

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33

Date:

(Filing No. H-)

JUDICIARY

Reproduced and distributed under the direction of the Clerk of the House.

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
130TH LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 669, L.D. 913, “An Act To Enact the Maine Data Collection Protection Act”

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

'An Act To Make Certain Civil Court Records Accessible by the Public Only at the Courthouse'

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

'Sec. 1. 4 MRSA §9-C is enacted to read:

§9-C. Court records accessible by the public only at the courthouse

For civil cases brought pursuant to Title 14, section 6001 or 7481, the following court records are accessible by the public only at a courthouse:

1. Resolution by agreement of the parties. Court records that are part of a court case that is resolved by agreement of the parties;

2. Dismissed or resolved in favor of the defendant. Court records that are part of a court case that is dismissed or resolved in favor of a defendant;

3. Set aside or vacated. Court records that are part of a court case that is set aside or vacated; and

4. Older than 3 years. Court records that are part of a court case more than 3 years after a judgment has been entered.'

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment replaces the bill. It limits the public accessibility of certain court records that are part of eviction actions brought pursuant to the Maine Revised Statutes, Title 14, section 6001 and small claims actions brought pursuant to Title 14, section 7481.

COMMITTEE AMENDMENT

1 It provides that the records are available only at the courthouse, and not online, if the
2 eviction action or small claims action is resolved by agreement of the parties, is dismissed,
3 is resolved in favor of the defendant or is set aside or vacated or more than 3 years have
4 elapsed since the judgment was entered.

5 **FISCAL NOTE REQUIRED**

6 **(See attached)**