



125th MAINE LEGISLATURE

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Legislative Document

No. 917

H.P. 677

House of Representatives, March 8, 2011

**An Act To Protect Licensing Information Provided to the
Department of Inland Fisheries and Wildlife and To Require a
Review of Public Access to Other Personal Information**

Reference to the Committee on Judiciary suggested and ordered printed.

A handwritten signature in cursive script that reads "Heather J.R. Priest".

HEATHER J.R. PRIEST
Clerk

Presented by Representative FITTS of Pittsfield.
Cosponsored by Representative TILTON of Harrington.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 1 MRSA §402, sub-§3, ¶P**, as corrected by RR 2009, c. 1, §2, is amended
3 to read:

4 P. Geographic information regarding recreational trails that are located on private
5 land that are authorized voluntarily as such by the landowner with no public deed or
6 guaranteed right of public access, unless the landowner authorizes the release of the
7 information; ~~and~~

8 **Sec. 2. 1 MRSA §402, sub-§3, ¶Q**, as reallocated by RR 2009, c. 1, §3, is
9 amended to read:

10 Q. Security plans, staffing plans, security procedures, architectural drawings or risk
11 assessments prepared for emergency events that are prepared for or by or kept in the
12 custody of the Department of Corrections or a county jail if there is a reasonable
13 possibility that public release or inspection of the records would endanger the life or
14 physical safety of any individual or disclose security plans and procedures not
15 generally known by the general public. Information contained in records covered by
16 this paragraph may be disclosed to state and county officials if necessary to carry out
17 the duties of the officials, the Department of Corrections or members of the State
18 Board of Corrections under conditions that protect the information from further
19 disclosure; and

20 **Sec. 3. 1 MRSA §402, sub-§3, ¶R** is enacted to read:

21 R. Names, addresses, telephone numbers, e-mail addresses and other identifying
22 information provided to the Department of Inland Fisheries and Wildlife for purposes
23 of obtaining a license under Title 12, Part 13.

24 **Sec. 4. Right To Know Advisory Committee review.** The Right To Know
25 Advisory Committee, established in the Maine Revised Statutes, Title 1, section 411,
26 shall review the accessibility of individual personal information contained in public
27 records that may be requested from public agencies under Title 1, chapter 13. For the
28 purposes of this section, "individual personal information" includes individual names,
29 addresses, telephone numbers, e-mail addresses and other personal information identified
30 by the committee the publication of which would serve no reasonable public purpose.
31 The committee shall report to the Joint Standing Committee on Judiciary by January 15,
32 2012 identifying those instances in which individual personal information maintained by
33 public agencies is accessible under the freedom of access laws and making
34 recommendations regarding any statutory changes necessary to make confidential any
35 such individual personal information for which disclosure would serve no reasonable
36 public purpose.

37 **SUMMARY**

38 This bill provides that names, addresses, telephone numbers, e-mail addresses and
39 other identifying information provided to the Department of Inland Fisheries and Wildlife
40 for purposes of obtaining a license are not public records and directs the Right To Know

1 Advisory Committee to review instances when public agencies maintain name of, contact
2 information for and other personal information regarding individuals and make
3 recommendations to the Joint Standing Committee on Judiciary regarding statutory
4 changes necessary to protect individual personal information from disclosure if that
5 disclosure would serve no reasonable public purpose.