

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**

OF THE

***One Hundred and Eleventh  
Legislature***

OF THE

**STATE OF MAINE**

**SECOND REGULAR SESSION**

**January 4, 1984 to April 25, 1984**

**INDEX**

**FOURTH CONFIRMATION SESSION**

**(FIRST CONFIRMATION SESSION – SECOND REGULAR SESSION)**

**May 31, 1984**

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**FIFTH CONFIRMATION SESSION**

**(SECOND CONFIRMATION SESSION – SECOND REGULAR SESSION)**

**July 11, 1984**

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**THIRD SPECIAL SESSION**

**September 4, 1984 to September 11, 1984**

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STATE OF MAINE  
 One Hundred and Eleventh Legislature  
 Second Regular Session  
 Second Confirmation Session  
**JOURNAL OF THE SENATE**  
 In Senate Chamber  
 Wednesday  
 July 11, 1984  
 Pursuant to the provisions of Article 5, Part 1, Section 8 of the Constitution and the laws of the State of Maine, the Senate convened at two o'clock in the afternoon.

Senate called to Order by the President.

Prayer by The Reverend Bruce Hudson of the Highland Avenue Methodist Church of Gardiner.

REVEREND HUDSON: May we be in a spirit of pray. Redeemer God we call upon You in this important moment in our lives as we are gathered here to confirm appointments made by our Governor.

We ask Your blessing upon this moment as we seek Your guidance for this very important process in State Government. Remove our prejudices and help us to be objective concerning persons who will be serving the people of our great State of Maine.

We seek only to serve You as we serve others. Hear our prayer Oh Lord we pray. Amen.

**STATE OF MAINE  
 SENATE CHAMBER  
 PRESIDENT'S OFFICE  
 AUGUSTA, MAINE 04333**

July 10, 1984

The Honorable Joy J. O'Brien  
 Secretary of the Senate  
 State House Station 3  
 Augusta, Maine 04333  
 Dear Madam Secretary:

Please be advised that in accordance with Article 5, Part 1, Section 8 of the Constitution of Maine, the Senate of Maine will convene on Wednesday, July 11, 1984 at 2:00 in the afternoon for the purpose of voting upon confirmation of the various appointments made by the Honorable Joseph E. Brennan, Governor of the State of Maine.

Sincerely,  
 S/ GERARD P. CONLEY  
 President of the Senate

Which was READ and ORDERED PLACED ON FILE.

The Roll being called the following Senators answered to their names:

Senators: Baldacci, Bustin, Carpenter, Charette, Clark, Collins, Diamond, Dow, Dutremble, Emerson, Erwin, Gill, Hayes, Hichens, Kany, McBreairty, Minkowsky, Najarian, Pearson, Perkins, Pray, Redmond, Shute, Teague, Trafton, Twitchell, Usher, Violette, The President—Gerard P. Conley.

29 Senators having answered to the Roll, the President declared that a quorum was present.

Out of Order and Under Suspension of the Rules. On Motion by Senator PRAY of Penobscot, the following Order:

ORDERED, that a message be sent to His Excellency, Governor Joseph E. Brennan, informing him that in accordance with Article 5, Part 1, section 8 of the Constitution of Maine, a quorum of Senators are assembled in Room 228 of the State House for consideration of such business as may come before the Senate.

Which was READ and PASSED.

The President appointed Senator PRAY of Penobscot to deliver the message to His Excellency, the Governor.

Subsequently, Senator PRAY of Penobscot reported that he had delivered the message with which he was charged.

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

SENATOR CLARK: Mr. President, I respectfully request leave of the Senate to allow those Members of this Body who may wish to, to remove their jackets for the duration of the Session.

THE PRESIDENT: The Senator from Cumberland, Senator Clark, moves that all those present who wish to remove their jackets may do so.

Is this the pleasure of the Senate?  
 It is a vote.

**COMMUNICATIONS**

The Following Communication:  
**STATE OF MAINE  
 OFFICE OF THE GOVERNOR  
 Augusta, Maine 04333**

June 12, 1984

The Honorable Gerard P. Conley  
 President of the Senate  
 Senate Chambers  
 State House  
 Augusta, Maine 04333  
 Dear Senator Conley:

This is to inform you that I am today nominating Sidney W. Wernick of Portland for appointment as an Active Retired Justice of the Maine Supreme Judicial Court.

Pursuant to Title 4 M.R.S.A. Section 6, this nomination will require review by the Joint Standing Committee on Judiciary and confirmation by the Senate.

Thank you for your assistance in this matter.  
 Sincerely,  
 S/ JOSEPH E. BRENNAN  
 Governor

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:  
**SENATE OF MAINE  
 OFFICE OF THE SECRETARY**

June 12, 1984

The Honorable Richard L. Trafton  
 The Honorable Barry J. Hobbins  
 Chairpersons, Committee on Judiciary  
 111th Legislature  
 Augusta, Maine 04333  
 Dear Chairs:

Please be advised that Governor Joseph E. Brennan has nominated Sidney W. Wernick of Portland for appointment as an Active Retired Justice of the Maine Supreme Judicial Court.

Pursuant to Title 4 M.R.S.A. Section 6, this nomination will require review by the Joint Standing Committee on Judiciary and confirmation by the Senate.

Sincerely,  
 S/ JOY J. O'BRIEN  
 Secretary of the Senate

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:  
**COMMITTEE ON JUDICIARY  
 111th LEGISLATURE**

June 26, 1984

The Honorable Gerard P. Conley  
 President of the Senate of Maine  
 State House  
 Augusta, Maine 04333  
 Dear President Conley:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 111th Maine Legislature, the Joint Standing Committee on Judiciary has had under consideration the nomination of Sidney W. Wernick of Portland, for appointment as an Active Retired Justice of the Maine Supreme Judicial Court.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS:	Senators	3
	Representatives	9

NAYS: 0  
 ABSENT: 1 (Rep. Foster of Ellsworth)  
 Twelve members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Sidney W. Wernick of Portland, for appointment as an Active Retired Justice of the Maine Supreme Judicial Court be confirmed.

Sincerely,  
 S/ RICHARD L. TRAFTON  
 Senate Chair  
 S/ BARRY J. HOBBINS  
 House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on JUDICIARY has recommended that the nomination of Sidney W. Wernick be confirmed.

The pending question before the Senate is: Shall the recommendation of the Committee on JUDICIARY be overridden? In accordance with 3 M.R.S.A., Chapter 6, section 151 and with Joint Rule 38 of the 111th Legislature, the vote will be taken by the yeas and nays. A vote of Yes will be in favor of overriding the recommendation of the Committee. A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?  
 The Doorkeepers will secure the Chamber.  
 The Secretary will call the Roll.

**ROLL CALL**

YEAS—None.  
 NAYS—Senators, Baldacci, Bustin, Carpenter, Charette, Clark, Collins, Diamond, Dow, Dutremble, Emerson, Erwin, Gill, Hayes, Hichens, Kany, McBreairty, Minkowsky, Najarian, Pearson, Perkins, Pray, Redmond, Shute, Teague, Trafton, Twitchell, Usher, Violette, The President—Gerard P. Conley.

ABSENT—Senators, Brown, Danton, Sewall, Wood.

No Senators having voted in the affirmative and 29 Senators having voted in the negative, with 4 Senators being absent, and None being less than two-thirds of the membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED.

The nomination of Sidney W. Wernick was CONFIRMED.

The Secretary has so informed the Speaker of the House.

THE PRESIDENT: The Chair would like to state at this time that having known Justice Wernick most of my adult life and knowing him to be one of the finest men of the City of Portland. I would state that he left a very, what I would consider, lucrative law practice to serve on the courts years ago.

He has been all the way: right from a municipal court judge, to a superior court justice, to a justice of the Maine supreme court and to retire, then again to make himself available to the citizens of the State of Maine is what I consider to be one of the greatest feats, and one of the greatest people I have known to give such dedication and public service, and I know that the Maine Senate feels exactly the same way.

The Following Communication:  
**STATE OF MAINE  
 OFFICE OF THE GOVERNOR  
 Augusta, Maine 04333**

June 12, 1984

The Honorable Gerard P. Conley  
 President of the Senate  
 Senate Chambers  
 State House  
 Augusta, Maine 04333  
 Dear Senator Conley:

This is to inform you that I am today nominating Nicholas C. Scaccia of West Lebanon for appointment as a Workers' Compensation Commissioner.

Pursuant to Title 39, M.R.S.A. Section 91, this

nomination will require review by the Joint Standing Committee on Judiciary and confirmation by the Senate.

Thank you for your assistance in this matter.  
Sincerely,  
S/ JOSEPH E. BRENNAN  
Governor

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:  
**SENATE OF MAINE**  
**OFFICE OF THE SECRETARY**

June 12, 1984

The Honorable Richard L. Trafton  
The Honorable Barry J. Hobbins  
Chairpersons, Committee on Judiciary  
111th Legislature  
Augusta, Maine 04333  
Dear Chairs:

Please be advised that Governor Joseph E. Brennan has nominated Nicholas C. Scaccia of West Lebanon for appointment as a Workers' Compensation Commissioner.

Pursuant to Title 39 M.R.S.A. Section 91, this nomination will require review by the Joint Standing Committee on Judiciary and confirmation by the Senate.

Sincerely,  
S/ JOY J. O'BRIEN  
Secretary of the Senate

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:  
**COMMITTEE ON JUDICIARY**  
**111th LEGISLATURE**

June 26, 1984

The Honorable Gerard P. Conley  
President of the Senate of Maine  
State House  
Augusta, Maine 04333  
Dear President Conley:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 111th Maine Legislature, the Joint Standing Committee on Judiciary has had under consideration the nomination of Nicholas C. Scaccia of West Lebanon, as a member of the Workers' Compensation Commission.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS:	Senators	3
	Representatives	8
NAYS:		0
ABSENT:	2 (Rep. Hayden of Durham; Rep. Foster of Ellsworth)	

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Nicholas C. Scaccia of West Lebanon, as an member of the Workers' Compensation Commission be confirmed.

Sincerely,  
S/ RICHARD L. TRAFTON  
Senate Chair  
S/ BARRY J. HOBBINS  
House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on JUDICIARY has recommended that the nomination of Nicholas C. Scaccia be confirmed.

The pending question before the Senate is: Shall the recommendation of the Committee on JUDICIARY be overridden? In accordance with 3 M.R.S.A., Chapter 6, section 151 and with Joint Rule 38 of the 111th Legislature, the vote will be taken by the yeas and nays. A vote of Yes will be in favor of overriding the recommendation of the Committee. A vote of No will be in favor of sustaining the recommendation

of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.  
The Secretary will call the Roll.

**ROLL CALL**

YEAS—None.

NAYS—Senators, Baldacci, Bustin, Carpenter, Charette, Clark, Collins, Diamond, Dow, Dutremble, Emerson, Erwin, Gill, Hayes, Hichens, Kany, McBreairty, Minkowsky, Najarian, Pearson, Perkins, Pray, Redmond, Shute, Teague, Trafton, Twitchell, Usher, Violette, The President—Gerard P. Conley.

ABSENT—Senators, Brown, Danton, Sewall, Wood.

No Senators having voted in the affirmative and 29 Senators having voted in the negative, with 4 Senators being absent, and None being less than two-thirds of the membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED.

The nomination of Nicholas C. Scaccia was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:  
**STATE OF MAINE**  
**OFFICE OF THE GOVERNOR**  
Augusta, Maine 04333

June 12, 1984

The Honorable Gerard P. Conley  
President of the Senate  
Senate Chambers  
State House  
Augusta, Maine 04333  
Dear Senator Conley:

This is to inform you that I am today nominating David A. Nichols of Lincolnville for reappointment to the Supreme Judicial Court of the State of Maine.

Pursuant to the Maine Constitution, Article V, Part I, Section 8, this nomination will require review by the Joint Standing Committee on Judiciary and confirmation by the Senate.

Thank you for your assistance in this matter.

Sincerely,  
S/ JOSEPH E. BRENNAN  
Governor

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:  
**SENATE OF MAINE**  
**OFFICE OF THE SECRETARY**

June 12, 1984

The Honorable Richard L. Trafton  
The Honorable Barry J. Hobbins  
Chairpersons, Committee on Judiciary  
111th Legislature  
Augusta, Maine 04333  
Dear Chairs:

Please be advised that Governor Joseph E. Brennan has nominated David A. Nichols of Lincolnville for reappointment to the Supreme Judicial Court of the State of Maine.

Pursuant to the Maine Constitution, Article V, Part I, Section 8, this nomination will require review by the Joint Standing Committee on Judiciary and confirmation by the Senate.

Sincerely,  
S/ JOY J. O'BRIEN  
Secretary of the Senate

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:  
**COMMITTEE ON JUDICIARY**  
**111th LEGISLATURE**

June 26, 1984

The Honorable Gerard P. Conley  
President of the Senate of Maine  
State House  
Augusta, Maine 04333  
Dear President Conley:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 111th Maine Legislature, the Joint Standing

Committee on Judiciary has had under consideration the nomination of David A. Nichols of Lincolnville, for reappointment to the Maine Supreme Judicial Court.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS:	Senators	3
	Representatives	9
NAYS:		0
ABSENT:	1 (Rep. Foster of Ellsworth)	

Twelve members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of David A. Nichols of Lincolnville, for reappointment to the Maine Supreme Judicial Court be confirmed.

Sincerely,  
S/ RICHARD L. TRAFTON  
Senate Chair  
S/ BARRY J. HOBBINS  
House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on JUDICIARY has recommended that the nomination of David A. Nichols be confirmed.

The pending question before the Senate is: Shall the recommendation of the Committee on JUDICIARY be overridden? In accordance with 3 M.R.S.A., Chapter 6, section 151 and with Joint Rule 38 of the 111th Legislature, the vote will be taken by the yeas and nays. A vote of Yes will be in favor of overriding the recommendation of the Committee. A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.  
The Secretary will call the Roll.

**ROLL CALL**

YEAS—None.

NAYS—Senators, Baldacci, Bustin, Carpenter, Charette, Clark, Collins, Diamond, Dutremble, Emerson, Erwin, Gill, Hayes, Hichens, Kany, McBreairty, Minkowsky, Najarian, Pearson, Perkins, Pray, Redmond, Shute, Teague, Trafton, Twitchell, Usher, Violette, The President—Gerard P. Conley.

ABSENT—Senators, Brown, Danton, Dow, Sewall, Wood.

No Senators having voted in the affirmative and 28 Senators having voted in the negative, with 5 Senators being absent, and None being less than two-thirds of the membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED.

The nomination of David A. Nichols was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:  
**STATE OF MAINE**  
**OFFICE OF THE GOVERNOR**  
Augusta, Maine 04333

June 18, 1984

The Honorable Gerard P. Conley  
President of the Senate  
Senate Chambers  
State House  
Augusta, Maine 04333  
Dear Senator Conley:

This is to inform you that I am today nominating Thomas W. Kerrigan of Lewiston for appointment to the Maine Harness Racing Commission.

Pursuant to Title 8 M.R.S.A. Section 261, this nomination will require review by the Joint Standing Committee on Agriculture and confirmation by the Senate.

Thank you for your assistance in this matter.  
Sincerely,

S/ JOSEPH E. BRENNAN  
Governor

Which was READ and ORDERED PLACED  
ON FILE.

The Following Communication:  
**SENATE OF MAINE**

**OFFICE OF THE SECRETARY**

June 18, 1984

The Honorable Edgar E. Erwin  
The Honorable John M. Michael  
Chairpersons, Committee on Agriculture  
111th Legislature  
Augusta, Maine 04333  
Dear Chairs:

Please be advised that Governor Joseph E. Brennan has nominated Thomas W. Kerrigan of Lewiston for appointment to the Maine Harness Racing Commission.

Pursuant to Title 8 M.R.S.A. Section 261, this nomination will require review by the Joint Standing Committee on Agriculture and confirmation by the Senate.

Sincerely,

S/ JOY J. O'BRIEN

Secretary of the Senate

Which was READ and ORDERED PLACED  
ON FILE.

The Following Communication:  
**COMMITTEE ON AGRICULTURE**  
**111th LEGISLATURE**

July 6, 1984

The Honorable Gerard P. Conley  
President of the Senate of Maine  
State House  
Augusta, Maine 04333  
Dear President Conley:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 111th Maine Legislature, the Joint Standing Committee on Agriculture has had under consideration the nomination of Thomas W. Kerrigan of Lewiston, as a member of the Maine Harness Racing Commission.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS:	Senators	3
	Representatives	8
NAYS:		0
ABSENT:	2 (Rep. Crouse of Crouseville; Rep. Anderson of Stockholm)	

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Thomas W. Kerrigan of Lewiston, for appointment as a member of the Maine Harness Racing Commission be confirmed.

Sincerely,

S/ EDGAR E. ERWIN

Senate Chair

S/ JOHN M. MICHAEL

House Chair

Which was READ and ORDERED PLACED  
ON FILE.

THE PRESIDENT: The Joint Standing Committee on AGRICULTURE has recommended that the nomination of Thomas W. Kerrigan be confirmed.

The pending question before the Senate is: Shall the recommendation of the Committee on AGRICULTURE be overridden? In accordance with 3 M.R.S.A., Chapter 6, section 151 and with Joint Rule 38 of the 111th Legislature, the vote will be taken by the yeas and nays. A vote of Yes will be in favor of overriding the recommendation of the Committee. A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

**ROLL CALL**

YEAS—None.

NAYS—Senators, Baldacci, Bustin, Carpenter, Charette, Clark, Diamond, Dow, Dutremble, Emerson, Erwin, Gill, Hayes, Hichens, Kany, McBreairty, Minkowsky, Najarian, Pearson, Perkins, Pray, Redmond, Shute, Teague, Trafton, Twitchell, Usher, Violette, The President—Gerard P. Conley.

ABSENT—Senators, Brown, Collins, Danton, Sewall, Wood.

No Senators having voted in the affirmative and 28 Senators having voted in the negative, with 5 Senators being absent, and None being less than two-thirds of the membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED.

The nomination of Thomas W. Kerrigan was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:

**STATE OF MAINE**

**OFFICE OF THE GOVERNOR**

**Augusta, Maine 04333**

June 18, 1984

The Honorable Gerard P. Conley  
President of the Senate  
Senate Chambers  
State House  
Augusta, Maine 04333  
Dear Senator Conley:

This is to inform you that I am today nominating William J. Ginn of Pownal for reappointment as a public member of the Pesticides Control Board.

Pursuant to Title 22 M.R.S.A. Section 1471-B, this nomination will require review by the Joint Standing Committee on Agriculture and confirmation by the Senate.

Thank you for your assistance in this matter.

Sincerely,

S/ JOSEPH E. BRENNAN

Governor

Which was READ and ORDERED PLACED  
ON FILE.

The Following Communication:

**SENATE OF MAINE**

**OFFICE OF THE SECRETARY**

June 18, 1984

The Honorable Edgar E. Erwin  
The Honorable John M. Michael  
Chairpersons, Committee on Agriculture  
111th Legislature  
Augusta, Maine 04333  
Dear Chairs:

Please be advised that Governor Joseph E. Brennan has nominated William J. Ginn of Pownal for reappointment as a public member of the Pesticides Control Board.

Pursuant to Title 22 M.R.S.A. Section 1471-B, this nomination will require review by the Joint Standing Committee on Agriculture and confirmation by the Senate.

Sincerely,

S/ JOY J. O'BRIEN

Secretary of the Senate

Which was READ and ORDERED PLACED  
ON FILE.

The Following Communication:

**COMMITTEE ON AGRICULTURE**

**111th LEGISLATURE**

July 6, 1984

The Honorable Gerard P. Conley  
President of the Senate of Maine  
State House  
Augusta, Maine 04333  
Dear President Conley:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 111th Maine Legislature, the Joint Standing Committee on Agriculture has had under consideration the nomination of William J. Ginn of Pownal, for reappointment as a public member of the Pesticides Control Board.

After public hearing and discussion on this

nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS:	Senators	3
	Representatives	8
NAYS:		0
ABSENT:	2 (Rep. Crouse of Crouseville; Rep. Anderson of Stockholm)	

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of William J. Ginn of Pownal, for reappointment as a public member of the Pesticides Control Board be confirmed.

Sincerely,

S/ EDGAR E. ERWIN

Senate Chair

S/ JOHN M. MICHAEL

House Chair

Which was READ and ORDERED PLACED  
ON FILE.

THE PRESIDENT: The Joint Standing Committee on AGRICULTURE has recommended that the nomination of William J. Ginn be confirmed.

The pending question before the Senate is: Shall the recommendation of the Committee on AGRICULTURE be overridden? In accordance with 3 M.R.S.A., Chapter 6, section 151 and with Joint Rule 38 of the 111th Legislature, the vote will be taken by the yeas and nays. A vote of Yes will be in favor of overriding the recommendation of the Committee. A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

**ROLL CALL**

YEAS—None.

NAYS—Senators, Baldacci, Bustin, Carpenter, Charette, Clark, Collins, Diamond, Dow, Dutremble, Emerson, Erwin, Gill, Hayes, Hichens, Kany, McBreairty, Minkowsky, Najarian, Pearson, Perkins, Pray, Redmond, Shute, Teague, Trafton, Twitchell, Usher, Violette, The President—Gerard P. Conley.

ABSENT—Senators, Brown, Danton, Sewall, Wood.

No Senators having voted in the affirmative and 29 Senators having voted in the negative, with 4 Senators being absent, and None being less than two-thirds of the membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED.

The nomination of William J. Ginn was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:

**STATE OF MAINE**

**OFFICE OF THE GOVERNOR**

**Augusta, Maine 04333**

June 18, 1984

The Honorable Gerard P. Conley  
President of the Senate  
Senate Chambers  
State House  
Augusta, Maine 04333  
Dear Senator Conley:

This is to inform you that I am today nominating Dr. Laurent J. Beauregard of Brewer for appointment as the Medical Community Representative of the Pesticides Control Board.

Pursuant to Title 22 this nomination will require review by the Joint Standing Committee on Agriculture and confirmation by the Senate.

Thank you for your assistance in this matter.

Sincerely,

S/ JOSEPH E. BRENNAN

Governor

Which was READ and ORDERED PLACED  
ON FILE.

The Following Communication:  
**SENATE OF MAINE**  
**OFFICE OF THE SECRETARY**

June 18, 1984

The Honorable Edgar E. Erwin  
 The Honorable John M. Michael  
 Chairpersons, Committee on Agriculture  
 111th Legislature  
 Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor Joseph E. Brennan has nominated Dr. Laurent J. Beaugard of Brewer for appointment as the Medical Community Representative of the Pesticides Control Board.

Pursuant to Title 22 M.R.S.A. Section 1471-B, this nomination will require review by the Joint Standing Committee on Agriculture and confirmation by the Senate.

Sincerely,  
 S/ JOY J. O'BRIEN  
 Secretary of the Senate

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:  
**COMMITTEE ON AGRICULTURE**  
**111th LEGISLATURE**

July 6, 1984

The Honorable Gerard P. Conley  
 President of the Senate of Maine  
 State House  
 Augusta, Maine 04333  
 Dear President Conley:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 111th Maine Legislature, the Joint Standing Committee on Agriculture has had under consideration the nomination of Dr. Laurent J. Beaugard of Brewer, for appointment as the Medical Community Representative of the Pesticides Control Board.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS:	Senators	3
	Representatives	8
NAYS:		0
ABSENT:	2 (Rep. Crouse of Crouseville; Rep. Anderson of Stockholm)	

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Dr. Laurent J. Beaugard of Brewer, for appointment as the Medical Community Representative of the Pesticides Control Board be confirmed.

Sincerely,  
 S/ EDGAR E. ERWIN  
 Senate Chair  
 S/ JOHN M. MICHAEL  
 House Chair

Which was READ and ORDERED PLACED ON FILE.

**THE PRESIDENT:** The Joint Standing Committee on AGRICULTURE has recommended that the nomination of Dr. Laurent J. Beaugard be confirmed.

The pending question before the Senate is: Shall the recommendation of the Committee on AGRICULTURE be overridden? In accordance with 3 M.R.S.A., Chapter 6, section 151 and with Joint Rule 38 of the 111th Legislature, the vote will be taken by the yeas and nays. A vote of Yes will be in favor of overriding the recommendation of the Committee. A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.  
 The Secretary will call the Roll.

**ROLL CALL**

YEAS—None.

NAYS—Senators, Baldacci, Bustin, Carpen-

ter, Charette, Clark, Collins, Diamond, Dow, Dutremble, Emerson, Erwin, Gill, Hayes, Hichens, Kany, McBreairty, Minkowsky, Najarian, Pearson, Perkins, Pray, Redmond, Shute, Teague, Trafton, Twitchell, Usher, Violette, The President—Gerard P. Conley.

ABSENT—Senators, Brown, Danton, Sewall, Wood.

No Senators having voted in the affirmative and 29 Senators having voted in the negative, with 4 Senators being absent, and None being less than two-thirds of the membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED.

The nomination of Dr. Laurent J. Beaugard was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:  
**STATE OF MAINE**  
**OFFICE OF THE GOVERNOR**  
**Augusta, Maine 04333**

June 18, 1984

Honorable Gerard P. Conley  
 President of the Senate  
 Senate Chambers  
 State House  
 Augusta, Maine 04333  
 Dear Senator Conley:

This is to inform you that I am today nominating Dolores Colburg of Machias for reappointment as a public member of the Pesticides Control Board.

Pursuant to Title 22 M.R.S.A. Section 1471-B, this nomination will require review by the Joint Standing Committee on Agriculture and confirmation by the Senate.

Thank you for your assistance in this matter.

Sincerely,  
 S/ JOSEPH E. BRENNAN  
 Governor

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:  
**SENATE OF MAINE**  
**OFFICE OF THE SECRETARY**

June 18, 1984

The Honorable Edgar E. Erwin  
 The Honorable John M. Michael  
 Chairpersons, Committee on Agriculture  
 111th Legislature  
 Augusta, Maine 04333  
 Dear Chairs:

Please be advised that Governor Joseph E. Brennan has nominated Dolores Colburg of Machias for reappointment as a public member of the Pesticides Control Board.

Pursuant to Title 22 M.R.S.A. Section 1471-B, this nomination will require review by the Joint Standing Committee on Agriculture and confirmation by the Senate.

Sincerely,  
 S/ JOY J. O'BRIEN  
 Secretary of the Senate

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:  
**COMMITTEE ON AGRICULTURE**  
**111th LEGISLATURE**

July 6, 1984

The Honorable Gerard P. Conley  
 President of the Senate of Maine  
 State House  
 Augusta, Maine 04333  
 Dear President Conley:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 111th Maine Legislature, the Joint Standing Committee on Agriculture has had under consideration the nomination of Dolores Colburg of Machias, for reappointment as a public member of the Pesticides Control Board.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate

that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS:	Senators	3
	Representatives	8
NAYS:		0
ABSENT:	2 (Rep. Crouse of Crouseville; Rep. Anderson of Stockholm)	

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Dolores Colburg of Machias, for reappointment as a public member of the Pesticides Control Board be confirmed.

Sincerely,  
 S/ EDGAR E. ERWIN  
 Senate Chair  
 S/ JOHN M. MICHAEL  
 House Chair

Which was READ and ORDERED PLACED ON FILE.

**THE PRESIDENT:** The Joint Standing Committee on AGRICULTURE has recommended that the nomination of Dolores Colburg be confirmed.

The pending question before the Senate is: Shall the recommendation of the Committee on AGRICULTURE be overridden? In accordance with 3 M.R.S.A., Chapter 6, section 151 and with Joint Rule 38 of the 111th Legislature, the vote will be taken by the yeas and nays. A vote of Yes will be in favor of overriding the recommendation of the Committee. A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.  
 The Secretary will call the Roll.

**ROLL CALL**

YEAS—None.

NAYS—Senators, Baldacci, Bustin, Carpenter, Charette, Clark, Collins, Diamond, Dow, Dutremble, Emerson, Erwin, Gill, Hayes, Hichens, Kany, McBreairty, Minkowsky, Najarian, Pearson, Perkins, Pray, Redmond, Shute, Teague, Trafton, Twitchell, Usher, Violette, The President—Gerard P. Conley.

ABSENT—Senators, Brown, Danton, Sewall, Wood.

No Senators having voted in the affirmative and 29 Senators having voted in the negative, with 4 Senators being absent, and None being less than two-thirds of the membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED.

The nomination of Dolores Colburg was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:  
**STATE OF MAINE**  
**OFFICE OF THE GOVERNOR**  
**Augusta, Maine 04333**

June 25, 1984

Honorable Gerard P. Conley  
 President of the Senate  
 Senate Chambers  
 State House  
 Augusta, Maine 04333  
 Dear Senator Conley:

This is to inform you that I am today nominating Barbara H. Sanford of Bar Harbor for appointment to the University of Maine Board of Trustees.

Pursuant to Title 20 M.R.S.A. Section 2251, this nomination will require review by the Joint Standing Committee on Education and confirmation by the Senate.

Thank you for your assistance in this matter.

Sincerely,  
 S/ JOSEPH E. BRENNAN  
 Governor

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:

**SENATE OF MAINE  
OFFICE OF THE SECRETARY**

June 25, 1984

The Honorable Kenneth Hayes  
The Honorable Stephanie Locke  
Chairpersons, Committee on Education  
111th Legislature  
Augusta, Maine 04333  
Dear Chairs:

Please be advised that Governor Joseph E. Brennan has nominated Barbara H. Sanford of Bar Harbor for appointment to the University of Maine Board of Trustees.

Pursuant to Title 20 M.R.S.A. Section 2251, this nomination will require review by the Joint Standing Committee on Education and confirmation by the Senate.

Sincerely,  
S/ JOY J. O'BRIEN  
Secretary of the Senate

Which was READ and ORDERED PLACED ON FILE.

Out of order and under suspension of the rules the Senate voted to consider the following:

**COMMUNICATION**

The Following Communication:

**COMMITTEE ON EDUCATION  
111th LEGISLATURE**

July 11, 1984

The Honorable Gerard P. Conley  
President of the Senate of Maine  
State House  
Augusta, Maine 04333

Dear President Conley:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 111th Maine Legislature, the Joint Standing Committee on Education has had under consideration the nomination of Barbara H. Sanford of Bar Harbor, as a member of the University of Maine Board of Trustees.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate that this nomination be confirmed. The Committee Clerk called the roll with the following result:

YEAS:	Senators	3
	Representatives	7
NAYS:		0
ABSENT:	3 (Rep. Thompson of So. Portland; Rep. Murphy of Kennebunk; Rep. Small of Bath)	

Ten members of the Committee having voted in the affirmative and none in the negative with three being absent, it was the vote of the Committee that the nomination of Barbara H. Sanford of Bar Harbor, as a member of the University of Maine Board of Trustees be confirmed.

Sincerely,  
S/ KENNETH P. HAYES  
Senate Chair  
S/ STEPHANIE LOCKE  
House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on EDUCATION has recommended that the nomination of Barbara H. Sanford be confirmed.

The pending question before the Senate is: Shall the recommendation of the Committee on EDUCATION be overridden? In accordance with 3 M.R.S.A., Chapter 6, section 151 and with Joint Rule 38 of the 111th Legislature, the vote will be taken by the yeas and nays. A vote of Yes will be in favor of overriding the recommendation of the Committee. A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.  
The Secretary will call the Roll.

**ROLL CALL**

YEAS—None.

NAYS—Senators, Baldacci, Bustin, Carpenter, Charette, Clark, Collins, Diamond, Dow, Dutremble, Emerson, Erwin, Gill, Hayes, Hichens, Kany, McBreairty, Minkowsky, Najarian, Pearson, Perkins, Pray, Redmond, Shute, Teague, Trafton, Twitchell, Usher, Violette, The President—Gerard P. Conley.

ABSENT—Senators, Brown, Danton, Sewall, Wood.

No Senators having voted in the affirmative and 29 Senators having voted in the negative, with 4 Senators being absent, and None being less than two-thirds of the membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED.

The nomination of Barbara H. Sanford was CONFIRMED.

The Secretary has so informed the Speaker of the House.

THE PRESIDENT: The Chair recognizes the Senator from Aroostook, Senator McBreairty.

SENATOR McBREAIRTY: Mr. President, I move the Senate Adjourn Sine Die.

On motion by Senator McBREAIRTY of Aroostook at 2:45 p.m. on Wednesday, July 11, 1984, the Honorable Gerard P. Conley declared the Senate of the Second Regular Session/Second Confirmation Session of the 111th Legislature ADJOURNED SINE DIE.