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Date: (Filing No. H-)

JUDICIARY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
125TH LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 1331, L.D. 1805, Bill, “An Act To Implement Recommendations of the Right To Know Advisory Committee Concerning a Public Records Exception for Proposed Legislation, Reports and Working Papers of the Governor”

Amend the bill by striking out the title and substituting the following:

'An Act Concerning the Public Records Exception for Legislative Working Papers'

Amend the bill by striking out everything after the enacting clause and before the summary and inserting the following:

Sec. 1. 1 MRSA §402, sub-§3, ¶C, as amended by PL 1991, c. 773, §2, is repealed.

Sec. 2. 4 MRSA §1701, sub-§7, as enacted by PL 1995, c. 451, §1, is amended to read:

7. Meeting; quorum; concurrence. The Executive Director of the Legislative Council shall call the first meeting of the commission no later than 5 days after the appointments are made. For all subsequent meetings, the commission shall meet, either in person or by teleconference, on the call of the chair or on the request of at least 2 members. The presence of at least 2 members is required to conduct a meeting. The concurrence of at least 2 members is required for any formal action taken by the commission. ~~The working papers, draft reports and other papers of the commission in the possession of a legislative employee are excepted from the definition of public records in accordance with Title 1, section 402, subsection 3, paragraph C.~~

Sec. 3. Appropriations and allocations. The following appropriations and allocations are made.

**LEGISLATURE
Legislature 0081**

COMMITTEE AMENDMENT

1 Initiative: Provides funds for one additional clerical position to handle the projected
2 increase in the number of requests for information resulting from the repeal of
3 confidentiality for certain legislative records.

4	GENERAL FUND	2011-12	2012-13
5	POSITIONS - LEGISLATIVE COUNT	0.000	1.000
6	Personal Services	\$0	\$44,239
7	All Other	\$0	\$1,500
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9	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$45,739</u>

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SUMMARY

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This amendment is a minority report of the Joint Standing Committee on Judiciary.

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This amendment replaces the bill. It repeals the public records exception that applies to working papers and other records of Legislators. Its also adds an appropriations and allocations section.

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FISCAL NOTE REQUIRED

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(See attached)