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FIRST REGULAR SESSION-2017

Legislative Document

No. 1432

H.P. 986

House of Representatives, April 13, 2017

An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Advance Payment of Costs for Public Records Requests

Reported by Representative MOONEN of Portland for the Joint Standing Committee on Judiciary pursuant to the Maine Revised Statutes, Title 1, section 411, subsection 6, paragraph G.

Reference to the Committee on Judiciary suggested and ordered printed pursuant to Joint Rule 218.

R(+ B. Hunt

ROBERT B. HUNT Clerk

1	Be it enacted by the People of the State of Maine as follows:
2	Sec. 1. 1 MRSA §408-A, sub-§8, ¶F is enacted to read:
3 4	F. An agency or official may require payment of all costs before the public record is provided to the requester.
5	SUMMARY
6 7 8 9 10	This bill, which is a recommendation of the Right To Know Advisory Committee in response to the decision of the Superior Court in <u>Flanders v. State, et al.</u> , BELSC-CV-15-12 (Me. Super. Ct., Waldo Cty., Aug. 12, 2016), is intended to clarify that under Maine's Freedom of Access Act, an agency or public official may require payment of all costs before providing a public record to a requester.