

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD
OF THE
One Hundred And Thirteenth Legislature
OF THE
State Of Maine

VOLUME II

FIRST REGULAR SESSION

May 26, 1987 to June 30, 1987

Index

ORDERS OF DAY

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

Bill "An Act to Create an Additional Section to the Maine Code of Military Justice to Encompass General Disciplinary Offenses Similar to the United States Code of Military Justice"

H.P. 1320 L.D. 1804

Tabled - June 10, 1987, by Senator CLARK of Cumberland.

Pending - REFERENCE

(Committee on AGING, RETIREMENT AND VETERANS suggested and ORDERED PRINTED.)

(In House, June 10, 1987, PASSED TO BE ENGROSSED without reference to a Committee and ORDERED PRINTED.)

On motion by Senator CLARK of Cumberland, the Bill and Accompanying Papers INDEFINITELY POSTPONED in NON-CONCURRENCE.

Sent down for concurrence.

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

Bill "An Act Relating to Periodic Justification of Departments and Agencies of State Government under the Maine Sunset Laws" (Emergency)

S.P. 590 L.D. 1743

(H "A" H-291)

Tabled - June 10, 1987, by Senator CLARK of Cumberland.

Pending - Motion of Senator KANY of Kennebec to RECONSIDER whereby the Senate RECEDED and CONCURRED

(In Senate, June 10, 1987, RECEDED and CONCURRED.)

(In House, June 10, 1987, PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-291) in NON-CONCURRENCE.)

(In Senate, June 5, 1987, PASSED TO BE ENGROSSED.)

On motion by Senator CLARK of Cumberland, Tabled until Later in Today's Session, pending motion of Senator KANY of Kennebec to RECONSIDER whereby the Senate RECEDED and CONCURRED.

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

Bill "An Act to Make Corrections of Errors and Inconsistencies in the Laws of Maine" (Emergency)

S.P. 576 L.D. 1717

(C "A" S-147)

Tabled - June 10, 1987, by Senator BRANNIGAN of Cumberland.

Pending - PASSAGE TO BE ENGROSSED AS AMENDED

(In Senate, June 10, 1987, READ A SECOND TIME.)

On motion by Senator BRANNIGAN of Cumberland, the Senate SUSPENDED THE RULES.

On further motion by same Senator, the Senate RECONSIDERED ADOPTION of Committee Amendment "A" (S-147).

On further motion by same Senator, Senate Amendment "A" (S-152) to Committee Amendment "A" (S-147) READ.

THE PRESIDENT: The Chair recognizes that same Senator.

Senator BRANNIGAN: Thank you, Mr. President. Men and women of the Senate. We are beginning the process of putting on Senate amendments to the Errors and Inconsistencies Bill. The Errors Bill that you have, L.D. 1717, and Committee Amendment "A" (S-147) have been worked over by 3 or 4 legal people who work with our staff. Also, worked over by the full Committee on Judiciary. That process ended in the afternoon last Monday and those pieces of material are before you and have been before you for several

days. We were very careful, as I believe the Judiciary Committee has been for several years, to make sure that everything that went into that Bill or any amendments that were a Committee amendment were technical issues, strictly inconsistent issues and we feel very comfortable with that piece of legislation.

We are now, and have set up a process whereby anything that had some question in it as to whether it needed to be exposed in this fashion to the whole Senate, which is a couple of amendments that I am going to present now, or things that came in after last Monday afternoon. The whole Committee agreed to this and should be a part of this Bill, would be presented in this fashion with Senate amendments, and I would be presenting them. There will be more to come.

We have 2 to do now and are now speaking about Senate Amendment "A" under the filing number S-152. This would allow for some flexibility in the Bureau of Corporations. All corporate documents, all corporate filings and refilings come in yearly at the same time. It causes a terrible log jam and new administration of that bureau has decided, for one thing, they can't even open them all right away and get checks out and in. They would like some flexibility in being able to have corporations file on different times of the year. This amendment would allow them to do that. Thank you.

On motion by Senator BRANNIGAN of Cumberland, Senate Amendment "A" (S-152) to Committee Amendment "A" (S-147) ADOPTED.

On further motion by same Senator, Senate Amendment "C" (S-155) to Committee Amendment "A" (S-147) READ.

THE PRESIDENT: The Chair recognizes that same Senator.

Senator BRANNIGAN: Thank you, Mr. President. When we passed the Bill dealing with seat belts for younger people, there was a inconsistency between the title and the way everyone had talked about this Bill and the body of the Bill. The title of the Bill said "for twelve and under", and the body of the Bill said "under twelve", so this clears this up and makes it under thirteen which is twelve and under, as the title stated. Thank you.

On motion by Senator BRANNIGAN of Cumberland, Senate Amendment "C" (S-155) to Committee Amendment "A" (S-147) ADOPTED.

On further motion by same Senator, Tabled until Later in Today's Session, pending ADOPTION OF COMMITTEE AMENDMENT "A" (S-147) AS AMENDED.

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

PAPERS FROM THE HOUSE

Non-concurrent Matter

Resolve, to Honor Governor Joseph E. Brennan (Emergency)

S.P. 42 L.D. 37

In Senate, January 22, 1987, PASSED TO BE ENGROSSED, without reference to a Committee and ORDERED PRINTED.

In House, January 26, 1987 referred to the Committee on STATE AND LOCAL GOVERNMENT in NON-CONCURRENCE.

In Senate, January 27, 1987, INSISTED.

Comes from the House PASSED TO BE ENGROSSED AS AMENDED BY HOUSE AMENDMENT "A" (H-289) AS AMENDED BY HOUSE AMENDMENT "A" (H-299), thereto in NON-CONCURRENCE.

The Senate RECEDED and CONCURRED.