

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**  
**ONE HUNDRED AND SIXTEENTH LEGISLATURE**

**SECOND REGULAR SESSION**

**January 5, 1994 to April 14, 1994**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JULY 14, 1994**

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

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**J.S. McCarthy Company**  
**Augusta, Maine**  
**1993**

equipped with fenders or fenders and extentions. Whenever a wheel and tire are installed on a motor vehicle that permits the tire tread to extend beyond the natural fender configuration, those fenders ~~shall~~ must be modified or extended to provide coverage of the exposed tire tread.

**Sec. 9. 29 MRSA §2510, sub-§1**, as amended by PL 1991, c. 837, Pt. A, §75, is further amended to read:

**1. Temporary permits.** The Chief of the State Police, the sheriff of each county or the sheriff's deputy, a State Police officer, employees of the Bureau of Motor Vehicles designated by the Deputy Secretary of State and any municipal police officer may issue a permit to an owner of a ~~motor~~ vehicle that is not inspected to enable the owner to operate the vehicle to an inspection station for the purpose of complying with this law. This section does not apply to reconstructable motor vehicles as defined in Title 10, section 1471.

**Sec. 10. 29 MRSA §2512, first ¶**, as enacted by PL 1979, c. 464, §5, is amended to read:

The Chief of the State Police may license fleet inspection stations to inspect 10 or more ~~motor~~ vehicles registered in the name of a single owner. In order to qualify as an official fleet inspection station, the fleet station ~~shall~~ must meet the standards in this section. A certified inspector may inspect fleets of vehicles as defined in this section at the fleet station, provided the proper inspection equipment is available.

**Sec. 11. 29 MRSA §2513, sub-§4** is enacted to read:

**4. Testing in parking area.** Notwithstanding section 530, a certified inspection mechanic who has a valid operator's license of any class may operate a motor vehicle in a parking area adjacent to an official inspection station for the purpose of testing equipment as required by the rules adopted pursuant to this chapter.

See title page for effective date.

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## CHAPTER 516

H.P. 1205 - L.D. 1613

### An Act Concerning Business Directional Signs on Certain Controlled Access Highways

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

**Sec. 1. 23 MRSA §1903, sub-§§1-A and 1-B** are enacted to read:

**1-A. Controlled access highway.** "Controlled access highway" means a highway to which, in the interest of safety and efficiency of operation, abutting property owners have no right of direct access and on which the type and location of all access connections are determined and controlled by the department.

**1-B. Controlled access bypass.** "Controlled access bypass" means a highway designed to bypass an existing business district and meeting the definition of a controlled access highway.

**Sec. 2. 23 MRSA §1912-A** is enacted to read:

**§1912-A. Official business directional signs on controlled access highways**

**1. Interstate highway.** Official business directional signs are not permitted within the right-of-way of the interstate highway.

**2. Permitted on certain controlled access bypasses.** Official business directional signs are not permitted within the right-of-way of controlled access highways except as provided in this subsection. Official business directional signs are permitted within the right-of-way of a controlled access bypass when the controlled access bypass is part of a route, as designated by its route number, that is not a controlled access highway throughout its length.

See title page for effective date.

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## CHAPTER 517

H.P. 1213 - L.D. 1632

### An Act to Amend the Community Correction Law

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

**Sec. 1. 34-A MRSA §1210, sub-§6-A**, as corrected by RR 1991, c. 2, §127, is amended to read:

**6-A. Funds to be used for community corrections programs.** Thirty percent of all funds claimed by each county for reimbursement under this section must be retained by the department until the county demonstrates that the retained funds will be used for community corrections programs, as described in subsection 1, paragraph B, that are developed as part of a comprehensive local plan approved by the commissioner. One half of the retained funds must be retained until the county demonstrates that the funds

will be used for adult programs, and 1/2 of the retained funds must be retained until the county demonstrates that the funds will be used for juvenile programs. All funds retained by the department under this subsection not released by the end of the year may not lapse, but must be carried forward into subsequent years, with each county's funds carried over for that county. A county may shift funds from the funds retained and available for adult programs pursuant to this subsection to juvenile diversion programs. All funds not committed by any county after 3 years from the date the county's claim is approved by the department must be placed by the department in a pool from which supplementary funds periodically must be made available to all counties on a competitive basis. Annually, by September 1st, the commissioner shall submit to the joint standing committee of the Legislature having jurisdiction over corrections matters a report of the activity in the prior fiscal year of the funds retained under this subsection, including the following:

- A. The amount retained from each county;
- B. The amount of any funds that have been carried over from previous fiscal years for each county;
- C. The amount released to each county; and
- D. The specific programs for which funds were released for each county, including an indication of whether each program serves juveniles or adults.

See title page for effective date.

**CHAPTER 518**

**S.P. 597 - L.D. 1656**

**An Act to Clarify the Method for Calculating Inmate Good Time**

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

**Sec. 1. 17-A MRSA §1253, sub-§3,** as amended by PL 1991, c. 364, §1, is further amended to read:

**3.** Beginning October 1, 1983, a person sentenced to imprisonment for more than 6 months is entitled to receive a deduction of 10 days each month for observing all rules of the department and institution. The period from which the deduction is made must be calculated from the first day the person is delivered into the custody of the department and includes the full length of the unsuspended portion of the sentence. This provision does not apply to the

suspended portion of the person's sentence; pursuant to section 1203 nor does it apply to the suspended portion of a sentence under section 1262. For the purpose of calculating good time under this subsection, a month is 30 days and a year is 12 months.

A. Deductions under this subsection must be calculated as follows for partial months.

Days of partial month	Maximum good time credit available
0 - 2 days	0
3 - 5 days	1
6 - 8 days	2
9 - 11 days	3
12 - 14 days	4
15 - 17 days	5
18 - 20 days	6
21 - 23 days	7
24 - 26 days	8
27 - 29 days	9
30 days	10

**Sec. 2. 17-A MRSA §1253, sub-§3-B,** as amended by PL 1989, c. 693, §9, is further amended to read:

**3-B.** Beginning October 1, 1983, each person sentenced; to imprisonment for 6 months or less ~~shall be is~~ entitled to receive a deduction of 3 days per month calculated from the first day of ~~his~~ that person's delivery into the custody of the department, to include the full length of the unsuspended portion of ~~his~~ that person's sentence, for observing all the rules of the department and institution, except this provision ~~shall~~ does not apply to the suspended portion of a ~~persons~~ person's sentence pursuant to split sentences under section 1203. For the purpose of calculating good time under this subsection, a month is 30 days and a year is 12 months.

A. Deductions under this subsection must be calculated as follows for partial months.

Days of partial month	Maximum good time credit available
0 - 7 days	0
8 - 15 days	1
16 - 23 days	2
24 - 30 days	3

**Sec. 3. 17-A MRSA §1253, sub-§4,** as amended by PL 1991, c. 737, §1, is further amended to read: