

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

One Hundred And Fifteenth Legislature

OF THE

State Of Maine

VOLUME III

FIRST REGULAR SESSION

Senate

December 5, 1990 to May 20, 1991

STATE OF MAINE
ONE HUNDRED AND FIFTEENTH LEGISLATURE
FIRST REGULAR SESSION
JOURNAL OF THE SENATE

In Senate Chamber
Thursday
February 21, 1991

Bill "An Act to Remove the Sunset Provision of the Journeyman-in-training Electrician's Licensure Laws" (Emergency)

S.P. 278 L.D. 737

Presented by Senator **COLLINS** of Aroostook
Cosponsored by Representative **NORTON** of Winthrop and Representative **MELENDY** of Rockland
Submitted by the Department of Corrections pursuant to Joint Rule 24.

Senate called to Order by the President.

Which was referred to the Committee on **BUSINESS LEGISLATION** and **ORDERED PRINTED**.

Sent down for concurrence.

Prayer by The Honorable Jerome A. Emerson of Penobscot.

SENATOR JEROME A. EMERSON: Let us be in a spirit of prayer. Heavenly Father, as we bow before You this afternoon, we pause to say thank You for Your goodness and mercy, for the kindness You have bestowed upon us. We pray that You will grant us wisdom and compassion as we struggle with the many decisions this day and the days ahead. Through Your guidance may we be moved to make broad minded decisions that benefit the people we come here to serve. This we ask in the name of Jesus Christ. Amen.

Bill "An Act Providing a Procedure for the Termination of the Degree-granting Authority of Educational Institutions"

S.P. 273 L.D. 732

Presented by Senator **BRAWN** of Knox
Cosponsored by Senator **ESTES** of York and Representative **CROWLEY** of Stockton Springs
Submitted by the Department of Education pursuant to Joint Rule 24.

Reading of the Journal of Wednesday, February 20, 1991.

Which was referred to the Committee on **EDUCATION** and **ORDERED PRINTED**.

Sent down for concurrence.

Off Record Remarks

SENATE PAPERS

Bill "An Act Relating to Health Insurance"
S.P. 265 L.D. 742

Presented by Senator **GILL** of Cumberland
Cosponsored by Senator **GAUVREAU** of Androscoggin and Representative **GARLAND** of Bangor
Submitted by the Department of Professional and Financial Regulation pursuant to Joint Rule 24.

Which was referred to the Committee on **BANKING AND INSURANCE** and **ORDERED PRINTED**.

Sent down for concurrence.

Bill "An Act to Provide Assistance to Small Business Owners of Underground Oil Storage Tanks"
S.P. 262 L.D. 721

Presented by Senator **TITCOMB** of Cumberland
Cosponsored by Representative **JACQUES** of Waterville

Bill "An Act to Amend the Growth Management Program Laws"
S.P. 267 L.D. 726

Presented by Senator **KANY** of Kennebec

Bill "An Act to Allow Fort Knox State Park in Prospect to Retain All or Part of Its Admission Fees"
S.P. 272 L.D. 731

Presented by Senator **GOULD** of Waldo
Cosponsored by Representative **SWAZEY** of Bucksport

Bill "An Act to Eliminate the Maine Land Use Regulation Commission"
S.P. 281 L.D. 740

Presented by Senator **BRAWN** of Knox

Which were referred to the Committee on **ENERGY AND NATURAL RESOURCES** and **ORDERED PRINTED**.

Sent down for concurrence.

Bill "An Act to Conform the State Endangered Species Protection Laws with Those of the Federal Government"

S.P. 264 L.D. 723

Presented by Senator **BALDACCI** of Penobscot
Cosponsored by Representative **GOULD** of Greenville

Bill "An Act Concerning Surveys Conducted by the Department of Inland Fisheries and Wildlife"

S.P. 270 L.D. 729

Presented by Senator **BRAWN** of Knox

Bill "An Act Regarding Moose and Antlerless Deer Permits for People Who Have Been Called to Active Duty"

S.P. 280 L.D. 739

Presented by Senator **WEBSTER** of Franklin
Cosponsored by Representative **KETTERER** of Madison

Which were referred to the Committee on **FISHERIES AND WILDLIFE** and **ORDERED PRINTED**.

Sent down for concurrence.

Bill "An Act Pertaining to the Licensing of Boarding Care Facilities"

S.P. 269 L.D. 728

Presented by Senator **GILL** of Cumberland
Cosponsored by Representative **CLARK** of Brunswick and Senator **BERUBE** of Androscoggin
Submitted by the Department of Human Services pursuant to Joint Rule 24.

Bill "An Act to Reestablish the Board of Visitors of State Institutions, except for the Augusta Mental Health Institute and the Bangor Mental Health Institute"

S.P. 279 L.D. 738

Presented by Senator **GILL** of Cumberland
Cosponsored by Senator **BALDACCI** of Penobscot
Submitted by the Department of Mental Health and Mental Retardation pursuant to Joint Rule 24.

Bill "An Act to Amend the Laws Governing the Bath Children's Home"

S.P. 282 L.D. 741

Presented by Senator **CAHILL** of Sagadahoc
Cosponsored by Senator **GILL** of Cumberland
Submitted by the Department of Mental Health and Mental Retardation pursuant to Joint Rule 24.

Which were referred to the Committee on **HUMAN RESOURCES** and **ORDERED PRINTED**.

Sent down for concurrence.

Bill "An Act Relating to the Definition of Gross Sexual Assault under the Maine Criminal Code"

S.P. 274 L.D. 733

Presented by Senator **GAUVREAU** of Androscoggin
Cosponsored by Senator **HOLLOWAY** of Lincoln and Representative **HASTINGS** of Fryeburg

Which was referred to the Committee on **JUDICIARY** and **ORDERED PRINTED**.

Sent down for concurrence.

Bill "An Act Concerning the Retention of Power Packs Used in Ballot Counting Machines"

S.P. 271 L.D. 730

Presented by Senator **MCCORMICK** of Kennebec

Which was referred to the Committee on **LEGAL AFFAIRS** and **ORDERED PRINTED**.

Sent down for concurrence.

Bill "An Act to Direct the State to Adjust Its Computer Systems so that the Names of Individuals or Corporations Are Written as They Are Legally Stated"

S.P. 266 L.D. 725

Presented by Senator **TITCOMB** of Cumberland

Bill "An Act to Amend the Laws Concerning Removal or Destruction of Landmark Locations by State Departments"

S.P. 276 L.D. 735

Presented by Senator **GOULD** of Waldo
Cosponsored by Representative **HUSSEY** of Milo and Representative **CATHCART** of Orono
Submitted by the Department of Transportation pursuant to Joint Rule 24.

Which were referred to the Committee on **STATE AND LOCAL GOVERNMENT** and **ORDERED PRINTED**.

Sent down for concurrence.

Bill "An Act to Amend the Laws Concerning the Aeronautical Functions Investigation" S.P. 277 L.D. 736

Presented by Senator GOULD of Waldo
Cosponsored by Senator THERIAULT of Aroostook and Representative BAILEY of Farmington
Submitted by the Department of Transportation pursuant to Joint Rule 24.

Which was referred to the Committee on **TRANSPORTATION** and **ORDERED PRINTED**.

Sent down for concurrence.

Bill "An Act Concerning Certain Personnel Records" S.P. 263 L.D. 722

Presented by Senator CARPENTER of York

Bill "An Act to Provide Customer Option to Block Access to Specific Charge Call Services" S.P. 268 L.D. 727

Presented by Senator TITCOMB of Cumberland
Cosponsored by Senator ESTY of Cumberland, Representative STEVENS of Bangor and Representative MITCHELL of Freeport

Bill "An Act Authorizing Measured Telephone Service for Business Customers" S.P. 275 L.D. 734

Presented by Senator CARPENTER of York
Cosponsored by Representative AIKMAN of Poland and Representative HOLT of Bath
Submitted by the Office of Public Advocate pursuant to Joint Rule 24.

Which were referred to the Committee on **UTILITIES** and **ORDERED PRINTED**.

Sent down for concurrence.

Off Record Remarks

ORDERS OF THE DAY

The Chair laid before the Senate the Tabled and Specially Assigned matter:

JOINT RESOLUTION - Supporting the United States Armed Services in the Persian Gulf S.P. 249

Tabled - February 20, 1991, by Senator CLARK of Cumberland.

Pending - **ADOPTION**

(In Senate, February 19, 1991, **READ**.)

Which was **ADOPTED**.

Sent down for concurrence.

The Chair laid before the Senate the Tabled and Specially Assigned matter:

JOINT ORDER - Establishing the Joint Select Committee on Family and Children S.P. 243

Tabled - February 20, 1991, by Senator CLARK of Cumberland.

Pending - **PASSAGE**

(In Senate, February 14, 1991, **READ**. Division Requested.)

On motion by Senator CLARK of Cumberland, Tabled Unassigned, pending **PASSAGE**.

The Chair laid before the Senate the Tabled and Specially Assigned matter:

Bill "An Act to Provide for Local Control in the Selection of Artists and Writers for Funding" H.P. 418 L.D. 601

Tabled - February 20, 1991, by Senator CLARK of Cumberland.

Pending - **REFERENCE**

(In Senate, February 14, 1991, referred to the Committee on **STATE AND LOCAL GOVERNMENT** and **ORDERED PRINTED**. Subsequently, **RECONSIDERED**.)

(In House, February 13, 1991, referred to the Committee on **STATE AND LOCAL GOVERNMENT** and **ORDERED PRINTED**.)

On motion by Senator CLARK of Cumberland, referred to the Committee on **EDUCATION** and **ORDERED PRINTED** in **NON-CONCURRENCE**.

Sent down for concurrence.

The Chair laid before the Senate the Tabled and Specially Assigned matter:

JOINT RESOLUTION - Supporting the Men and Women of our Armed Forces

H.P. 455

Tabled - February 20, 1991, by Senator CLARK of Cumberland.

Pending - **ADOPTION**

(In Senate, February 14, 1991, **READ**.)

(In House, February 13, 1991, **READ** and **ADOPTED**.)

On motion by Senator CLARK of Cumberland, Tabled Unassigned, pending **ADOPTION**.

Senate at Ease

Senate called to order by the President.

Off Record Remarks

Senator CAHILL of Sagadahoc was granted unanimous consent to address the Senate off the Record.

Off Record Remarks

On motion by Senator CAHILL of Sagadahoc, **RECESSED** until the sound of the bell.

After Recess

Senate called to order by the President.

Out of order and under suspension of the Rules, the Senate considered the following:

PAPERS FROM THE HOUSE

Joint Order

The following Joint Order: H.P. 554

ORDERED, the Senate concurring that when the House and Senate adjourn, that the House adjourns until Monday, February 25, 1991 at 11:00 a.m. and the Senate adjourns until the call of the President of the Senate.

Comes from the House **READ** and **PASSED**.

Which was **READ** and **PASSED**, in concurrence.

Off Record Remarks

On motion by Senator CAHILL of Sagadahoc, **ADJOURNED** until Friday, February 22, 1991, at 10:00 in the morning.