

# MAINE STATE LEGISLATURE

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LAWS  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
One Hundred and Sixth Legislature  
1ST SPECIAL SESSION  
JANUARY 2, 1974 TO MARCH 29, 1974  
AND BY THE  
One Hundred and Seventh Legislature  
REGULAR SESSION  
JANUARY 1, 1975 TO JULY 2, 1975

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN  
ACCORDANCE WITH THE REVISED STATUTES OF 1964, TITLE 3,  
SECTION 164, SUBSECTION 6.

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THE KNOWLTON AND McLEARY COMPANY  
FARMINGTON, MAINE  
1975

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PUBLIC LAWS  
OF THE  
STATE OF MAINE

AS PASSED BY THE  
One Hundred and Sixth Legislature

AT THE  
SPECIAL SESSION

January 2, 1974

to

March 29, 1974

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1. **Effect.** The effect of expungement of criminal records of pardoned persons as outlined in this section shall be the following:

A. **Distribution.** To prohibit the distribution or dissemination of any record so expunged;

B. **Civil rights.** To restore to such persons all civil rights or privileges lost or forfeited as a result of any conviction, the records with respect to which have been expunged;

C. **Use.** To prohibit the use of any such record for purposes of impeaching the testimony of any person with respect to whom such order was issued in any civil or other action;

D. **Inquiry.** To prohibit the use, dissemination or distribution of any such record so expunged in connection with an inquiry related to credit purchases or access to educational programs.

2. **Responsibility to inform.** It is the responsibility of the Secretary of State to notify all law enforcement agencies, regulatory or licensing agencies, correctional institutions, courts and any other offices or officers known to have been involved in the original arrest and conviction or to have a record thereof, of the requirement to expunge such records following the granting of a full pardon. Any person granted a full pardon shall present, within 5 days of the effective date of the pardon, to the Secretary of State a list of all persons, offices, agencies and other entities which such person has reason to believe have records of the arrest or conviction for which pardoned, under their jurisdiction or control and the Secretary of State shall inform said parties of the full pardon being granted and the requirement to expunge their records, and shall inform all parties notified of the penalty provisions of this section.

3. **Penalty.** It shall be unlawful for any officer or employee of any agency, department, court or other entity who, after receiving notice that a full pardon has been granted, to release, otherwise disseminate or make available for any purpose involving employment, bonding or licensing in connection with any business, trade or profession, or for the purposes of credit applications or application to any educational program, to any individual, corporation, firm, partnership, institution or entity, or to any department, agency or other instrumentality of the State Government, or any political subdivision thereof, any information or other data concerning any arrest, indictment, trial, hearing, conviction or correctional supervision, the records with respect to which were required to be expunged by this section. Any person who shall willfully violate a provision of this section shall be punished by a fine of not more than \$1,000 or by imprisonment for not more than 11 months, or by both.

Effective June 28, 1974

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## CHAPTER 692

AN ACT Authorizing the Secretary of State to Extend Expiration Date of All Motor Vehicle Registrations under Emergency Conditions.

**Emergency preamble.** Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, certain circumstances may make it impossible to issue new motor vehicle license plates prior to the expiration date of old plates as heretofore established; and

Whereas, motor vehicle owners must be able to secure new license plates in compliance with legally established dates; and

Whereas, motor vehicle owners could, under certain circumstances, be deprived of their right to lawfully operate their vehicles if new plates were not available by the dates established by law; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

R. S., T. 29, § 106-A, additional. Title 29 of the Revised Statutes is amended by adding a new section 106-A, to read as follows:

**§ 106-A. Extension of motor vehicle registration expiration dates**

Notwithstanding any other provisions of this Title, the Secretary of State is empowered to extend the expiration date of any or all motor vehicle registrations under such emergency conditions as may make such extension necessary.

**Emergency clause.** In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective February 20, 1974

## CHAPTER 693

### AN ACT Relating to Failure to File Annual Reports of Corporations.

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

**Sec. 1.** R. S., T. 13-A, § 1111, sub-§ 1, amended. Subsection 1 of section 1111 of Title 13-A of the Revised Statutes, as enacted by section 1 of chapter 439 of the public laws of 1971, is amended to read as follows:

1. Has failed to file its annual report within the time required by this Act or has failed to pay its franchise tax on or before the date on which such franchise tax becomes due and payable; or

**Sec. 2.** R. S., T. 13-A, § 1111, sub-§ 7, additional. Section 1111 of Title 13-A of the Revised Statutes, as enacted by section 1 of chapter 439 of the