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**Testimony Neither for Nor Against
Submitted by Laura Yustak, AAG
On behalf of Office of Attorney General**

LD 848, An Act to Expunge Certain Nonviolent Drug Crimes

LD 1550, An Act to Authorize the Expungement of Nonviolent Crimes

**LD 1646, An Act to Vacate or Adjust Sentences and Expunge Arrests, Convictions and
Adjudications for Cannabis-related Offenses**

**LD 1789, An Act to Remove All Marijuana-related Provisions from the Maine
Criminal code and Expunge All Convictions Involving Marijuana**

Laws applicable to Sealing and Treatment of Criminal History Record Information
(not including Juvenile Code provisions or specific authorizations to conduct
criminal history background checks)

Criminal History Record Information Act

16 MRS §§ 701-710

<https://legislature.maine.gov/legis/statutes/16/title16ch7sec0.html>

Post-judgment Motion to Seal Criminal History Record

15 MRS §§ 2261-2269 (PL 2021, c. 674)

<https://legislature.maine.gov/statutes/15/title15ch310-Asec0.html>

Occupational License Disqualification on Basis of Criminal Record

5 MRS §§ 5301-5304

<https://legislature.maine.gov/legis/statutes/5/title5ch341sec0.html>

Criminal history record information; employment application [no inquiry re criminal
history on initial application]

26 MRS § 600-A (PL 2021, c. 404)

<https://legislature.maine.gov/legis/statutes/26/title26sec600-A.html>

Report of the Criminal Records Review Committee (Dec. 2021)
<https://legislature.maine.gov/criminal-records-review-committee>
Link to Resolve 2021, c. 121; meeting dates; final report

Search Results 4/26/23

Searching Maine Revised Statutes for "*criminal history record information*"

- [Title 16, §703: Definitions](#)
- [Title 18-C, §9-304: Investigation; guardian ad litem; registry](#)
- [Title 16, §709: Right to access and review](#)
- [Title 28-B, §204: Criminal history record check](#)
- [Title 32, §2111: Criminal history record information; fees](#)
- [Title 5, §1986: Criminal history record information for employees and contractors](#)
- [Title 15, §2265: Special restrictions on dissemination and use of criminal history record information](#)
- [Title 8, §1204: Application; criminal history background check](#)
- [Title 12, §12853: License, fees and requirements; youth camp trip leader and educational trip leader exceptions](#)
- [Title 32, §2571-A: Background check for expedited licensure through the Interstate Medical Licensure Compact](#)
- [Title 32, §3275-A: Background check for expedited licensure through the Interstate Medical Licensure Compact](#)
- [Title 26, §600-A: Criminal history record information; employment application](#)
- [Title 22, §5307: Background check for high-risk provider applicants under the MaineCare program](#)
- [Title 22, §8302-C: Investigation](#)
- [Title 16, §702: Scope; application](#)
- [Title 16, §707: Unlawful dissemination of confidential criminal history record information](#)
- [Title 15, §2264: Motion and hearing; process](#)
- [Title 22, §2425-A: Registry identification cards and registration certificates](#)
- [Title 16, Chapter 7: CRIMINAL HISTORY RECORD INFORMATION ACT](#)
- [Title 16, §710: Application to prior Maine criminal history record information](#)
- [Title 5, §247: Criminal history background checks for State Auditor employees](#)
- [Title 25, §1541: Commanding officer](#)
- [Title 22, §8110: Criminal history record checks for employees of children's residential care facilities, emergency children's shelters, shelters for homeless children and any group home that provides care for children](#)

- Title 19-A, §2111: Criminal history record checks for Department of Health and Human Services employees, applicants for employment, contractors and subcontractors
- Title 16, §708: Inapplicability of this chapter to criminal history record information contained in certain records
- Title 15, §2255: Special restrictions on dissemination and use of criminal history record information relating to criminal conviction
- Title 5, §5301: Eligibility for occupational license, registration or permit
- Title 16, §53-A: Privileged communications to sexual assault counselors
- Title 16, §53-B: Privileged communications to victim advocate; family violence
- Title 15, Chapter 310: POST-JUDGMENT MOTION BY PERSON SEEKING TO SATISFY THE PREREQUISITES FOR OBTAINING SPECIAL RESTRICTIONS ON DISSEMINATION AND USE OF CRIMINAL HISTORY RECORD INFORMATION FOR CERTAIN CRIMINAL CONVICTIONS
- Title 15, §2252: Statutory prerequisites for obtaining special restrictions on dissemination and use of criminal history record information for a criminal conviction
- Title 15, §2262: Statutory prerequisites for sealing criminal history record information
- Title 36, §194-B: National criminal history record information
- Title 36, §194-C: National criminal history record information of providers of contract services
- Title 32, §85-B: Emergency medical services ambulance operators
- Title 15, §2261: Definitions
- Title 36, §194-D: Background investigations
- Title 26, §1085: Access to federal tax information; background investigation requirements
- Title 20-A, §12986: Confidential resource advisors
- Title 16, Chapter 3: RECORDS AND OTHER DOCUMENTS
- Title 1, §402: Definitions
- Title 16, §701: Short title
- Title 4, §1553: Roster of guardians ad litem
- Title 36, Chapter 7: UNIFORM ADMINISTRATIVE PROVISIONS
- Title 25, §1705: Authorized criminal history record disclosures
- Title 22, §1724: Criminal background checks
- Title 22, §3480: Investigations
- Title 16, §704: Dissemination of public criminal history record information
- Title 16, §705: Dissemination of confidential criminal history record information
- Title 16, §706: Public information about persons detained following arrest
- Title 15, Chapter 310-A: POST-JUDGMENT MOTION TO SEAL CRIMINAL HISTORY RECORD
- Title 15, §2268: Eligible criminal conviction sealed under former chapter 310
- Title 32, §2173: General provisions and jurisdiction -- Article 3
- Title 32, §85: Emergency medical persons
- Title 25, §1703: Definitions
- Title 22, §4004: Authorizations

- Title 22, §4021: Investigations
- Title 22, §8354: Duties of the investigation team
- Title 20-A, §6103: Criminal history record information conviction data
- Title 15, §712: Exceptions
- Title 12, §10103: Duties
- Title 16: COURT PROCEDURE -- EVIDENCE
- Title 8, §1005: Powers and duties of department
- Title 5, Chapter 163: OFFICE OF INFORMATION TECHNOLOGY
- Title 5, §5302: Denial, suspension, revocation or other discipline of licensees because of criminal record
- Title 34-B, §1225: Criminal background checks
- Title 34-A, §3011: Investigative officers and other law enforcement officers
- Title 32, Chapter 31: NURSES AND NURSING
- Title 32, §14021: General qualifications
- Title 32, §18554: State participation in the compact
- Title 32, §2289: State participation in compact
- Title 25, §1706: Criminal history record request procedures
- Title 22, §2137: Criminal background checks
- Title 22, §7706: Criminal background checks
- Title 20-A, Chapter 221: SCHOOL RECORDS, AUDITS AND REPORTS
- Title 20-A, §6101: Record of directory information
- Title 17, §328: Commercial beano hall
- Title 16, §631: Maine Criminal Justice Information System
- Title 16, §803: Definitions
- Title 15: COURT PROCEDURE -- CRIMINAL
- Title 15, §2263: Motion; persons who may file
- Title 15, §2266: Limited disclosure of eligible criminal conviction
- Title 15, §2269: Violation
- Title 15, §709: Definitions
- Title 15, §713: Evidence
- Title 12, §6209: Commissioner to keep records
- Title 9-A, §13-115: Investigation and examination authority
- Title 5, §4612: Procedure on complaints
- Title 34-A, §1001: Definitions
- Title 34-A, §1216: Confidentiality of information
- Title 29-A, §1352: Motorcycle rider education
- Title 26, Chapter 7: EMPLOYMENT PRACTICES
- Title 22, §4005-G: Department responsibilities regarding kinship and sibling placement
- Title 17, §1837-B: Internet raffle operator license; approval of Internet raffle system
- Title 15, §3308-A: Dissemination of juvenile intelligence and investigative record information by a Maine criminal justice agency
- Title 34-B, §3862-A: Protection from substantial threats
- Title 29-A, §1354: Driver education programs