

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**

OF THE

**One Hundred And Fourteenth Legislature**

OF THE

**State Of Maine**

**VOLUME III**

**FIRST REGULAR SESSION**  
June 15, 1989 to July 1, 1989  
Index

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

Emergency  
An Act to Establish a Budget Committee for  
Kennebec County

S.P. 592 L.D. 1669  
(H "A" H-634 to C "A"  
S-323)

This being an Emergency Measure and having received the affirmative vote of 27 Members of the Senate, with No Senators having voted in negative, and 27 being more than two-thirds of the entire elected Membership of the Senate, was PASSED TO BE ENACTED and having been signed by the President, was presented by the Secretary to the Governor for his approval.

Senate at Ease

Senate called to order by the President.

ORDERS OF THE DAY

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

HOUSE REPORT - from the Committee on TAXATION on Bill "An Act Regarding State Forest Practice Laws" H.P. 315 L.D. 429

REPORT - Ought to Pass as Amended by Committee Amendment "B" (H-635).

Tabled - June 20, 1989, by Senator CLARK of Cumberland.

Pending - ACCEPTANCE OF THE COMMITTEE REPORT (In Senate, June 20, 1989, Report READ.)

(In House, June 20, 1989, PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "B" (H-635).)

Which Report was ACCEPTED, in concurrence. The Bill READ ONCE.

Committee Amendment "B" (H-635) READ. On motion by Senator ANDREWS of Cumberland, Senate Amendment "B" (S-379) to Committee Amendment "B" (H-635) READ.

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

Senator EMERSON: Thank you Mr. President. Could someone please explain this Amendment?

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

Senator ANDREWS: Thank you Mr. President. Mr. President, men and women of the Senate. From the nod across the way, I understand that Senator Emerson from Penobscot, does, in fact know what this Amendment does. It is a very technical Amendment dealing with the effective date of the law.

On further motion by same Senator, Senate Amendment "B" (S-379) to Committee Amendment "B" (H-635) ADOPTED.

Committee Amendment "B" (H-635) as Amended by Senate Amendment "B" (S-379) thereto, ADOPTED in NON-CONCURRENCE.

Under suspension of the Rules, READ A SECOND TIME and PASSED TO BE ENGROSSED, as Amended in NON-CONCURRENCE.

Under suspension of the Rules, ordered sent down forthwith for concurrence.

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

Bill "An Act to Correct Errors and Inconsistencies in the Laws of Maine" (Emergency) S.P. 594 L.D. 1671

Tabled - June 20, 1989, by Senator HOBBS of York.

Pending - ADOPTION OF COMMITTEE AMENDMENT "A" (S-344) AS AMENDED BY SENATE AMENDMENTS "A" (S-360), "C" (S-362), "E" (S-364), "H" (S-367), "B" (S-361), "D" (S-363), "F" (S-365), "G" (S-366), "I" (S-368), "J" (S-369), "K" (S-370), "Q" (S-376), "L" (S-371), "N" (S-373), "R" (S-377), "M" (S-372), "P" (S-375), "O" (S-374), and "S" (S-378) thereto.

(In Senate, June 20, 1989, Committee Amendment "A" (S-344) READ. Senate Amendment "A" (S-360) to Committee Amendment "A" (S-344) READ and ADOPTED. Senate Amendment "C" (S-362) to Committee Amendment "A" (S-344) READ and ADOPTED. Senate Amendment "E" (S-364) to Committee Amendment "A" (S-344) READ and ADOPTED. Senate Amendment "H" (S-367) to Committee Amendment "A" (S-344) READ and ADOPTED. Senate Amendment "B" (S-361) to Committee Amendment "A" (S-344) READ and ADOPTED. Senate Amendment "D" (S-363) to Committee Amendment "A" (S-344) READ and ADOPTED. Senate Amendment "F" (S-365) to Committee Amendment "A" (S-344) READ and ADOPTED. Senate Amendment "G" (S-366) to Committee Amendment "A" (S-344) READ and ADOPTED. Senate Amendment "I" (S-368) to Committee Amendment "A" (S-344) READ and ADOPTED. Senate Amendment "J" (S-369) to Committee Amendment "A" (S-344) READ and ADOPTED. Senate Amendment "K" (S-370) to Committee Amendment "A" (S-344) READ and ADOPTED. Senate Amendment "Q" (S-376) to Committee Amendment "A" (S-344) READ and ADOPTED. Senate Amendment "L" (S-371) to Committee Amendment "A" (S-344) READ and ADOPTED. Senate Amendment "N" (S-373) to Committee Amendment "A" (S-344) READ and ADOPTED. Senate Amendment "M" (S-372) to Committee Amendment "A" (S-344) READ and ADOPTED. Senate Amendment "P" (S-375) to Committee Amendment "A" (S-344) READ and ADOPTED.)

On motion by Senator HOBBS of York, the Senate SUSPENDED THE RULES.

On further motion by same Senator, Senate Amendment "O" (S-374) to Committee Amendment "A" (S-344) READ.

THE PRESIDENT: The Chair recognizes the same Senator.

Senator HOBBS: Thank you Mr. President. Mr. President, men and women of the Senate. This Amendment looks substantive, but it basically is technical. When we changed the law regarding the use and utilization of intensive supervision we did not clarify into statute the appropriate provisions. This Amendment clarifies the references to those provisions in the Maine Criminal Code relating to general principles of criminal law, punishment, and other offense applicable to crimes outside of the code, specifically including the chapter on intensive supervision. It is consistent with the spirit of the law that was passed establishing intensive supervision as an alternative to sentencing.

On further motion by same Senator, Senate Amendment "O" (S-374) to Committee Amendment "A" (S-344) ADOPTED.

On motion by Senator HOBBS of York, the Senate SUSPENDED THE RULES.

On further motion by same Senator, Senate Amendment "S" (S-378) to Committee Amendment "A" (S-344) READ.

THE PRESIDENT: The Chair recognizes the same Senator.

Senator HOBBS: Thank you Mr. President. Mr. President, men and women of the Senate. This Amendment makes it clear that the limit on local firearms regulations does not interfere with law enforcement agency authority to regulate the guns used by law enforcement officers as employees of that