



# 132nd MAINE LEGISLATURE

## FIRST SPECIAL SESSION-2025

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Legislative Document

No. 1856

H.P. 1240

House of Representatives, April 30, 2025

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**An Act Directing the Maine Commission on Public Defense Services  
to Assist Persons Filing Post-judgment Motions to Seal Criminal  
History Record Information**

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Reported by Representative KUHN of Falmouth for the Joint Standing Committee on  
Judiciary pursuant to Resolve 2023, chapter 103, section 8.

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

*Robert B. Hunt*

ROBERT B. HUNT  
Clerk

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

**Sec. 1. 4 MRSA §1804, sub-§3, ¶O**, as amended by PL 2023, c. 394, Pt. A, §2, is further amended to read:

O. Establish a system to audit financial requests and payments that includes the authority to recoup payments when necessary. The commission may summon persons and subpoena witnesses and compel their attendance, require production of evidence, administer oaths and examine any person under oath as part of an audit. Any summons or subpoena may be served by registered mail with return receipt. Subpoenas issued under this paragraph may be enforced by the Superior Court; ~~and~~

**Sec. 2. 4 MRSA §1804, sub-§3, ¶P,** as enacted by PL 2023, c. 394, Pt. A, §3, is amended to read:

P. Develop and maintain a registry of names, telephone numbers and other contact information for attorneys who provide legal services to persons who are incarcerated. The commission shall on a weekly basis provide these names, telephone numbers and other contact information to all sheriffs' offices and to the Department of Corrections. On the Monday following transmission of the information, the sheriffs' offices and the Department of Corrections have constructive notice that communications to and from these attorneys by residents of jails and correctional facilities are subject to the attorney-client privilege. The attorneys' names, telephone numbers and other contact information are confidential; and

**Sec. 3. 4 MRSA §1804, sub-§3, ¶Q is enacted to read:**

Q. Develop a procedure for assisting persons who file post-judgment motions to seal criminal history record information under Title 15, chapter 310-A.

## SUMMARY

This bill is reported out by the Joint Standing Committee on Judiciary to implement statutory changes recommended by the Criminal Records Review Committee established in Resolve 2023, chapter 103. The joint standing committee has not taken a position on the substance of this bill. By reporting this bill out, the joint standing committee is not suggesting and does not intend to suggest that it agrees or disagrees with any aspect of this bill; instead, the joint standing committee is reporting the bill out for the sole purpose of having a bill printed that can be referred to the joint standing committee for an appropriate public hearing and subsequent processing in the normal course. The joint standing committee is taking this action to ensure clarity and transparency in the legislative review of the proposals contained in the bill.

The bill implements a recommendation of the Criminal Records Review Committee. The bill requires the Maine Commission on Public Defense Services to develop a procedure for assisting persons who file post-judgment motions to seal their criminal history record information under Title 15, chapter 310-A of the Maine Revised Statutes.