

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

**LEGISLATIVE RECORD**  
OF THE  
**One Hundred And Sixteenth Legislature**  
OF THE  
**State Of Maine**

**VOLUME VI**

**SECOND REGULAR SESSION**

**Senate**  
January 5, 1994 to April 6, 1994

Committee on **STATE & LOCAL GOVERNMENT** suggested and **ORDERED PRINTED**.

Comes from the House, Bill and Accompanying Papers **INDEFINITELY POSTPONED**.

Senator **HANLEY** of Oxford moved to **COMMIT** Bill and Accompanying Papers to the Committee on **STATE & LOCAL GOVERNMENT** in **NON-CONCURRENCE**.

**THE PRESIDENT:** The pending question before the Senate is the motion of Senator **HANLEY** of Oxford to **COMMIT** Bill and Accompanying Papers to the Committee on **STATE & LOCAL GOVERNMENT** in **NON-CONCURRENCE**.

The Chair ordered a Division.

Will all those in favor please rise in their places and remain standing until counted.

Will all those opposed please rise in their places and remain standing until counted.

14 Senators having voted in the affirmative and 16 Senators having voted in the negative, the motion of Senator **HANLEY** of Oxford to **COMMIT** Bill and Accompanying Papers to the Committee on **STATE & LOCAL GOVERNMENT** in **NON-CONCURRENCE**, **FAILED**.

Which was **INDEFINITELY POSTPONED**, in concurrence.

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

**PAPERS FROM THE HOUSE**

**House Papers**

RESOLUTION, Proposing an Amendment to the Constitution of Maine to Reduce the Size of the Maine Legislature (Governor's Bill)

H.P. 1419 L.D. 1933

Committee on **STATE & LOCAL GOVERNMENT** suggested and **ORDERED PRINTED**.

Comes from the House, Bill and Accompanying Papers **INDEFINITELY POSTPONED**.

Senator **ESTY** of Cumberland moved to **INDEFINITELY POSTPONE** Bill and Accompanying Papers, in concurrence.

Senator **HANLEY** of Oxford moved to **COMMIT** Bill and Accompanying Papers to the Committee on **STATE & LOCAL GOVERNMENT** in **NON-CONCURRENCE**.

**THE PRESIDENT:** The Chair recognizes the Senator from Oxford, Senator Hanley.

Senator **HANLEY:** Thank you Mr. President, Ladies and Gentlemen of the Senate. If I could just speak for a minute as far as the benefits of having this bill committed to the Committee on State and Local Government. As all of us are aware the people of this state voted overwhelmingly for term limits when it was sent out to them last November. We now have another issue which has been quite widely debated in the general stores and supermarkets across our state, as to what the values are of reducing the size of the legislature and bringing it more into conformity with other legislatures across the country. In fact, members of both political parties and Independents have embraced this concept as one that is worthy of our discussion and worthy of our consideration. For this legislative chamber to just say no, all of the gubernatorial candidates who are proffering this as an alternative, as a solution for all of those people across the state who think that this is an idea whose time has come or at least an idea which should be discussed in this public policy making body, if we are going to be here for a few more days why can we not take the time to commit this bill to the State and Local Government Committee, realizing that this bill has basically been rotting on the vine in the other chamber waiting for a ruling. I guess I state that just so no member of this chamber stands up and says it is too late in the session, we are inundated with other, more important stuff, because this has been in front of us for quite a while men and women of the Senate. It has been in front of the legislature but it has been rotting on the vine because it hasn't made it past the review and discussion that it merits here in the chamber. For that reason I hope you will go along with the motion to commit this bill to the Committee on State and Local Government. The people have spoken and I think they would like an opportunity to discuss this further. Thank you.

**THE PRESIDENT:** The pending question before the Senate is the motion of Senator **HANLEY** of Oxford to **COMMIT** Bill and Accompanying Papers to the Committee on **STATE & LOCAL GOVERNMENT** in **NON-CONCURRENCE**.

The Chair ordered a Division.

Will all those in favor please rise in their places and remain standing until counted.

Will all those opposed please rise in their places and remain standing until counted.

13 Senators having voted in the affirmative and 15 Senators having voted in the negative, the motion of Senator **HANLEY** of Oxford to **COMMIT** Bill and Accompanying Papers to the Committee on **STATE & LOCAL GOVERNMENT** in **NON-CONCURRENCE**, **FAILED**.

On motion by Senator **CAHILL** of Sagadahoc, supported by a Division of one-fifth of the members present and voting, a Roll Call was ordered.

**THE PRESIDENT:** The pending question before the Senate is the motion by Senator **ESTY** of Cumberland, to **INDEFINITELY POSTPONE** Bill and Accompanying Papers, in concurrence.

A vote of Yes will be in favor of **INDEFINITE POSTPONEMENT**.

A vote of No will be opposed.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

**ROLL CALL**

**YEAS:** Senators BEGLEY, BERUBE, BRANNIGAN, CAREY, CONLEY, ESTY, HANDY, LAWRENCE, LUTHER, O'DEA, PARADIS, PEARSON, PINGREE, TITCOMB, VOSE, THE PRESIDENT - DENNIS L. DUTREMBLE

**NAYS:** Senators AMERO, BUTLAND, CAHILL, CARPENTER, FOSTER, GOULD, HALL, HANLEY, HARRIMAN, KIEFFER, LUDWIG, MARDEN, SUMMERS, WEBSTER

**ABSENT:** Senators BALDACCI, BUSTIN, CIANCHETTE, CLEVELAND, MCCORMICK

16 Senators having voted in the affirmative and 14 Senators having voted in the negative, with 5 Senators being absent, the motion by Senator ESTY of Cumberland, to **INDEFINITELY POSTPONE** Bill and Accompanying Papers, in concurrence, **PREVAILED**.

---

Off Record Remarks

---

**ORDERS OF THE DAY**

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

Resolve, to Establish a Commission on the Future of Maine's Paper Industry (Emergency)  
S.P. 773 L.D. 1996

Tabled - April 6, 1994, by Senator ESTY of Cumberland.

Pending - **FURTHER CONSIDERATION**

(Committee on **HOUSING & ECONOMIC DEVELOPMENT** suggested and **ORDERED PRINTED**.)

(In Senate, March 31, 1994, under suspension of the Rules, **READ TWICE** and **PASSED TO BE ENGROSSED**, without reference to a Committee.)

(In House, April 5, 1994, under suspension of the Rules, **READ TWICE** and **PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-1048)**, without reference to a Committee, in **NON-CONCURRENCE**.)

On motion by Senator PINGREE of Knox, the Senate **RECEDED** from its action whereby the Bill was **PASSED TO BE ENGROSSED**, without reference to a Committee.

House Amendment "A" (H-1048) **READ** and **ADOPTED**, in concurrence.

On motion by Senator PINGREE of Knox, Senate Amendment "A" (S-582) **READ**.

**THE PRESIDENT:** The Chair recognizes the Senator from Oxford, Senator Hanley.

Senator HANLEY: Thank you Mr. President, Ladies and Gentlemen of the Senate. I have not had an opportunity to review the amendment. If the good Senator could explain it very briefly I would appreciate that. Thank you.

**THE PRESIDENT:** The Chair recognizes the Senator from Knox, Senator Pingree.

Senator PINGREE: Thank you Mr. President, Ladies and Gentlemen of the Senate. This is a bill to establish a commission to study the paper industry. All this amendment does is, the original bill divided up the appointments this way, the Governor would make three appointments to the study commission, the Speaker would make two and the Senate President would make two, this now gives the Governor four appointments so there is a total of eight appointments. It specifies that two of the appointees to the study, one will be a representative of the interest of labor, and one will be a representative of the interest of environmental concerns. That is basically all this amendment does. It also, in the reporting mechanism, asks to report to the Housing and Economic Development Committee as well as the Economic Growth Council. Thank you.

On motion by Senator PINGREE of Knox, Senate Amendment "A" (S-582) **ADOPTED**.

Which was **PASSED TO BE ENGROSSED, As Amended in NON-CONCURRENCE**.

Sent down for concurrence.

---

Under suspension of the Rules, all matters thus acted upon were ordered sent down forthwith for concurrence.

---

Off Record Remarks

---

Senate at Ease

Senate called to order by the President.

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

**HOUSE REPORTS** - from the Committee on **AGRICULTURE** on Bill "An Act to Amend the Harness Racing Laws"

H.P. 1243 L.D. 1670