUBCOMMITTEE RECOMMENDATION
52	12 MRSA 6310, sub-§3	Title 12, section 6310, subsection 3, relating to medical information pertaining to lobster and crab fishing license denials	
53	12 MRSA 6455, sub-§1-B	Title 12, section 6455, subsection 1-B, relating to market studies and promotional plans of the Lobster Promotion Council	
54	12 MRSA 6749-S, sub-§1	Title 12, section 6749-S, subsection 1, relating to log book for sea urchin buyers and processors	
55	12 MRSA 8005, sub-§1	Title 12, section 8005, subsection 1, relating to Social Security numbers, addresses, telephone numbers, electronic mail addresses of forest landowners owning less than 1,000 acres	No change Subcommittee: No change (4-0)
56	12 MRSA 8005, sub-§2	Title 12, section 8005, subsection 2, relating to Social Security numbers, forest management plans and supporting documents of activities for administering landowner assistance programs	No change Subcommittee: No change (4-0)
57	12 MRSA 8005, sub-§4	Title 12, section 8005, subsection 4, relating to forest management information designated confidential by agency furnishing the information	No change Subcommittee: No change (4-0)
58	12 MRSA 8423-C, sub-§4	Title 12, section 8423-C, subsection 4, relating to pre-salvage and salvage timber harvest reports	No change Subcommittee: No change (4-0)
59	12 MRSA 8424, sub-§2	Title 12, section 8424, subsection 2, relating to cutting plans under the Maine Spruce Budworm Management Act	Repealed PL 2015, c. 314 Subcommittee: No action necessary
60	12 MRSA 8611, sub-§1	Title 12, section 8611, subsection 1, relating to addresses, telephone numbers, electronic mail addresses of forest landowners owning less than 1,000 acres	No change Subcommittee: No change (4-0)
61	12 MRSA 8869, sub-§13	Title 12, section 8869, subsection 13, relating to forest policy experimental areas	No change Subcommittee: No change (4-0)
62	12 MRSA 8883-B, sub-§8	Title 12, section 8883-B, subsection 8, relating to addresses, telephone numbers, electronic mail addresses of forest landowners owning less than 1,000 acres	No change Subcommittee: No change (4-0)

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REF. NO.	STATUTORY CITATION	DESCRIPTION	PROPOSED ACTION/ SUBCOMMITTEE RECOMMENDATION
63	12 MRSA 8884, sub-§3	Title 12, section 8884, subsection 3, relating to landowner and wood processor reporting requirements concerning information about volume, species, product types, county of origin and personally identifying information of forest product suppliers	Amendment proposed to provide for limited disclosure (130th) Subcommittee: Tabled
64	12 MRSA 10110, sub-§1	Title 12, section 10110, subsection 1, relating to email address of hunting or fishing license applicant at request of applicant	No change Subcommittee: No change (4-0)
65	12 MRSA 12506, sub-§8	Title 12, section 12506, subsection 8, relating to eel, sucker, lamprey and yellow perch harvesting reports	No change Subcommittee: No change (4-0)
66	12 MRSA 12551-A, sub-§10	Title 12, section 12551-A, subsection 10, relating to smelt dealers reports, including name, location, gear and catch	No changes Subcommittee: No change (4-0)
67	12 MRSA 12804, sub-§5	Title 12, section 12804, subsection 5, relating to specific information concerning the location of a threatened or endangered species	No change Subcommittee: No change (4-0)
68	12 MRSA 12907, sub-§8	Title 12, section 12907, subsection 8, relating to whitewater outfitters and affiliated outfitter records	Repealed PL 2013, c. 245 Subcommittee: No action necessary
69	12 MRSA 12954, sub-§4-A	Title 12, section 12954, subsection 4-A, relating to records of purchasers and sellers maintained by hide dealers	No change Subcommittee: No change (4-0)