

MAINE STATE LEGISLATURE

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Senate Legislative Record
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On motion by Senator **MCALLEVEY** of York, **TABLED 1** Legislative Day, pending **ACCEPTANCE OF EITHER REPORT.**

Off Record Remarks

The Chair laid before the Senate the following Tabled and Later Today Assigned matter:

HOUSE REPORTS - from the Committee on **CRIMINAL JUSTICE** on Bill "An Act to Reinstate the Death Penalty for the Murder of Children"

H.P. 1124 L.D. 1493

Majority - **Ought Not to Pass** (9 members)

Minority - **Ought to Pass as Amended by Committee Amendment "A" (H-270)** (4 members)

Tabled - May 17, 2001, by Senator **DAGGETT** of Kennebec

Pending - **ACCEPTANCE OF EITHER REPORT**

(In House, May 16, 2001, the Majority **OUGHT NOT TO PASS** Report **READ** and **ACCEPTED**.)

(In Senate, May 17, 2001, Reports **READ**.)

Senator **MCALLEVEY** of York moved the Senate **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence.

THE PRESIDENT: The Chair recognizes the Senator from Piscataquis, Senator Davis.

Senator **DAVIS:** Thank you, Mr. President. I would just like to speak very briefly, ladies and gentlemen of the Senate. In my career and my life, I always pretty much felt that the death penalty was applied quite unfairly and was a grave inconsistency in our society and in our nation. However, about 2 years ago, there was a horrible murder in my hometown of Dexter. That particular morning, I was having coffee at McDougal's Bakery in Dexter with some of the police officers. At about 9:30, we parted company. I went on my merry way and these police officers had to go to the scene where a lady was made to lay down, a little boy was made to lay down across her legs, and they were both executed. The outcry was unbelievable in our district and in my hometown and all through that area in central Maine. When this bill came, I saw it had a referendum on it, saw it had to do with children, and therefore I felt moved to support it. I would like to give my constituents the opportunity to let them make the decision. Thank you, Mr. President.

The Chair ordered a Division.

On motion by Senator **DAVIS** of Piscataquis, supported by a Division of at least one-fifth of the members present and voting, a Roll Call was ordered.

The Doorkeepers secured the Chamber.

The Secretary opened the vote.

ROLL CALL (#63)

YEAS: Senators: **ABROMSON, BROMLEY, CARPENTER, CATHCART, DAGGETT, DOUGLASS, EDMONDS, FERGUSON, GAGNON, GOLDTHWAIT, KILKELLY, LAFOUNTAIN, MARTIN, MCALLEVEY, MILLS, MITCHELL, RAND, ROTUNDO, SAVAGE, SMALL, TREAT, THE PRESIDENT - MICHAEL H. MICHAUD**

NAYS: Senators: **BENNETT, DAVIS, KNEELAND, LEMONT, LONGLEY, NUTTING, O'GARA, SAWYER, SHOREY, TURNER, WOODCOCK, YOUNGBLOOD**

EXCUSED: Senator: **PENDLETON**

22 Senators having voted in the affirmative and 12 Senators having voted in the negative, with 1 Senator being excused, the motion by Senator **MCALLEVEY** of York to **ACCEPT** the Majority **OUGHT NOT TO PASS** Report, in concurrence, **PREVAILED.**

(See action later today.)

The Chair laid before the Senate the following Tabled and Later Today Assigned matter:

Bill "An Act to Amend the Laws Governing Registers of Deeds"
H.P. 991 L.D. 1328
(C "A" H-252)

Tabled - May 17, 2001, by Senator **DAGGETT** of Kennebec

Pending - **FURTHER CONSIDERATION**

(In House, May 9, 2001, Reports **READ** and the Bill and accompanying papers **COMMITTED** to the Committee on **STATE AND LOCAL GOVERNMENT**.)

(In Senate, May 10, 2001, the Majority **OUGHT TO PASS AS AMENDED** Report **READ** and **ACCEPTED** and the Bill **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-252)**, in **NON-CONCURRENCE**.)

(In House, May 16, 2001, that Body **INSISTED**.)

On motion by Senator **DAGGETT** of Kennebec, the Senate **RECEDED** from whereby the Bill was **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (H-252)**.

On motion by Senator **YOUNGBLOOD** of Penobscot, the Senate **RECEDED** from whereby it **ADOPTED COMMITTEE AMENDMENT "A" (H-252)**.

On further motion by same Senator, Senate Amendment "A" (S-214) to Committee Amendment "A" (H-252) **READ**.