

# MAINE STATE LEGISLATURE

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

AS PASSED BY THE  
ONE HUNDRED AND ELEVENTH LEGISLATURE

**FIRST REGULAR SESSION**  
December 1, 1982 to June 24, 1983  
Chapters 1-452

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J.S. McCarthy Co., Inc.  
Augusta, Maine  
1983

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

AS PASSED AT THE  
FIRST REGULAR SESSION

and

FIRST SPECIAL SESSION

of the

ONE HUNDRED AND ELEVENTH LEGISLATURE

1983

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## CHAPTER 369

H.P. 1215 - L.D. 1611

### AN ACT to Require Review of Road Construction.

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

38 MRSA §488, 2nd ¶, as enacted by PL 1979, c. 714, is amended to read:

Developments which consist only of a municipal or private road or way are exempt from the requirements of this Article as follows, except that the administering agency may require a person constructing a road to notify the agency of the location of the road within 21 days.

Effective September 23, 1983.

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## CHAPTER 370

S.P. 551 - L.D. 1601

### AN ACT to Provide for Annual Motor Vehicle Inspections.

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

Sec. 1. 29 MRSA §1369, 4th ¶, as amended by PL 1981, c. 437, §20, is further amended to read:

It is unlawful to operate on any highway any motor vehicle which is registered in this State, if the front windshield or the window at either end of the driver's seat or the rear window rear passenger's seat is composed of or has attached to it any opaque substance, semitransparent material or substance, such as signs, pictures or advertising so as to obscure in any way the operator's vision of the highway or any intersecting highway. When the glass in either window is broken, the operator may make temporary repairs by placing an opaque substance therein temporarily until a reasonable opportunity is afforded for the replacement in accordance with this section. The label attached to a window showing the price estimated mileage and other federally mandated

information commonly known as the manufacturer's suggested retail price label is excepted from the limitation of this section.

Sec. 2. 29 MRSA §1371-A, ¶¶ C and D, as enacted by PL 1973, c. 344, are amended to read:

C. Tire tread depth shall be measured by a tread depth gauge which shall be of a type calibrated in 1/32 inch. Readings shall be taken in a 2 adjacent major tread groove grooves of the tire nearest the center at 2 points in each of the grooves of the circumference not closer than 15 inches. Readings for a tire which has the tread design running across the tire or for a siped tire, where such tread design is permitted, shall be taken at or near the center of the tire at 2 points of the circumference not closer than 15 inches.

D. No tire ~~shall~~ may be deemed to be in safe operating condition if such tire is worn to the point where less than 2/32 inch of tread design remains at ~~both~~ all 4 points at which gauge readings are obtained.

Sec. 3. 29 MRSA §2502, first ¶, as amended by PL 1979, c. 607, §3, is repealed and the following enacted in its place:

All motor vehicles registered in this State, except as provided in this chapter, are subject to an annual inspection as provided in this chapter.

Sec. 4. 29 MRSA §2502, sub-§2, as enacted by PL 1979, c. 464, §5, is amended to read:

2. Inspection fee. The inspection fee is \$3 ~~\$5~~ for each inspection and is payable whether the vehicle passes inspection or not.

Sec. 5. 29 MRSA §2503, sub-§2, as enacted by PL 1979, c. 464, §5, is amended to read:

2. Windows. In addition to the standards in subsection 1, the front windshield and front door windows and windows at either end of the rear passenger's seat shall contain 2-way glass that provides the occupants with a clear view of the road and provides people outside the vehicle with a clear view of the interior of the vehicle.

Sec. 6. 29 MRSA §2503, sub-§3 is enacted to read:

3. Fenders. Except as provided by section 1404,

every motor vehicle shall be 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 be modified or extended to provide coverage of the exposed tire tread.

Sec. 7. 29 MRSA §2506, sub-§1, as enacted by PL 1979, c. 464, §5, is amended to read:

1. Motor vehicles registered or inspected in another state. Motor vehicles owned and registered in another state and vehicles registered in this State displaying a valid certificate of motor vehicle inspection from any state until its normal expiration;

Sec. 8. 29 MRSA §2506, sub-§5, as amended by PL 1981, c. 117, §4, is further amended to read:

5. Farm trucks. Farm trucks as defined in section 246 that are operated within a 20-mile radius from the main entrance of the farm where the vehicle is customarily kept. Farm trucks qualifying under this subsection shall be submitted to a partial inspection consisting of the running gear, steering mechanism, brakes, exhaust system and, lights, and section 1371-A, subsection 1, paragraph B.

A. Any farm truck subject to partial inspection shall bear the name of the town in which the excise tax is paid in 4-inch letters on the left door of the cab of the truck; and

Sec. 9. 29 MRSA §2507-A, sub-§1, as amended by PL 1981, c. 698, §137, is further amended to read:

1. Motor vehicles required to meet standard. Except as provided in section 2507 regarding vehicles requiring body repair, no dealer or holder of a transporter registration certificate in new or used motor vehicles may permit any vehicle under his ownership or control to be sold or transferred to another person or legal entity for operation upon the highways unless the vehicle meets the inspection standards required by section 2503 and the rules and regulations promulgated thereunder and has displayed thereon a valid certificate of inspection issued during the last 30 days prior to the date of sale or transfer.

Sec. 10. 29 MRSA §2512, sub-§1, as enacted by PL 1979, c. 464, §5, is amended to read:

1. Vehicle ownership or maintenance. The vehi-

cles subject to inspection, which shall number at least 10, shall be registered in the name of the fleet inspection station owner or the owner shall be under contract and solely responsible for the maintenance of a fleet of 10 or more registered vehicles registered in the name of a single owner.

A. Fleet station inspections shall be limited exclusively to the vehicles defined in subsection 1.

Sec. 11. 29 MRSA §2512, sub-§4, as enacted by PL 1979, c. 464, §5, is amended to read:

4. Employment of certified inspection mechanics. Every fleet inspection station shall employ a sufficient number of certified inspection mechanics to inspect every vehicle in the fleet ~~twice~~ annually.

A. Fleet vehicles shall be inspected by a certified inspection mechanic who shall issue and sign inspection certificates.

B. Fleet vehicle inspectors shall be subject to the same provisions as certified inspection mechanics in this chapter.

Sec. 12. 29 MRSA §2513, sub-§2, as enacted by PL 1979, c. 464, §5, is amended to read:

2. Renewal of inspector certificates. An inspection mechanic's certificate is valid for a period of 5 years from the date of issue. ~~The holder of such a certificate may apply at any time during the final 6 months prior to its expiration without a reexamination~~ No examination will be required if the mechanic makes application within one year following the date of expiration and upon payment of a \$1 fee. In the event that the holder of an inspection mechanic's certificate no longer performs inspections, he shall expeditiously remit his license to the Chief of the State Police. The holder of an inspection mechanic's certificate shall notify the Chief of the State Police of a change of place of employment prior to inspecting any vehicles for the new employer.

Sec. 13. 29 MRSA §2518, sub-§1, as enacted by PL 1979, c. 464, §5, is amended to read:

1. Disposition of stickers. All inspection stickers and materials issued to inspection stations by the Chief of the State Police shall remain the property of the State. Each official inspection station shall stock a sufficient number of stickers to meet their demands at all times. These shall be furnished by the Chief of the State Police at 25¢ 50¢

each. The stickers shall be made of such material and quality of adhesive as prescribed by the Chief of the State Police. At the end of the calendar year, or if the station license is suspended, any unused or expired stickers shall, within 5 working days, be returned to the Chief of the State Police and the purchase price refunded, except that refunds shall not be made for an amount less than \$1.

Sec. 14. 29 MRSA §2521, as enacted by PL 1979, c. 464, §5, is amended to read:

§2521. Penalties

Notwithstanding the provisions of Title 17-A, section 4-A, whoever ~~Whoever~~ violates or fails to comply with section 1369 and the provisions of this chapter, except as otherwise provided, shall be punished by a fine of not less than \$10 nor more than \$100, or by imprisonment for not more than 90 days, or both guilty of a misdemeanor punishable by a fine of not less than \$25 nor more than \$500.

Whoever violates or fails to comply with the rules and regulations pertaining to this chapter shall be punished by a fine of no more than \$100 guilty of an infraction punishable by a fine of not less than \$25 nor more than \$250.

Sec. 15. 29 MRSA §2525, as enacted by PL 1979, c. 464, §5, is amended to read:

§2525. Return of unused stickers

Upon suspension, revocation or termination of an inspection license that prevents an official inspection station from performing inspections, the inspection station owner or manager shall immediately return all inspection materials to the Department of Public Safety. The Department of Public Safety shall issue a receipt for the returned materials, and shall refund the cost of unused stickers amounting to ~~\$1~~ \$5 or more.

Effective September 23, 1983.

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## CHAPTER 371

S.P. 554 - L.D. 1608

AN ACT Concerning the Negotiation of  
Just Cause Provisions for Teachers.