

# MAINE STATE LEGISLATURE

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**Senate Legislative Record**  
**One Hundred and Eighteenth Legislature**  
**State of Maine**

**Volume 1**

**First Regular & Special Session**  
**December 6, 1996 to May 19, 1997**

**Pages 1 - 980**

On motion by Senator **MITCHELL** of Penobscot, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "A" (S-132).

On further motion by same Senator, Senate Amendment "A" (S-157) to Committee Amendment "A" (S-132) **READ**.

**THE PRESIDENT:** The Chair recognizes the Senator from Penobscot, Senator Mitchell.

Senator **MITCHELL:** Thank you Mr. President, women and men of the Senate. I speak to you this morning on behalf of the small businesses which provide entertainment or services in an environment requiring no admittance by minors. By us enacting this bill without my amendment that I presented, we are incurring an added expense to these businesses by requiring them to acquire licenses to sell cigarettes in particular environments. These environments are billiard rooms, off track betting, lounges, beanos, and private clubs. It is the request from these businesses that we acknowledge and allow vending machines in these particular environments where no minors are allowed. If minors are allowed, they are accompanied by an adult for supervision. By us accepting this amendment and voting for it, we will be allowing these businesses to conduct their businesses as they currently are without having to have the vending machines removed and incurring the additional expense. So I would ask you at this time to, please, support this amendment to allow this to pursue under the current operation. So please join me in voting for this amendment.

On motion by Senator **PINGREE** of Knox, **TABLED** until Later in Today's Session, pending the motion by Senator **MITCHELL** of Penobscot to **ADOPT** Senate Amendment "A" (S-157) to Committee Amendment "A" (S-132).

Bill "An Act to Provide for State and Federal Criminal Record Checks on Educational Personnel in the State"

S.P. 174 L.D. 503  
(C "A" S-127)

Which was **READ A SECOND TIME**.

On motion by Senator **PENDLETON** of Cumberland, the Senate **RECONSIDERED** whereby it **ADOPTED** Committee Amendment "A" (S-127).

On further motion by same Senator, Senate Amendment "A" (S-169) to Committee Amendment "A" (S-127) **READ** and **ADOPTED**.

**THE PRESIDENT:** The Chair recognizes the Senator from Cumberland, Senator Pendleton.

Senator **PENDLETON:** Thank you Mr. President, men and women of the Senate. I hope you'll vote with me to Adopt this amendment. This amendment is attached to "An Act to Provide for State and Federal Criminal Record Checks on Educational Personnel in the State." It's an issue that came out of the committee unanimous. However, we had a date for it's implementation as January 1, 1999, and found that it would cause us to have to have a fiscal note, so we moved the date to July 1, 1999. Thank you.

Committee Amendment "A" (S-127) as Amended by Senate Amendment "A" (S-169) thereto, **ADOPTED**.

Which was **PASSED TO BE ENGROSSED, As Amended**.

Sent down for concurrence.

## ENACTORS

The Committee on **Engrossed Bills** reported as truly and strictly engrossed the following:

An Act to Provide for Long-range Revenue Forecasts  
S.P. 62 L.D. 172  
(C "A" S-105)

An Act to Establish a 30-day Temporary Sea Urchin and Scallop Diving Tender License  
H.P. 252 L.D. 316  
(H "A" H-205 to C  
"A" H-192)

An Act to Streamline the Eviction Process  
H.P. 262 L.D. 326  
(C "A" H-190)

An Act to Change the Burden of Proof for Timber Trespass and Timber Theft Violations  
S.P. 118 L.D. 397  
(C "A" S-103)

An Act to Ensure Responsible Coordination of Medical Care under Managed Care  
H.P. 401 L.D. 546  
(S "A" S-113)

An Act Concerning the Importation of Marine Organisms That May Be Dangerous to Indigenous Marine Life or Its Environment  
H.P. 501 L.D. 692  
(C "A" H-193)

An Act to Increase the Department of Marine Resources' Involvement in Dredge Permitting  
H.P. 595 L.D. 786  
(C "A" H-194)

An Act to Clarify the Duties of the Office of the Public Advocate  
S.P. 241 L.D. 810  
(C "A" S-109)

An Act to Permit Teachers to Transfer Retirement System Creditable Service Earned as a Teacher's Aide while Employed by a School and Covered by a Participating Local District  
H.P. 750 L.D. 1027  
(C "A" H-177)

An Act to Enhance Live Animal and Embryo Exports From Maine  
S.P. 355 L.D. 1174  
(C "A" S-102)

An Act to Extend the Removal Deadline for Certain Repaired Concrete Underground Oil Storage Tanks  
S.P. 395 L.D. 1292  
(C "A" S-108)