

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

FIRST REGULAR SESSION

December 5, 1990 to July 10, 1991

Chapters 1 - 590

THE GENERAL EFFECTIVE DATE FOR
NON-EMERGENCY LAWS IS
OCTOBER 9, 1991

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

J.S. McCarthy Company
Augusta, Maine
1991

PUBLIC LAWS

OF THE

STATE OF MAINE

AS PASSED AT THE

FIRST REGULAR SESSION

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ONE HUNDRED AND FIFTEENTH LEGISLATURE

1991

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

Effective June 7, 1991.

CHAPTER 258

H.P. 878 - L.D. 1269

An Act to Notify the Probation Officer and the Probationer When a Motion Is Filed to Terminate Probation at a Time Earlier Than That Provided for in the Sentence

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

17-A MRSA §1202, sub-§3, as enacted by PL 1975, c. 499, §1, is amended to read:

3. On application of the probation officer, or of the person on probation, or on its own motion, the court may terminate a period of probation and discharge the convicted person at any time earlier than that provided in the sentence made pursuant to subsection 1, if warranted by the conduct of such person. A termination and discharge may not be ordered upon the motion of the person on probation unless notice of the motion is given to the probation officer by the person on probation. Such termination and discharge shall serve to relieve the person on probation of any obligations imposed by the sentence of probation.

See title page for effective date.

CHAPTER 259

H.P. 1053 - L.D. 1542

An Act to Correct Certain Errors and Inconsistencies in the Maine Revised Statutes, Title 17-A

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

Sec. 1. 17-A MRSA §1253, sub-§4, as repealed and replaced by PL 1983, c. 456, §6, is amended to read:

4. Up to an additional 3 days per month may be deducted in the case of those inmates committed to the ~~Maine State Prison, the Maine Correctional Center or assigned elsewhere~~ by the Department of Corrections, who are assigned work and responsibilities within the institution or program ~~which that~~ are deemed to be of sufficient importance to warrant those deductions by the institution head in accordance with policy and guidelines established by the Department of Corrections.

Sec. 2. 17-A MRSA §1253, sub-§5, as repealed and replaced by PL 1983, c. 456, §7, is amended to read:

5. In addition to the provisions contained in subsection 4, up to 2 days per month may also be deducted in the case of those inmates assigned to and participating in minimum security community programs administered by the Department of Corrections ~~outside the Maine State Prison or the Maine Correctional Center~~. These deductions may also apply in the case of those inmates assigned to or participating in minimum security community programs through agencies providing services to the Department of Corrections. These deductions may be authorized for work and responsibilities to include public restitution ~~which that~~ are deemed to be of sufficient importance to warrant those deductions by the institution head in accordance with the Department of Corrections policy and guidelines.

See title page for effective date.

CHAPTER 260

H.P. 897 - L.D. 1294

An Act to Improve the Smoke Detector Laws

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

25 MRSA §2464, sub-§7 is enacted to read:

7. Noninterference. A person may not knowingly interfere with or make inoperative any smoke detector required by this section, except that the owner or the agent of an owner of a building may temporarily disconnect a detector in a dwelling unit or common area only for construction or rehabilitation activities when such activities are likely to activate the detector or make it inactive. The detector must be immediately reconnected at the cessation of construction or rehabilitation activities each day, regardless of the intent to return to construction or rehabilitation activities on succeeding days.

See title page for effective date.

CHAPTER 261

H.P. 829 - L.D. 1195

An Act Concerning Credit Card Surcharges

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

10 MRSA c. 202-B is enacted to read: