

Existing Public Records Exceptions Subject to review by 2010

Revised 11/14/08 Based On 7/30/08, 9/10/08, 10/06/08 and 11/13/08 Subcommittee Meetings

Titles 10, 11, 12, 13, 13-B, 13-C, 14, 15, 16, 17, 17-A, 18-A, 18-B, 19-A, 20-A, 21-A

	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
1	10	391	2, 3	Title 10, section 391, subsections 2 and 3, relating to the Small Enterprise Growth Program	<ul style="list-style-type: none"> • Small Enterprise Growth Board • Finance Authority of Maine • Department of Economic and Community Development 	<ul style="list-style-type: none"> • SEGB: Seldom if any requests; no changes • FAME: No longer administers • 	No change 11/13/08
2	10	945-J		Title 10, section 945-J, relating to the Maine International Trade Center	<ul style="list-style-type: none"> • Maine International Trade Center (Board of Directors?) 	<ul style="list-style-type: none"> • 	Amend 11/13/08
3	10	975-A	2, 3	Title 10, section 975-A, subsections 2 and 3, relating to the Finance Authority of Maine	<ul style="list-style-type: none"> • Finance Authority of Maine 	<ul style="list-style-type: none"> • Regularly applied; 3 denials for info per year; used to go into executive session; CHANGE: CLARIFY THAT APPLIES TO PERSONALLY IDENTIFIABLE INFORMATION OF MAINE CONSUMERS 	Amend 11/13/08

Legend:

Subcommittee action: accepted without change (some by majority vote)

Subcommittee action: accepted with amendment (some by majority vote)

Subcommittee action: tabled for further Subcommittee discussion

Subcommittee action: recommend further discussion by Judiciary Committee

Criminal History Record Information Act

Teacher confidentiality provisions

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Revised 11/14/08 Based On 7/30/08, 9/10/08, 10/06/08 and 11/13/08 Subcommittee Meetings

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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
4	10	1079	4	Title 10, section 1079, subsection 4, relating to persons who have family development accounts	• Finance Authority of Maine	• Never invoked; no changes	OK; No change (7/30/08)
4-A	10	1107		Title 10, section 1107, relating to books records or correspondence summonsed in an antitrust investigation, at the choice of the person summonsed	• Attorney General	• Requests unusual, denials rare; no changes	No change 11/13/08
5.1	10	1188-A		Title 10, section 1188-A, relating to settlement conference discussions under the Maine Motor Vehicle Franchise Board "may not be disclosed"	• Attorney General?	• No experience administering or applying; no changes	Delete from list, but no change 11/13/08
5	10	1109	4	Title 10, section 1109, subsection 4, relating to information reported to the Attorney General concerning acquisition of gasoline and heating oil assets	• Attorney General	• Requests unusual; no changes	Divided: 4-1 in favor of no-change 11/13/08
6	10	1392	2	Title 10, section 1392, subsection 2, relating to information reported to the consumer arbitration administrator concerning reported consumer arbitration (PL 2007, c. 250)	• Bureau of Consumer Credit Regulation	• No FOA requests; no changes	OK; No change (7/30/08)
7	10	1495-G	3	Title 10, section 1495-G, subsection 3, relating to payroll processing bonding	• Bureau of Consumer Credit Regulation	• No FOA requests; no changes	OK; No change (7/30/08)

Legend:

Subcommittee action: accepted without change (some by majority vote)

Subcommittee action: accepted with amendment (some by majority vote)

Subcommittee action: tabled for further Subcommittee discussion

Subcommittee action: recommend further discussion by Judiciary Committee

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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
8	10	1675		Title 10, section 1675, relating to information received by the Attorney General under the Petroleum Market Share Act	• Attorney General	• Requests seldom, seldom denied; no changes	Divided: 4-1 in favor of no-change 11/13/08
8.1	10	1677		Title 10, section 1677, relating to the name of particular retailers or retail outlet in Attorney General's report concerning concentration of retail outlets under the Petroleum Market Share Act "without disclosing the name"	• Attorney General	• Report public so seldom requests, seldom denied; no changes	Divided: 4-1 in favor of no-change 11/13/08
9	10	8002	10	Title 10, section 8002, subsection 10, relating to information provided to the Commissioner of Professional and Financial Regulation	• Dept. of Professional and Financial Regulation	• No requests known; no changes	OK; No change (9/10/08)

Legend:
Subcommittee action: accepted without change (some by majority vote)
Subcommittee action: accepted with amendment (some by majority vote)
Subcommittee action: tabled for further Subcommittee discussion
Subcommittee action: recommend further discussion by Judiciary Committee
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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
9.1	10	8003	2-A	Title 10, section 8003, subsection 2-A, paragraph I, relating to information received by the Office of Licensing and Registration from other regulatory agencies that is shared only on condition that it not be disclosed "remains confidential . . . and may not be disclosed"	<ul style="list-style-type: none"> Department of Professional and Financial Regulation, OLR 	<ul style="list-style-type: none"> No change to sub-§2-A, ¶ I; CHANGE SUGGESTED TO RELATED PROVISION GOVERNING REQUIREMENT TO MAINTAIN RECORDS IN § 8003, SUB-§2-A, ¶F Notes agreements with DHHS and Oil and Solid Fuel Board to share information 	Divided: 4-1 in favor of no-change 11/13/08
10	10	8003-B	1, 2-A	Title 10, section 8003-B, subsections 1 and 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	<ul style="list-style-type: none"> Dept. of Professional and Financial Regulation Attorney General 	<ul style="list-style-type: none"> Invoked frequently; no changes No changes 	OK; No change (9/10/08)
11	10	9012	1	Title 10, section 9012, subsection 1, relating to information provided to the Department of Professional and Financial Regulation, Manufactured Housing Board	<ul style="list-style-type: none"> Manufactured Housing Board 	<ul style="list-style-type: none"> Requests 6-10 times each quarter; no changes 	OK; No change (7/30/08)

Legend:

Subcommittee action: accepted without change (some by majority vote)

Subcommittee action: accepted with amendment (some by majority vote)

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Subcommittee action: recommend further discussion by Judiciary Committee

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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
11.1	10	9202	1-B	Title 10, section 9202, subsection 1-B, relating to records of the Northern Maine Transmission Corporation - subject to same confidentiality provisions applicable to FAME under Title 10, section 975-A “subject to the disclosure and confidentiality provisions governing the records of the authority under section 975-A”	<ul style="list-style-type: none"> Northern Maine Transmission Corporation Finance Authority of Maine 	<ul style="list-style-type: none"> FAME: entity not active in recent years; records covered by §975-A; no changes 	OK; No change (7/30/08)
12	12	550-B	6	Title 12, section 550-B, subsection 6, relating to water well information collected by the Department of Conservation, Bureau of Geology and Natural Areas	<ul style="list-style-type: none"> Department of Conservation, Maine Geological Survey 	<ul style="list-style-type: none"> No FOA requests; exception cited few times per year No changes 	TABLED for more information, discussion
12.1	12	544-B	4	Title 12, section 544-B, subsection 4, relating to the location of a species or natural area “in the judgment of the commissioner, disclosure of this information would threaten the existence of that species or natural area”	<ul style="list-style-type: none"> Department of Conservation 	<ul style="list-style-type: none"> Never invoked; no changes 	No change 11/13/08

Legend:

Subcommittee action: accepted without change (some by majority vote)

Subcommittee action: accepted with amendment (some by majority vote)

Subcommittee action: tabled for further Subcommittee discussion

Subcommittee action: recommend further discussion by Judiciary Committee

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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
12.2	12	549-B	5	Title 12, section 549-B, subsection 5, paragraph D, relating to investigatory and exploratory work reported under a mining permit to the Bureau of Geology and Natural areas "shall not constitute records available for public inspection or disclosure"	• Department of Conservation, Maine Geological Survey	• Never invoked bring claims process (2 claims pending); no changes	TABLED for more information, discussion
13	12	1827	3	Title 12, section 1827, subsection 3, relating to Department of Conservation records concerning camper reservations at state parks	• Department of Conservation	• Requests; CHANGE: EXPAND EXCEPTION TO GIVE BPL MORE AUTHORITY TO CONTROL RELEASE OF CAMPER INFORMATION	No change 11/13/08
14	12	6072	10	Title 12, section 6072, subsection 10, relating to aquaculture lease seeding and harvesting reports	• Department of Marine Resources	• One request more than 4 years ago; no changes	AMEND - subcommittee vote 5-1 (10/06/08)
15	12	6072-A	17-A	Title 12, section 6072-A, subsection 17-A, relating to aquaculture leasing research and development	• Department of Marine Resources	• No requests; CHANGE: MAKE SIMILAR TO §6072, sub-§10, ¶D	AMEND - subcommittee vote 5-1 (10/06/08)

Legend:

Subcommittee action: accepted without change (some by majority vote)

Subcommittee action: accepted with amendment (some by majority vote)

Subcommittee action: tabled for further Subcommittee discussion

Subcommittee action: recommend further discussion by Judiciary Committee

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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
16	12	6077	4	Title 12, section 6077, subsection 4, relating to the aquaculture monitoring program	<ul style="list-style-type: none"> Department of Marine Resources 	<ul style="list-style-type: none"> One request more than 4 years ago; CHANGE: CLARIFY DMR's AUTHORITY TO RELEASE AGGREGATE DATA, CONSISTENT WITH 12 §6173 	AMEND - subcommittee vote 5-1 (10/06/08)
17	12	6078-A	1	Title 12, section 6078-A, subsection 1, relating to the Aquaculture Monitoring, Research and Development Fund concerning harvest information from leaseholders	<ul style="list-style-type: none"> Department of Marine Resources 	<ul style="list-style-type: none"> Outdated, but must keep for now; no changes 	AMEND - subcommittee vote 5-1 (10/06/08)
18	12	6082		Title 12, section 6082, relating to aquaculture operations in other jurisdictions obtained from other state, federal or foreign government agencies (PL 2007, c. 212)	<ul style="list-style-type: none"> Department of Marine Resources 	<ul style="list-style-type: none"> New; no changes 	No change 11/13/08
19	12	6173	1	Title 12, section 6173, subsection 1, relating to marine resources statistics	<ul style="list-style-type: none"> Department of Marine Resources 	<ul style="list-style-type: none"> Approx. 6 requests per month, approx. 2 must be modified to not release confidential data; no changes 	RECOMMEND review by Judiciary Committee

Legend:

Subcommittee action: accepted without change (some by majority vote)

Subcommittee action: accepted with amendment (some by majority vote)

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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
20	12	6173-A	1	Title 12, section 6173-A, subsection 1, relating to information designated as proprietary information submitted under the Maine Working Waterfront Access Pilot Project	• Department of Marine Resources	• No request for confidential info; no changes	No change 11/13/08
21	12	6310	3	Title 12, section 6310, subsection 3, relating to medical information pertaining to lobster and crab fishing license denials	• Department of Marine Resources	• No requests; no changes	No change 11/13/08
	12	6431-F	3	Title 12, section 6431-F, subsection 3, relating to medical information pertaining to trap tag denials	• Department of Marine Resources	Repealed by PL 2005, c. 239	
21.1	12	6445		Title 12, section 6445, relating to logbooks for lobster harvesters “disclosure of any data collected under this section is subject to the confidentiality provisions of section 6173”	• Department of Marine Resources	• No requests; no changes	RECOMMEND review by Judiciary Committee
22	12	6455	1-A	Title 12, section 6455, subsection 1-A, relating to market studies and promotional plans of the Lobster Promotion Council	• Lobster Promotion Council	• Administered infrequently; no changes	TABLED for more information, discussion

Legend:
Subcommittee action: accepted without change (some by majority vote)
Subcommittee action: accepted with amendment (some by majority vote)
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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
22.1	12	6749-S	1	Title 12, section 6749-S, subsection 1 relating to log book for sea urchin buyers and processors “disclosure of any date collected under this section is subject to the confidentiality provisions of section 6173	<ul style="list-style-type: none"> Department of Marine Resources 	<ul style="list-style-type: none"> No FOA denials; no changes 	RECOMMEND review by Judiciary Committee
23	12	8005	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	<ul style="list-style-type: none"> Department of Conservation, Bureau of Forestry 	<ul style="list-style-type: none"> 1-2 requests per year; no changes 	No change 11/13/08
23.1	12	8424	2	Title 12, section 8424, subsection 2, relating to cutting plans under the Maine Spruce Budworm Management Act “but shall not constitute records available for public inspection or disclosure”	<ul style="list-style-type: none"> Department of Conservation, Bureau of Forestry 	<ul style="list-style-type: none"> No requests; no changes 	No change 11/13/08
24	12	8611	1	Title 12, section 8611, subsection 1, relating to addresses, telephone numbers, electronic mail addresses of forest landowners owning less than 1,000 acres	<ul style="list-style-type: none"> Department of Conservation, Bureau of Forestry 	<ul style="list-style-type: none"> 1-2 requests per year; no changes 	No change 11/13/08

Legend:
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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
25	12	8869	13	Title 12, section 8869, subsection 13, relating to forest policy experimental areas	• Department of Conservation, Bureau of Forestry	• No requests; no changes	TABLED for more information, discussion
26	12	8883-B	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	• Department of Conservation, Bureau of Forestry	• Less than one request per year; no changes	No change 11/13/08
27	12	8884	3	Title 12, section 8884, subsection 3, relating to landowner and wood processor reporting requirements concerning volume information	• Department of Conservation, Bureau of Forestry	• No requests; no change	TABLED for more information, discussion
28	12	12551-A	10	Title 12, section 12551-A, subsection 10, relating to smelt dealers reports, including name, location, gear and catch	• Department of Inland Fisheries and Wildlife		No change 11/13/08
29	12	12907	8	Title 12, section 12907, subsection 8, relating to whitewater outfitters and affiliated outfitter records	• Department of Inland Fisheries and Wildlife	• No requests; no changes	No change 11/13/08
30	13	1957	8	Title 13, section 1957, subsection 8, relating to the members of associations of agricultural producers and purchasing information	• Maine Agricultural Bargaining Board (Department of Agriculture)	• 2 hearings in past 8 years, but no request for documents; no changes	OK; No change (7/30/08)

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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
31	14	164-A	3	Title 14, section 164-A, subsection 3, relating to the Maine Assistance Program for Lawyers	<ul style="list-style-type: none"> • Judicial Branch • Attorney General • Maine Prosecutors Association • Maine Association of Criminal Defense Lawyers • Maine State Bar Association • Maine Trial Lawyers Association • Maine Assistance Program for Lawyers 	<ul style="list-style-type: none"> • JB: virtually no requests; no changes • AG • MPA • MACDL • MSBA (referred to MAP) • MTLA • MAP: no problems; no changes 	OK, no change (10/06/08)

Legend:
Subcommittee action: accepted without change (some by majority vote)
Subcommittee action: accepted with amendment (some by majority vote)
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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
32	14	1254-A	7	Title 14, section 1254-A, subsection 7, relating to names of prospective jurors and contents of juror qualification forms	<ul style="list-style-type: none"> Judicial Branch Attorney General Maine Prosecutors Association Maine Association of Criminal Defense Lawyers Maine State Bar Association Maine Trial Lawyers Association 	<ul style="list-style-type: none"> JB: requests made at every jury term; seldom allow access absent compelling need; no changes AG: if any changes, make consistent with SJC's Standing Order for Limited Access to Juror Information dated 08/25/06 	HOLD (10/06/08)

Legend:
Subcommittee action: accepted without change (some by majority vote)
Subcommittee action: accepted with amendment (some by majority vote)
Subcommittee action: tabled for further Subcommittee discussion
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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
33	14	1254-A	8	Title 14, section 1254-A, subsection 8, relating to names of jury pool during the period of service of jurors and prospective jurors	<ul style="list-style-type: none"> Judicial Branch Attorney General Maine Prosecutors Association Maine Association of Criminal Defense Lawyers Maine State Bar Association Maine Trial Lawyers Association 	<ul style="list-style-type: none"> JB: requests made at every jury term; seldom allow access absent compelling need; no changes AG: if any changes, make consistent with SJC's Standing Order for Limited Access to Juror Information dated 08/25/06 	HOLD (10/06/08)

Legend:
Subcommittee action: accepted without change (some by majority vote)
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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
34	14	1254-B	2	Title 14, section 1254-B, subsection 2, relating to juror selection records and information	<ul style="list-style-type: none"> • Judicial Branch • Attorney General • Maine Prosecutors Association • Maine Association of Criminal Defense Lawyers • Maine State Bar Association • Maine Trial Lawyers Association 	<ul style="list-style-type: none"> • JB: requests frequently made but seldom granted absent compelling need; no changes • AG: if any changes, make consistent with SJC's Standing Order for Limited Access to Juror Information dated 08/25/06 	HOLD (10/06/08)
35	15	101-C	3	Title 15, section 101-C, subsection 3, relating to records necessary to conduct an evaluation concerning mental responsibility for criminal conduct	<ul style="list-style-type: none"> • Judicial Branch • State Forensic Service 	<ul style="list-style-type: none"> • JB: presumptively confidential; no changes • Rarely used to deny FOA request; no changes 	OK, no change (10/06/08)

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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
36	15	393	4-A	Title 15, section 393, subsection 4-A, paragraph G, relating to applications for relief and information of record concerning prohibition of firearm possession for mental health reasons (PL 2007, c. 670)	<ul style="list-style-type: none"> • Department of Public Safety • Department of Health and Human Services • NAMI-ME? • Maine Disability Rights Center? 	<ul style="list-style-type: none"> • • DHHS: new • NAMI-ME: new; no changes • 	OK; No change (7/30/08)
37	15	3009	2	Title 15, section 3009, subsection 2, relating to the reintegration of a juvenile into school	<ul style="list-style-type: none"> • Department of Corrections • Maine School Management Association • Public school and private school superintendents 	<ul style="list-style-type: none"> • Rarely cited; no changes • MSMA: Need to stay confidential • 	OK; No change (7/30/08)
38	15	3301	6-A	Title 15, section 3301, subsection 6-A, relating to information about a juvenile against whom a juvenile petition has not been filed	<ul style="list-style-type: none"> • Department of Corrections • Department of Health and Human Services? • Judicial Branch? 	<ul style="list-style-type: none"> • Rarely cited; no changes • DHHS: No experience • JB: occasional requests; no changes 	OK, no change (10/06/08)

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Subcommittee action: accepted without change (some by majority vote)
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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
39	15	3308	7	Title 15, section 3308, subsection 7, relating to juvenile proceedings	<ul style="list-style-type: none"> • Department of Corrections • Department of Health and Human Services • Judicial Branch • Police and sheriff departments? 	<ul style="list-style-type: none"> • Rarely cited; no changes • DHHS: No experience • JB: occasional requests; no changes 	OK, no change (10/06/08)
40	16			Title 16, Chapter 3, Subchapter 8: Criminal History Record Information Act	<ul style="list-style-type: none"> • Attorney General • Department of Public Safety • Maine Prosecutors Association • Maine Association of Criminal Defense Lawyers • Maine Trial Lawyers Association 	<ul style="list-style-type: none"> • • DPS: Discussion needed; changes recommended • • • 	HOLD

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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
41	16	614	2 1-A	Title 16, section 614, subsection 2 1-A, relating to personally identifying information of persons who report cruelty to animals to the Department of Agriculture, Food and Rural Resources	<ul style="list-style-type: none"> Department of Agriculture, Food and Rural Resources 	<ul style="list-style-type: none"> Requests; no change 	HOLD
	17-A	1176		Title 17-A, section 1176, relating to information that pertains to current address or location of crime victims		Repealed and replaced by PL 2007, c. 475 (see below)	
42-A	17-A	1176	1	Title 17-A, section 1176, subsection 1, relating to information that pertains to current address or location of crime victims (PL 2007, c. 475)	<ul style="list-style-type: none"> Department of Corrections Attorney General Maine Prosecutors Association Maine Association of Criminal Defense Lawyers Victim-Witness advocates 	<ul style="list-style-type: none"> No requests; no changes 	OK; No change (7/30/08) pending new info

Legend:
Subcommittee action: accepted without change (some by majority vote)
Subcommittee action: accepted with amendment (some by majority vote)
Subcommittee action: tabled for further Subcommittee discussion
Subcommittee action: recommend further discussion by Judiciary Committee
Criminal History Record Information Act
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Titles 10, 11, 12, 13, 13-B, 13-C, 14, 15, 16, 17, 17-A, 18-A, 18-B, 19-A, 20-A, 21-A

	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
42-B	17-A	1176	5	Title 17-A, section 1176, subsection 5, relating to a crime victim's request for notice of release of a defendant (PL 2007, c. 475)	<ul style="list-style-type: none"> • Department of Corrections • Attorney General • Maine Prosecutors Association • Maine Association of Criminal Defense Lawyers • Victim-Witness advocates 	<ul style="list-style-type: none"> • No requests; no changes 	OK; No change (7/30/08) pending new info
43	18-A	2-901		Title 18-A, section 2-901, relating to wills deposited with the Probate Court	<ul style="list-style-type: none"> • Probate Court 	<ul style="list-style-type: none"> • Probate Registers: no requests; no changes 	No change 11/13/08
44	18-A	9-304	(a-1)	Title 18-A, section 9-304, subsection (a-1), relating to background checks for adoptions ordered by the Probate Court	<ul style="list-style-type: none"> • Probate Court • Bureau of State Police 	<ul style="list-style-type: none"> • Probate Registers: no requests; no changes • BSP: Not applicable 	No change 11/13/08

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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
45	18-A	9-304	(a-2)	Title 18-A, section 9-304, subsection (a-2), relating to background checks initiated by the Department of Health and Human Services	<ul style="list-style-type: none"> • Probate Court • Bureau of State Police • Department of Health and Human Services 	<ul style="list-style-type: none"> • Probate Registers: no requests; no changes • BSP: Not applicable • DHHS: rarely deny because confidentiality so well known; no changes 	No change 11/13/08
46	18-A	9-308	(c)	Title 18-A, section 9-308, subsection (c), relating to final adoption decrees	<ul style="list-style-type: none"> • Probate Court • Department of Health and Human Services 	<ul style="list-style-type: none"> • Probate Registers: (court has discretion); no changes • DHHS: not often requests; no changes 	No change 11/13/08
47	18-A	9-310		Title 18-A, section 9-310, relating to adoption records concerning adoptions decreed on or after August 8, 1953	<ul style="list-style-type: none"> • Probate Court • Department of Health and Human Services 	<ul style="list-style-type: none"> • Probate Registers: no complaints; no changes • DHHS: occasional requests which are referred to the courts, expect more inquiries; no changes 	No change 11/13/08
48	19-A	651	2	Title 19-A, section 651, subsection 2, relating to social security numbers on marriage applications	<ul style="list-style-type: none"> • Department of Health and Human Services 	<ul style="list-style-type: none"> • Rarely get requests for info, no denials; no changes 	No change 11/13/08

Legend:

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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
49	19-A	908		Title 19-A, section 908, relating to social security numbers on divorce records	<ul style="list-style-type: none"> Judicial Branch 	<ul style="list-style-type: none"> No changes 	OK, no change (10/06/08)
50	19-A	1565	4	Title 19-A, section 1565, subsection 4, relating to Social Security numbers in paternity actions	<ul style="list-style-type: none"> Department of Health and Human Services 	<ul style="list-style-type: none"> Rarely get requests for info, no denials; no changes 	No change 11/13/08
51	19-A	1653	6	Title 19-A, section 1653, subsection 6, relating to addresses of children and victims in cases concerning parental rights and responsibilities involving domestic abuse	<ul style="list-style-type: none"> Judicial Branch Department of Health and Human Services 	<ul style="list-style-type: none"> JB: not unusual but not stats; no changes <u>DHHS: frequently deny requests from media when high-profile case, otherwise requests not often; no changes</u> 	OK, no change (10/06/08)

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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
51.1	19-A	1753	5	Title 19-A, section 1753, subsection 5, relating to identifying information under the Uniform Child Custody Jurisdiction and Enforcement Act if health, safety or liberty of a party or child would be jeopardized by disclosure “if . . . health, safety or liberty of a party or child would be jeopardized by disclosure of identifying information, must be sealed and not disclosed to other party or the public”	<ul style="list-style-type: none"> Judicial Branch Department of Health and Human Services 	<ul style="list-style-type: none"> JB: not possible to determine how often used; no changes DHHS: Never used to deny FOA requests; no changes 	OK; no change (10/06/08)
52	19-A	2006	10	Title 19-A, section 2006, subsection 10, relating to social security numbers in child support actions	<ul style="list-style-type: none"> Department of Health and Human Services 	<ul style="list-style-type: none"> Rarely get request to disclose; no changes 	No change 11/13/08
53	19-A	2152	11	Title 19-A, section 2152, subsection 11, relating to information collected in child support enforcement and medical support recoupment	<ul style="list-style-type: none"> Department of Health and Human Services 	<ul style="list-style-type: none"> Occasional requests, but not disclosed; no changes 	No change 11/13/08
54	19-A	2158	6	Title 19-A, section 2158, subsection 6, relating to records of child support obligors provided to wireless service provider	<ul style="list-style-type: none"> Department of Health and Human Services 	<ul style="list-style-type: none"> No experience yet (awaiting federal legislation re SSNs); no changes 	No change 11/13/08

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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
55	19-A	3012		Title 19-A, section 3012, relating to specific identifying information in child support enforcement	<ul style="list-style-type: none"> Department of Health and Human Services 	<ul style="list-style-type: none"> Very little used exception, but necessary; no changes 	No change 11/13/08
55.1	19-A	4008		Title 19-A, section 4008, relating to identifying information under the Protection from Abuse if health, safety or liberty of a party or child would be jeopardized by disclosure “if . . . health, safety or liberty of a party or child would be jeopardized by disclosure of identifying information, must be sealed and not disclosed to other party or the public”	<ul style="list-style-type: none"> Judicial Branch Attorney General 	<ul style="list-style-type: none"> JB: frequently requested, but no precise stats; no changes AG: used on a regular basis; no changes 	OK; No change (10/06/08) pending new info
56	19-A	4013	4	Title 19-A, section 4013, subsection 4, relating to the Domestic Abuse Homicide Review Panel	<ul style="list-style-type: none"> Attorney General 	<ul style="list-style-type: none"> Many records otherwise confidential, panel’s findings released when final; no changes 	HOLD 11/13/08
57	20-A	4008	2	Title 20-A, section 4008, subsection 2, relating to school counselor or social worker activities	<ul style="list-style-type: none"> Department of Education 	<ul style="list-style-type: none"> Records kept at local schools; no changes 	OK; No change (7/30/08)

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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
58	20-A	5001-A	3	Title 20-A, section 5001-A, subsection 3, relating to homeschooling records	<ul style="list-style-type: none"> Department of Education 	<ul style="list-style-type: none"> FERPA applies; no denials since 1993; no changes 	OK; No change (7/30/08)
59	20-A	6001	3	Title 20-A, section 6001, subsection 3, relating to students education records	<ul style="list-style-type: none"> Department of Education 	<ul style="list-style-type: none"> Records kept at local schools; no changes 	OK; No change (7/30/08)
60	20-A	6101	2	Title 20-A, section 6101, subsection 2, relating to school records concerning employees and applicants	<ul style="list-style-type: none"> Department of Education Maine Education Association 	<ul style="list-style-type: none"> DOE: Records kept at local schools; except national criminal history background info; no changes 	No change 11/13/08
61	20-A	6103	3	Title 20-A, section 6103, subsection 3, relating to school records concerning criminal history record checks of employees and applicants	<ul style="list-style-type: none"> Department of Education Maine Education Association 	<ul style="list-style-type: none"> DOE: Exception applied about once a week; no changes 	HOLD 11/13/08
62	20-A	6205		Title 20-A, section 6205, relating to standards and assessments of student performance	<ul style="list-style-type: none"> Department of Education 	<ul style="list-style-type: none"> Infrequent requests - FERPA applies; no changes 	OK; No change (7/30/08)

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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
63	20-A	6357	1	Title 20-A, section 6357, subsection 1, relating to student immunization records	<ul style="list-style-type: none"> Department of Education 	<ul style="list-style-type: none"> Use limited due to strict definition of "emergency"; CHANGE - FERPA COULD BE A BARRIER TO QUICK RESPONSE IN EVENT OF MAJOR OUTBREAK OF A VACCINE-PREVENTABLE DISEASE 	OK; No change (7/30/08)
63-A	20-A	7451	2	Title 20-A, section 7451, subsection 2, relating to Baxter Compensation Authority records (PL 2007, c. 597)	<ul style="list-style-type: none"> Attorney General 	<ul style="list-style-type: none"> New, but continuation of old law 	No change 11/13/08
64	20-A	10206	2	Title 20-A, section 10206, subsection 2, relating to records of the Energy Testing Laboratory of Maine	<ul style="list-style-type: none"> Energy Testing Laboratory of Maine 	APPARENTLY NO LONGER IN EXISTENCE	No change 11/13/08 - But where is it?
65	20-A	11418	1, 2	Title 20-A, section 11418, subsections 1 and 2, relating to Maine Educational Loan Authority applicants and recipients	<ul style="list-style-type: none"> Maine Educational Loan Authority 	<ul style="list-style-type: none"> No requests; no changes 	OK; No change (7/30/08)

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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
66	20-A	11444	1, 2	Title 20-A, section 11444, subsections 1 and 2, relating to the Student Financial Aid Supplemental Loan Program applicants and recipients	<ul style="list-style-type: none"> Finance Authority of Maine 	<ul style="list-style-type: none"> Program not active 	OK; No change (7/30/08)
67	20-A	11494	1, 2	Title 20-A, section 11494, subsections 1 and 2, relating to the Higher Education Loan Purchase Program borrowers	<ul style="list-style-type: none"> Finance Authority of Maine 	<ul style="list-style-type: none"> Has never invoked exception; no changes 	OK; No change (7/30/08)
68	20-A	13004	2	Title 20-A, section 13004, subsection 2, relating to certification and registration of teachers	<ul style="list-style-type: none"> Department of Education Maine Education Association 	<ul style="list-style-type: none"> DOE: On average once a week; CONSIDER CHANGE - SPECIFY WHAT INFO IS PUBLIC, COVER HOLDERS OF AUTHORIZATIONS AND APPROVALS 	HOLD 11/13/08
69	20-A	13004	2-A	Title 20-A, section 13004, subsection 2-A, relating to complaint, charges and accusations concerning certification and registration of teachers (amended PL 2007, c. 666)	<ul style="list-style-type: none"> Department of Education Maine Education Association 	<ul style="list-style-type: none"> DOE: On average once a week; CONSIDER CHANGE: AMBIGUOUS AS WRITTEN 	HOLD 11/13/08

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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
70	20-A	13015	5	Title 20-A, section 13015, subsection 5, relating to teacher action plans	<ul style="list-style-type: none"> Department of Education Maine Education Association 	<ul style="list-style-type: none"> DOE: Records kept at local schools; no changes 	OK; No change (7/30/08)
71	20-A	13034		Title 20-A, section 13034, relating to teacher qualifying exam scores	<ul style="list-style-type: none"> Department of Education Maine Education Association 	<ul style="list-style-type: none"> DOE: No requests other than individuals seeking own scores; no changes 	OK; No change (7/30/08)
72	21-A	22	2	Title 21-A, section 22, subsection 2, relating to ballots	<ul style="list-style-type: none"> Secretary of State Maine Municipal Association? 	<ul style="list-style-type: none"> SOS: no issues, no requests for 13 years; no changes MMA: No problems; no changes 	OK, no change (10/06/08)
73	21-A	22	3	Title 21-A, section 22, subsection 3, paragraph A, relating to records pertaining to a voter certified as a participant in the Address Confidentiality Program	<ul style="list-style-type: none"> Secretary of State Maine Municipal Association? 	<ul style="list-style-type: none"> SOS: no FOA requests since adopted; no changes MMA: No problems; no changes 	OK, no change (10/06/08)

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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
74	21-A	22	3	Title 21-A, section 22, subsection 3, paragraph B, relating to residence and mailing address of voter when voter submits statement to registrar stating good reason to believe physical safety jeopardized	<ul style="list-style-type: none"> Secretary of State Maine Municipal Association? 	<ul style="list-style-type: none"> SOS: no FOA requests (but municipal until 2007); no changes MMA: No problems; no changes 	OK, no change (10/06/08)
75	21-A	22	5, 6	Title 21-A, section 22, subsections 5 and 6, relating to registered voter applications	<ul style="list-style-type: none"> Secretary of State Maine Municipal Association? 	<ul style="list-style-type: none"> SOS: no FOA requests since adopted; no changes MMA: No problems; no changes 	OK, no change (10/06/08)
76	21-A	196		Title 21-A, section 196, first paragraph, relating to information contained electronically in the central voter registration system	<ul style="list-style-type: none"> Secretary of State Maine Municipal Association? 	<ul style="list-style-type: none"> SOS: no FOA requests; not at present - report to LVA 3/1/09 MMA: No problems; no changes 	OK, no change (10/06/08)
76-A	21-A	624	1	Title 21-A, section 624, subsection 1, relating to that portion of the voter list relating to the Address Confidentiality Program participants (PL 2007, c. 515)	<ul style="list-style-type: none"> Secretary of State Maine Municipal Association 	<ul style="list-style-type: none"> SOS: new; no changes MMA: New; no changes 	OK, no change (10/06/08)

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	Title	Section	Sub-§	Description	Department/Agency	Comments	Subcommittee Action
77	21-A	737-A	7	Title 21-A, section 737-A, subsection 7, relating to disputed ballots	<ul style="list-style-type: none"> Secretary of State Maine Municipal Association? 	<ul style="list-style-type: none"> SOS: no FOA requests; no changes MMA: No problems; no changes 	OK, no change (10/06/08)
78	21-A	764		Title 21-A, section 764, relating to applications and envelopes for absentee ballots	<ul style="list-style-type: none"> Secretary of State Maine Municipal Association? 	<ul style="list-style-type: none"> SOS: no FOA requests; no changes MMA: No problems; no changes 	OK, no change (10/06/08)
79	21-A	1003	3-A	Title 21-A, section 1003, subsection 3-A, relating to investigative working papers acquired, prepared or maintained by the Commission on Governmental Ethics and Election Practices during an investigation or audit (PL 2007, c. 571)	<ul style="list-style-type: none"> Commission on Governmental Ethics and Election Practices 	<ul style="list-style-type: none"> New; no changes 	OK; No change (7/30/08)
80	21-A	1125	3	Title 21-A, section 1125, subsection 3, relating to records of individuals who made Clean Elections qualifying contributions over the Internet (PL 2007, c. 571)	<ul style="list-style-type: none"> Commission on Governmental Ethics and Election Practices 	<ul style="list-style-type: none"> New; no changes 	OK; No change (7/30/08)

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