

MAINE STATE LEGISLATURE

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

VOLUME III

FIRST CONFIRMATION SESSION

August 21, 1987
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FIRST SPECIAL SESSION

October 9, 1987 to October 10, 1987
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SECOND SPECIAL SESSION

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SECOND REGULAR SESSION

January 6, 1988 to March 24, 1988

STATE OF MAINE
ONE HUNDRED AND THIRTEENTH LEGISLATURE
FIRST CONFIRMATION SESSION
JOURNAL OF THE SENATE

In Senate Chamber
Friday
August 21, 1987

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 one o'clock in the afternoon.
Senate called to Order by the President.

Prayer by Father Valmont Gilbert of St. Bridget's Catholic Church in Vassalboro.

FATHER GILBERT: Let us pray. All Mighty Eternal God You know what is in the hearts of men You protect their rights. We come to You at this Special Session to seek Your blessing on all here present. In Your goodness and providence watch over all our public officials who have been chosen to serve us as officers of this great State of Maine. May those in office always serve with integrity and concern. Grant the leaders of our state the help which they need to bring all of us a fruitful economy, born of justice and charity. May we always enjoy freedom, security and peace. We ask this through Christ our Lord.

COMMUNICATIONS

The Following Communication:

STATE OF MAINE
OFFICE OF THE PRESIDENT
AUGUSTA, MAINE 04333

July 27, 1987
Honorable Joy J. O'Brien
Secretary of the Senate
State House
Augusta, ME 04333
Dear Secretary O'Brien:
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 Friday, August 21, 1987, at one o'clock in the afternoon for the purpose of voting upon confirmation of the various appointments made by the Honorable John R. McKernan, Jr., Governor of the State of Maine.
Sincerely,
S/Charles P. Pray
President of the Senate

Which was READ and ORDERED PLACED ON FILE.

The Roll being called, the following Senators answered to their name:

ROLL CALL

Senators, ANDREWS, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CLARK, COLLINS, DILLENBACK, DUTREMBLE, EMERSON, ESTES, GILL, GOULD, KERRY, LUDWIG, MATTHEWS, MAYBURY, PEARSON, PERKINS, SEWALL, THERIAULT, TUTTLE, TWITCHELL, USHER, WEBSTER, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

30 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 CLARK of Cumberland the following Senate Order:

ORDERS

ORDERED, that a message be sent to His Excellency, Governor John R. McKernan, Jr., informing him that in accordance with Article 5, Part 1, Section 8 of the Constitution of Maine, a quorum of Senators is assembled for consideration of such business as may come before the Senate.
Which was READ and PASSED.

The President appointed the Senator from Cumberland, Senator CLARK, to deliver the message to the Governor. The Sergeant-At-Arms escorted the Senator to the Governor's Office.

Senate at Ease

Senate called to order by the President.

Subsequently, the Senator from Cumberland, Senator CLARK reported that she had delivered the message with which she was charged.

The Following Communication:

STATE OF MAINE
DEPARTMENT OF STATE
AUGUSTA, MAINE 04333

7 July 1987
Honorable Charles P. Pray
President of the Senate
Senate Chambers
State House
Augusta, Maine 04333
Dear President Pray:

This is to inform you that I am today nominating James S. Henderson for appointment as State Archivist to the Maine State Archives. Pursuant to Title 5, MRSA Section 93, this nomination will require review by the Joint Standing Committee on State & Local Government and confirmation by the Senate.
Thank you for your assistance in this matter.
Respectfully,
S/Rodney S. Quinn
Secretary of State
Which was READ and ORDERED PLACED ON FILE.

The Following Communication:

SENATE OF MAINE
OFFICE OF THE SECRETARY
AUGUSTA, MAINE 04333

July 8, 1987

Senator John L. Tuttle, Jr.
Representative Donnell P. Carroll
Chairs
Joint Standing Committee on State and Local Government
113th Legislature
Augusta, Maine 04333
Dear Chairs:

Please be advised that the Secretary of State has nominated James S. Henderson for appointment as the State Archivist to the Maine State Archives. Pursuant to Title 5, M.R.S.A. Section 93, this nomination will require review by the Joint Standing Committee on State and Local Government 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 STATE AND LOCAL GOVERNMENT
ONE HUNDRED AND THIRTEENTH LEGISLATURE
July 21, 1987

The Honorable Charles P. Pray
President of the Senate of Maine
State House
Augusta, Maine 04333
Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on State and Local Government has had under consideration the nomination of James S. Henderson of Orr's Island, for appointment as the State Archivist to the Maine State Archives.

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	2
Representatives	6
NAYS:	5
ABSENT:	0

Eight members of the Committee having voted in the affirmative and five in the negative, it was the vote of the Committee that the nomination of James S. Henderson of Orr's Island, for appointment as the State Archivist to the Maine State Archives be confirmed.

Sincerely,
S/Sen. John L. Tuttle Jr.
Senate Chair
S/Rep. Donnell P. Carroll
House Chair

Which was READ and ORDERED PLACED ON FILE.

Senator CLARK of Cumberland was granted unanimous consent to address the Senate off the Record.

On motion by Senator DUTREMBLE of York, RECESSED until the sound of the bell.

After Recess
Senate called to order by the President.

THE PRESIDENT: The Joint Standing Committee on STATE AND LOCAL GOVERNMENT has recommended the nomination of JAMES S. HENDERSON of Orr's Island be confirmed.

The pending question before the Senate is: "Shall the recommendation of the Committee on STATE AND LOCAL GOVERNMENT be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 113th 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.

THE PRESIDENT: The Chair recognizes the Senator from Waldo, Senator Gould.

Senator GOULD: Thank you. Mr. President, Ladies and Gentlemen of the Senate. Under the direction of Samuel S. Silsby, Jr., the Maine State Archives has developed as one of the outstanding State Archives in the nation. The James Henderson appointment was opposed by an impressive array of experts who spoke of Maine's need to maintain a high-quality professional and non-partisan archivist. I quote:

"This position is not just a political plum" said Doris Isaacson, Chairman of the Archives Advisory Board. "The Archivist is not to serve a party, but posterity" she further stated. Ann Thomas, a member of the Search Committee, complained the group was instructed to complete its work in only two weeks and to limit its hunt to Maine applicants. "This prevented us from conducting a nationwide search for a qualified Archivist", she said.

State Historian, Robert York, echoed the same objection, saying; "We should have had a bona fide national search."

I have received many letters from experts on this matter. Many of these letters were from certified genealogists who recommended a nationwide search to fill this position.

The law which governs the appointment of the State Archivist reads as follows, and I quote "He shall be chosen without reference to party affiliation and solely on the ground of professional competence to perform the duties of his office." The State of South Carolina requires its Archivist to have a Ph.D. in history and professional training in archival management. It also requires actual experience in archival administration, records management, historic preservation and documentary publication.

North Carolina requires a master's degree in history or related social sciences and three years of experience in archival or records management. They also require a thorough knowledge of the principles and practices of archival and records management and of the methods and techniques used in historical research.

Mr. President and members of the Senate, although this nominee is known to be very intellectually capable, and he has expertise in many areas, and he may be qualified for a number of other positions, I question if he has, and I again quote Maine's statutes; "professional competence," end quote, to perform the duties of this particular office. Therefore, I will be voting to override the Committee's recommendation by casting a "yes" vote. Thank you.

THE PRESIDENT: The Chair recognizes the Senator from York, Senator Tuttle.

Senator TUTTLE: Mr. President, Men and Women of the Senate: As Chairman of the Committee on State and Local Government I am speaking today in favor of the nomination of James S. Henderson for the position of State Archivist. The Maine State Archives is hardly the place you would expect to find a political debate. It's essentially a collection of maps, family bibles, antique state documents and legal cases. It's a place most Maine people have never heard of. But a few weeks ago, a number of citizens came before the Committee on State and Local Government talking about politics in the Maine Archives. Who'd have thought it?

As most of you are aware, they were concerned about the nomination of Mr. Henderson, by Secretary of State as the next State Archivist. The Committee on State and Local Government was told the search was not long enough, but this was easily, in my opinion, justifiably dismissed because Jim Henderson holds a doctorate at the university level and has many years of experience in areas such as this and during our research the committee found that there isn't a clear job description for this position anyway. When asked who the critics would recommend, most responded by saying we should probably look out-of-state for this position. When asked what this would cost, the figures for the job were about twice what the position is currently paying.

Easily dismissed were the critics assertions that Secretary of State Rodney Quinn was making the Archivist a political pawn; that the Archivist is not to serve a party - but posterity. It was my opinion and the opinion of many others at the committee hearing, while the opponents didn't come right out and say it, that their main objection to Henderson's credentials was that he was an active Democrat.

The only Archivist the state has ever had, Mr. Samuel Silsby, Jr., has announced that he is retiring after twenty-one years of dedicated service. Mr. Silsby was picked by then Secretary of State, Kenneth Curtis, a Democrat who had to deal, for the most part with an opposition Executive Council. While the Archivist job is not supposed to be a political plum, the Deputy Secretary of State's job, which Henderson has held for the last eight years, traditionally is a political appointment and in my opinion, there lies the main problem and confusion. During Jim Henderson's tenure as Deputy Secretary of State, his responsibilities have included overseeing state and county elections, and business corporations.

Among the sensitive tasks that Henderson has handled well, in my opinion, are certifying the eligibility of candidates and initiated referendums, distributing ballots, phrasing referendum questions, making official the election results, and referring ballot recounts in close elections, a job that has sometimes put him at odds with leadership on both sides of the aisle. It is my opinion and the opinion of many others that Jim Henderson has done a very good job. He is always accessible, he is very intelligent, and knows election laws inside out. If he is selected as State Archivist today, which I hope he is, this excellence would continue in that position.

This reminds me of a similar situation that occurred in my home town of Sanford when I was on the Board of Selectmen. Our historical archives had been kept in a vault for over one hundred years and the only people who had access were a few people who had the key. There was only one key. When asked if school children could see our archives, this person said it was inappropriate. When asked if the head librarian in my town could use the archives for research, they said it was not the librarian's domain. When asked if the Board of Selectmen could view the archives, we were told that we were not qualified. So what the Board of Selectmen did was to move the archives to the Sanford Town Hall Annex where they are now kept so that school children, citizens of Sanford and all people who are interested have a chance to view Sanford's historical records. I feel we are addressing a similar situation here. We need to bring the Maine Archives into the twentieth century. When the co-chair of our Committee went down to the State Archives and asked to see them, the person on duty had forgotten the combination to the vault, which I think addresses the issue at hand before us today.

A vote for Mr. Henderson will be a vote to initially bring the Maine State Archives into the twentieth century; and within a short period of time into the twenty first century! It will provide an appropriate way to manage these records and provide access for the public at large, something, not only in my opinion, but the opinion of many others that is long overdue. It is for that reason that I strongly endorse the nomination of Jim Henderson, and in all objectivity, hope you will, too. Thank you very much.

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

Senator BALDACCI: Thank you. Mr. President. Mr. President and members of the Senate. As a member

of the Committee on State Government and sitting through four hours of testimony at a confirmation hearing, the most disturbing thing to occur was to have an individual become a victim of circumstances. The individual, James S. Henderson, was presented to the Committee as a nominee for the role of State Archivist. It was our job as a confirming body to review the qualifications of the individual and to see whether we felt that that individual was qualified for that particular position. That was our role. However, the process to get to that particular point, is not an issue before the body. I believe, it was an issue of whether the person was qualified or not. It is very disturbing to me, to listen to someone, who has a history degree from the University of Maine, and I'm very interested in history, to sit there and listen to people talk about somebody who has a doctorate in political science, whose very involved in Maine history and who has been working in Maine history, who was a professor at the University of Maine, who was on the Bangor City Council, who was on the State Legislature, being talked about in this type of fashion. Jim Henderson and I have never gotten along politically. Jim Henderson and I don't agree on certain things. But that was not the issue before the body. The issue before the body was Jim Henderson's qualifications. That's what is very disturbing to me. All of a sudden we're talking about a national process. We're talking about 2 or 3 difference states in the south, where, by the way, they combine their Historic Preservation Commission Officer with their State Archivist, which is why they have a strong degree of history requirements, because they're historic preservation officers. To say nothing of the cost of conducting a national search the implementation and finally, ultimately, the person selected. And how many of us here have been stopped on the street and asked: don't we have anybody here in the State of Maine that can do the job? Why do we always have to go out-of-state?

I submit to you that this individual is going to do an excellent job in this particular position. Jim Henderson has very strong professorial qualifications and I think he will do a very good job. And I think that the thing here that we must remember as a Senate, is that we are here to judge an individual, not by the process that they used to get here, but by that individual himself. I think we owe it to that individual, and other individuals that are going to come before other Committees. There are 19 Joint Standing Committees and I think that it's up to us to set the standard here and not get down to a level that's going to cause us not to work together in the future. Thank you Mr. President.

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

Senator PEARSON: Mr. President, Men and women of the Senate. I don't want this debate to go along without responding to a rather small comment, a rather brief comment that was made with regards to the availability of the archives to any individual that wants to go over there and use it. I have not had occasion to use the archives very much since the time of the Indian Land Claims Settlement. At that time, I did go over and, to the best of my ability, read each and every one of the treaties that was negotiated between the Indians and the State of Maine and I couldn't have been afforded any more courtesy at that time. They were very very helpful to me and I'm sure that no one has any desire to suggest that you can't see the archives or use the archives. I'm sure that Senator Tuttle must have been referring to a day that was not normal because, I think the normal

procedure of the archives has been most courteous and most helpful.

THE PRESIDENT: The Chair recognizes the Senator from Kennebec, Senator Bustin.

Senator BUSTIN: Thank you Mr. President. Ladies and Gentlemen of the Senate: I've just picked up from my desk, and I had not looked through the pile fast enough to know that I had this but I had spoken to another member of the Legislature about his concern over this matter and told him that I would be willing to read into the record a letter to the editor that he wrote. Because of our policy on mentioning the other body, I will not mention his name, but I would like to have permission to read this letter for the record.

"To the editor: In the recent controversy over the State Archivist's position, it has struck me, as a Maine historian myself, that several dimensions have been missing from what is essentially a very shallow debate.

I speak not only as someone who has written several books on aspects of Maine history (and is in the process of writing a history of Maine) but as a member of the Secretary of State's Advisory Committee and as a State Representative who has been involved in public policy questions regarding the Archives in the past.

First, I must admit to having been astounded at the reaction of some members of the Advisory Committee to what I had regarded as an agreement over how to conduct the search and what we were looking for in a candidate.

I came to my position on this matter from the standpoint of having been embroiled in the fierce controversy before the Audit Committee some eight years ago over the role of the Archives in the management of state records. At that time, because of strong dissatisfaction with the way the management of state records was being handled, there was a concerted effort to take that function away from the Archivist and give it to the Department of Finance and Administration. I fought that move, along with others, and we were successful in keeping the function within Archives. But the experience led me to feel that any new Archivist should have a strong background in Maine state government and the handling of its records, lest future dissatisfaction lead to the same kind of fight we had before.

Quite frankly, I believe that the hue and cry over this matter is not over the lack of any nationwide search for the best qualified Archivist in the world. I believe it is a carefully orchestrated, highly political attempt to freeze the present Archivist in his position.

As an historian, it would also be interesting to go back over past columns of those newspaper editorialists who are clamoring for a nationwide search and see how many times they wrote (and the Jack Freeman episode comes immediately to mind) "We have just as good talent in Maine. Why don't we pick one of our own?"

THE PRESIDENT: The Chair would advise the Senator from Kennebec, Senator Bustin, that it is not proper to talk about action of the other Body in this Chamber. Not in reference to particular individuals and what it is they may write. So if she had wanted to mention Representative Rolde's name she could have.

The pending question before the Senate is: "Shall the recommendation of the Committee on STATE AND LOCAL GOVERNMENT be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 113th 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 continue to secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators, BERUBE, BRAWN, CAHILL, COLLINS, GILL, GOULD, LUDWIG, MAYBURY, PERKINS, RANDALL, SEWALL, WEBSTER, WHITMORE

NAYS: Senators, BALDACCI, BLACK, BRANNIGAN, BUSTIN, CLARK, DILLENBACK, DUTREMBLE, EMERSON, ESTES, GAUVREAU, KANY, KERRY, MATTHEWS, PEARSON, THERIAULT, TUTTLE, TWITCHELL, USHER, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators, ANDREWS, DOW, ERWIN

13 Senators having voted in the affirmative and 19 Senators having voted in the negative, with 3 Senators being absent, and 13 being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of James S. Henderson, as State Archivist, 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

July 29, 1987

The Honorable Charles P. Pray
President of the Senate
Senate Chamber
State House
Augusta, Maine 04333

Dear Senator Pray:

This is to inform you that I am today nominating Samuel Niblett, 3rd of Easton for appointment and Thomas B. Saviello of Orrington for reappointment to the Board of Pesticides Control. 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/JOHN R. MCKERNAN, JR.
Governor

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:

STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE 04333

July 29, 1987

The Honorable Charles P. Pray
President of the Senate
Senate Chamber
State House
Augusta, Maine 04333

Dear Senator Pray:

This is to inform you that I am today nominating Diann W. Perkins of Cornish for appointment to the 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/JOHN R. MCKERNAN, JR.
Governor

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:

STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE 04333

July 29, 1987

The Honorable Charles P. Pray
President of the Senate
Senate Chamber
State House

Augusta, Maine 04333

Dear Senator Pray:

This is to inform you that I am today nominating Ralph Townsend of Bradford for reappointment to the Maine Milk Commission.

Pursuant to Title 7, M.R.S.A. Section 2952, 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/JOHN R. MCKERNAN, JR.
Governor

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:

SENATE OF MAINE
OFFICE OF THE SECRETARY
AUGUSTA, MAINE 04333

July 29, 1987

Senator Zachary Matthews
Representative Robert J. Tardy
Chairs

Joint Standing Committee on Agriculture
113th Legislature
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Samuel Niblett, 3rd of Easton for appointment and Thomas B. Saviello of Orrington for reappointment to the Board of Pesticides Control.

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

Please be advised that Governor John R. McKernan, Jr. has nominated Diann W. Perkins of Cornish for appointment to the 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.

Please be advised that Governor John R. McKernan, Jr. has nominated Ralph Townsend of Bradford for reappointment to the Maine Milk Commission.

Pursuant to Title 7, M.R.S.A. Section 2952, 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
ONE HUNDRED AND THIRTEENTH LEGISLATURE
August 13, 1987

The Honorable Charles P. Pray
President of the Senate of Maine
State House
Augusta, Maine 04333

Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on Agriculture has had under consideration the nomination of Samuel Niblett, III of Easton, for appointment to the Board of Pesticides Control.

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 2
Representatives 6

NAYS: 0

ABSENT: 5 Sen. Matthews of Winslow, Rep. Mahany of Easton, Rep. Parent of Benton, Rep. Bragg of Sidney, Rep. Pines of Limestone

Eight 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 Samuel Niblett, III of Easton, for appointment to the Board of Pesticides Control be confirmed.

Sincerely,
S/Zachary Matthews
Senate Chair
S/Robert Tardy
House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on AGRICULTURE has recommended the nomination of Samuel Niblett, III of Easton 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 113th 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: Senators, BUSTIN, THE PRESIDENT - CHARLES P. PRAY

NAYS: Senators, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, CAHILL, CLARK, COLLINS, DILLENBACK, DUTREMBLE, EMERSON, ESTES, GAUVREAU, GILL, GOULD, KANY, KERRY, LUDWIG, MATTHEWS, MAYBURY, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, TWITCHELL, USHER, WEBSTER, WHITMORE

ABSENT: Senators, ANDREWS, DOW, ERWIN

2 Senators having voted in the affirmative and 30 Senators having voted in the negative, with 3 Senators being absent, and 2 being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of Samuel Niblett, III, for appointment to the Board of Pesticides Control was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:
 COMMITTEE ON AGRICULTURE
 ONE HUNDRED AND THIRTEENTH LEGISLATURE
 August 13, 1987

The Honorable Charles P. Pray
 President of the Senate of Maine
 State House
 Augusta, Maine 04333
 Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on Agriculture has had under consideration the nomination of Thomas B Saviello of Orrington, for appointment to the Board of Pesticides Control.

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 2
 Representatives 6

NAYS: 0

ABSENT: 5 Sen. Matthews of Winslow, Rep.
 Mahany of Easton, Rep. Parent of
 Benton, Rep. Bragg of Sidney, Rep.
 Pines of Limestone

Eight 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 Saviello of Orrington, for appointment to the Board of Pesticides Control be confirmed.

Sincerely,
 S/Zachary Matthews
 Senate Chair
 S/Robert J. Tardy
 House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on AGRICULTURE has recommended the nomination of Thomas B. Saviello of Orrington 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 113th 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: Senator BUSTIN
 NAYS: Senators, BALDACCI, BERUBE, BLACK,
 BRANNIGAN, BRAWN, CAHILL, CLARK,
 COLLINS, DILLENBACK, DUTREMBLE,
 EMERSON, ESTES, GAUVREAU, GILL,
 GOULD, KANY, KERRY, LUDWIG, MATTHEWS,
 MAYBURY, PEARSON, PERKINS, RANDALL,
 SEWALL, THERIAULT, TUTTLE, TWITCHELL,
 USHER, WEBSTER, WHITMORE, THE
 PRESIDENT - CHARLES P. PRAY

ABSENT: Senators, ANDREWS, DOW, ERWIN
 1 Senator having voted in the affirmative and 31
 Senators having voted in the negative, with 3
 Senators being absent, and 1 being less than
 two-thirds of the Membership present, it was the vote

of the Senate that the Committee's recommendation be ACCEPTED and the nomination of Thomas B. Saviello, for appointment to the Board of Pesticides Control was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:
 COMMITTEE ON AGRICULTURE
 ONE HUNDRED AND THIRTEENTH LEGISLATURE
 August 13, 1987

The Honorable Charles P. Pray
 President of the Senate of Maine
 State House
 Augusta, Maine 04333
 Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on Agriculture has had under consideration the nomination of Diann W. Perkins of Cornish, for appointment to the 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 2
 Representatives 6

NAYS: 0

ABSENT: 5 Sen. Matthews of Winslow, Rep.
 Mahany of Easton, Rep. Parent of
 Benton, Rep. Bragg of Sidney, Rep.
 Pines of Limestone

Eight 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 Diann Perkins of Cornish, for appointment to the Harness Racing Commission be confirmed.

Sincerely,
 S/Zachary Matthews
 Senate Chair
 S/Robert J. Tardy
 House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on AGRICULTURE has recommended the nomination of Diann W. Perkins of Cornish 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 113th 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: Senator BUSTIN
 NAYS: Senators, BALDACCI, BERUBE, BLACK,
 BRANNIGAN, BRAWN, CAHILL, CLARK,
 COLLINS, DILLENBACK, DUTREMBLE,
 EMERSON, ESTES, GAUVREAU, GILL,
 GOULD, KANY, KERRY, LUDWIG,
 MATTHEWS, MAYBURY, PEARSON, PERKINS,
 RANDALL, SEWALL, THERIAULT, TUTTLE,
 TWITCHELL, USHER, WEBSTER, WHITMORE,
 THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators, ANDREWS, CLARK, ERWIN

1 Senator having voted in the affirmative and 31 Senators having voted in the negative, with 3 Senators being absent, and 1 being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of Diann W. Perkins, for appointment to the Harness Racing Commission, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:
COMMITTEE ON AGRICULTURE
ONE HUNDRED AND THIRTEENTH LEGISLATURE
August 13, 1987

The Honorable Charles P. Pray
President of the Senate of Maine
State House
Augusta, Maine 04333
Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on Agriculture has had under consideration the nomination of Ralph Townsend of Bradford, for appointment to the Maine Milk 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 1
Representatives 3

NAYS: 7

ABSENT: 2 Rep. Pines of Limestone and Rep. Mahany of Easton

Four members of the Committee having voted in the affirmative and seven in the negative, it was the vote of the Committee that the nomination of Ralph Townsend of Bradford, for appointment to the Maine Milk Commission not be confirmed.

Sincerely,
S/Zachary Matthews
Senate Chair
S/Robert J. Tardy
House Chair

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:
STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE 04333
August 20, 1987

Honorable Charles P. Pray
President of the Senate
Senate Chambers
State House
Augusta, Maine 04333
Dear Mr. President,

This is to inform you that I am withdrawing my nomination of Ralph Townsend of Bradford for reappointment as a member of the Maine Milk Commission.

Pursuant to Title 7, MRSA Section 2952, this nomination is currently pending Senate confirmation.

Thank you for your assistance in this matter.

Sincerely,
S/John R. McKernan, Jr.
Governor

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:
SENATE OF MAINE
OFFICE OF THE SECRETARY
AUGUSTA, MAINE 04333
August 20, 1987

Senator Zachary Matthews
Representative Robert J. Tardy
Chairs
Joint Standing Committee on Agriculture
113th Legislature
Augusta, Maine 04333
Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has withdrawn his nomination of Ralph Townsend of Bradford for reappointment as a member of the Maine Milk Commission.

Pursuant to Title 7, MRSA Section 2952, this nomination is currently pending Senate confirmation.

Sincerely,
S/Joy J. O'Brien
Secretary of the Senate

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:
STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE 04333
August 5, 1987

The Honorable Charles P. Pray
President of the Senate
Senate Chamber
State House
Augusta, Maine 04333
Dear Senator Pray:

This is to inform you that I am today nominating William N. Lund of Falmouth for appointment as the Superintendent of the Bureau of Consumer Credit Protection.

Pursuant to Title 9-A, M.R.S.A. Section 6-103, this nomination will require review by the Joint Standing Committee on Banking and Insurance and confirmation by the Senate.

Thank you for your assistance in this matter.

Sincerely,
S/JOHN R. MCKERNAN, JR.
Governor

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:
SENATE OF MAINE
OFFICE OF THE SECRETARY
AUGUSTA, MAINE 04333
August 6, 1987

Senator Raynold Theriault
Representative Charlene B. Ryde11
Chairpersons
Joint Standing Committee on Banking and Insurance
113th Legislature
Augusta, Maine 04333
Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated William N. Lund of Falmouth for appointment as the Superintendent of the of Consumer Credit Protection.

Pursuant to Title 9-A, M.R.S.A. Section 6-103, this nomination will require review by the Joint Standing Committee on Banking and Insurance 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 BANKING AND INSURANCE
ONE HUNDRED AND THIRTEENTH LEGISLATURE
August 18, 1987

The Honorable Charles P. Pray
President of the Senate of Maine
State House
Augusta, Maine 04333
Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on Banking and Insurance has had under consideration the nomination of William N. Lund of Falmouth, for appointment to the Bureau of Consumer Credit Protection.

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. Bott of Orono and Rep. Webster of Cape Elizabeth

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 N. Lund of Falmouth, for appointment to the Bureau of Consumer Credit Protection be confirmed.

Sincerely,
S/Raynold Theriault
Senate Chair
S/Charlene B. Rydell
House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on BANKING AND INSURANCE has recommended the nomination of William N. Lund of Falmouth be confirmed.

The pending question before the Senate is: "Shall the recommendation of the Committee on BANKING AND INSURANCE be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 113th 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: Senators, None
NAYS: Senators, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CLARK, COLLINS, DILLENBACK, DUTREMBLE, EMERSON, GAUVREAU, GILL, GOULD, KANY, KERRY, LUDWIG, MATTHEWS, MAYBURY, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, TWITCHELL, USHER, WEBSTER, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators, ANDREWS, DOW, ERWIN, ESTES
No Senators having voted in the affirmative and 31 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 and the nomination of William N. Lund, for

appointment to the Bureau of Consumer Credit Protection, 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
July 29, 1987

The Honorable Charles P. Pray
President of the Senate
Senate Chamber
State House
Augusta, Maine 04333
Dear Senator Pray:

This is to inform you that I am today nominating Arthur A. Dexter of Newcastle for appointment to the Maine Real Estate Commission. Pursuant to Title 32, M.R.S.A. Section 4051-A, this nomination will require review by the Joint Standing Committee on Business Legislation and confirmation by the Senate.

Thank you for your assistance in this matter.

Sincerely,
S/JOHN R. MCKERNAN, JR.
Governor

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:
SENATE OF MAINE
OFFICE OF THE SECRETARY
AUGUSTA, MAINE 04333
July 29, 1987

Senator John E. Baldacci
Representative Carol M. Allen
Chairs
Joint Standing Committee on Business Legislation
113th Legislature
Augusta, Maine 04333
Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Arthur A. Dexter of Newcastle for appointment to the Maine Real Estate Commission.

Pursuant to Title 32, M.R.S.A. Section 4051-A, this nomination will require review by the Joint Standing Committee on Business Legislation 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 BUSINESS LEGISLATION
ONE HUNDRED AND THIRTEENTH LEGISLATURE
August 19, 1987

The Honorable Charles P. Pray
President of the Senate of Maine
State House
Augusta, Maine 04333
Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on Business Legislation has had under consideration the nomination of Arthur A. Dexter of Newcastle, for appointment to the Maine Real Estate 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 2
Representatives 9
NAYS: 0
ABSENT: 2 Sen. Whitmore of Androscoggin
and Rep. Hillock of Gorham.

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 Arthur A. Dexter, for appointment to the Maine Real Estate Commission be confirmed.

Sincerely,
S/John E. Baldacci
Senate Chair
S/Carol Allen
House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on BUSINESS LEGISLATION has recommended the nomination of Arthur A. Dexter of Newcastle be confirmed.

The pending question before the Senate is: "Shall the recommendation of the Committee on BUSINESS LEGISLATION be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 113th 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: Senator BUSTIN
NAYS: Senators, BALDACCI, BERUBE, BLACK,
BRANNIGAN, BRAWN, CAHILL, CLARK,
COLLINS, DILLENBACK, DUTREMBLE,
EMERSON, ESTES, GAUVREAU, GILL,
GOULD, KANY, KERRY, LUDWIG, MATTHEWS,
MAYBURY, PEARSON, PERKINS, RANDALL,
SEWALL, THERIAULT, TUTTLE, TWITCHELL,
USHER, WEBSTER, WHITMORE, THE
PRESIDENT
- CHARLES P. PRAY

ABSENT: Senators, ANDREWS, DOW, ERWIN

1 Senator having voted in the affirmative and 31 Senators having voted in the negative, with 3 Senators being absent, and 1 being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of Arthur A. Dexter, for appointment to the Maine Real Estate Commission, 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
July 29, 1987

The Honorable Charles P. Pray
President of the Senate
Senate Chamber
State House
Augusta, Maine 04333

Dear Senator Pray:
This is to inform you that I am today nominating Jerry D. Hix of Lewiston and Carl W. Smith, Sr. of Mars Hill for appointment and Geneva A. Kirk of Lewiston for reappointment to the Board of Trustees, Maine Vocational Technical Institutes.

Pursuant to Title 20-A, M.R.S.A. Section 12705, 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/JOHN R. MCKERNAN, JR.
Governor

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:
STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE 04333
July 29, 1987

The Honorable Charles P. Pray
President of the Senate
Senate Chamber
State House
Augusta, Maine 04333
Dear Senator Pray:

This is to inform you that I am today nominating Jane Amero of Cape Elizabeth, Della K. Shaw of Limestone and Marjorie Medd of Paris for appointments to the State Board of Education.

Pursuant to Title 20, M.R.S.A. Section 51, 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/JOHN R. MCKERNAN, JR.
Governor

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:
SENATE OF MAINE
OFFICE OF THE SECRETARY
AUGUSTA, MAINE 04333
July 29, 1987

Senator Stephen C. Estes
Representative Stephen M. Bost
Chairs
Joint Standing Committee on Education
113th Legislature
Augusta, Maine 04333
Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Jerry D. Hix of Lewiston and Carl W. Smith, Sr. of Mars Hill for appointment and Geneva A. Kirk of Lewiston for reappointment to the Board of Trustees, Maine Vocational Technical Institutes.

Pursuant to Title 20-A, M.R.S.A. Section 12705, these nominations will require review by the Joint Standing Committee on Education and confirmation by the Senate.

Please be advised that Governor John R. McKernan, Jr. has nominated Jane Amero of Cape Elizabeth, Della K. Shaw of Limestone and Marjorie Medd of Paris for appointments to the State Board of Education.

Pursuant to Title 20, M.R.S.A. Section 51, these nominations 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.

The Following Communication:
COMMITTEE ON EDUCATION
ONE HUNDRED AND THIRTEENTH LEGISLATURE
August 14, 1987

The Honorable Charles P. Pray

President of the Senate of Maine
State House
Augusta, Maine 04333

Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on Education has had under consideration the nomination of Jerry D. Hix of Lewiston, for appointment to the Board of Trustees, Maine Vocational Technical Institutes.

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 2
Representatives 9

NAYS: 0

ABSENT: 2 Sen. Randall of Washington, Rep.
Small of Bath

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 Jerry D. Hix of Lewiston, for appointment to the Board of Trustees, Maine Vocational Technical Institutes be confirmed.

Sincerely,
S/Stephen C. Estes
Senate Chair
S/Stephen M. Bost
House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on EDUCATION has recommended the nomination of Jerry D. Hix of Lewiston 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 113th 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: Senator BUSTIN

NAYS: Senators, BALDACCI, BERUBE, BLACK,
BRANNIGAN, BRAWN, CAHILL, CLARK,
COLLINS, DILLENBACK, DUTREMBLE,
EMERSON, ESTES, GAUVREAU, GILL,
GOULD, KANY, KERRY, LUDWIG, MATTHEWS,
MAYBURY, PEARSON, PERKINS, RANDALL,
SEWALL, THERIAULT, TUTTLE, TWITCHELL,
USHER, WEBSTER, WHITMORE, THE
PRESIDENT - CHARLES P. PRAY

ABSENT: Senators, ANDREWS, DOW, ERWIN

1 Senator having voted in the affirmative and 31 Senators having voted in the negative, with 3 Senators being absent, and 1 being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of Jerry D. Hix, for appointment to the Board of Trustees, Maine Vocational Technical Institutes, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:

COMMITTEE ON EDUCATION
ONE HUNDRED AND THIRTEENTH LEGISLATURE

August 14, 1987

The Honorable Charles P. Pray
President of the Senate of Maine
State House
Augusta, Maine 04333

Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on Education has had under consideration the nomination of Carl W. Smith, Sr. of Mars Hill, for appointment to the Board of Trustees, Maine Vocational Technical Institutes.

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 2
Representatives 9

NAYS: 0

ABSENT: 2 Sen. Randall of Washington, Rep.
Small of Bath

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 Carl W. Smith, Sr. of Mars Hill, for appointment to the Board of Trustees, Maine Vocational Technical Institutes be confirmed.

Sincerely,
S/Stephen C. Estes
Senate Chair
S/Stephen M. Bost
House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on EDUCATION has recommended the nomination of Carl W. Smith, Sr. of Mars Hill 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 113th 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: Senators, NONE

NAYS: Senators, BALDACCI, BERUBE, BLACK,
BRANNIGAN, BRAWN, BUSTIN, CAHILL,
CLARK, COLLINS, DILLENBACK,
DUTREMBLE, EMERSON, ESTES, GAUVREAU,
GILL, GOULD, KANY, KERRY, LUDWIG,
MATTHEWS, MAYBURY, PEARSON, PERKINS,
RANDALL, SEWALL, THERIAULT, TUTTLE,
TWITCHELL, USHER, WEBSTER, WHITMORE,
THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators, ANDREWS, DOW, ERWIN

No Senators having voted in the affirmative and 32 Senators having voted in the negative, with 3 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 and the nomination of Carl W. Smith, Sr., for appointment to the Board of Trustees, Maine Vocational Technical Institutes, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:
 COMMITTEE ON EDUCATION
 ONE HUNDRED AND THIRTEENTH LEGISLATURE

August 14, 1987

The Honorable Charles P. Pray
 President of the Senate of Maine
 State House
 Augusta, Maine 04333
 Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on Education has had under consideration the nomination of Geneva A. Kirk of Lewiston, for appointment to the Board of Trustees, Maine Vocational Technical Institutes.

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 2
 Representatives 9
 NAYS: 0
 ABSENT: 2 Sen. Randall of Washington, Rep.
 Small of Bath

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 Geneva A. Kirk of Lewiston, for appointment to the Board of Trustees, Maine Vocational Technical Institutes be confirmed.

Sincerely,
 S/Stephen C. Estes
 Senate Chair
 S/Stephen M. Bost
 House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on EDUCATION has recommended the nomination of Geneva A. Kirk of Lewiston 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 113th 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: Senators, None
 NAYS: Senators, BALDACCI, BERUBE, BLACK,
 BRANNIGAN, BRAWN, BUSTIN, CAHILL,
 CLARK, COLLINS, DILLENBACK,
 DUTREMBLE,
 EMERSON, ESTES, GAUVREAU, GILL,
 GOULD,
 KANY, KERRY, LUDWIG, MATTHEWS,
 MAYBURY, PEARSON, PERKINS, RANDALL,
 SEWALL, THERIAULT, TUTTLE, TWITCHELL,
 USHER, WEBSTER, WHITMORE, THE
 PRESIDENT - CHARLES P. PRAY

ABSENT: Senators, ANDREWS, DOW, ERWIN

No Senators having voted in the affirmative and 32 Senators having voted in the negative, with 3 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 and the nomination of Geneva A. Kirk, for appointment to the Board of Trustees, Maine Vocational Technical Institutes, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:
 COMMITTEE ON EDUCATION
 ONE HUNDRED AND THIRTEENTH LEGISLATURE
 August 14, 1987

The Honorable Charles P. Pray
 President of the Senate of Maine
 State House
 Augusta, Maine 04333
 Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on Education has had under consideration the nomination of Jane Amero of Cape Elizabeth, for appointment to the State Board of Education.

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 10
 NAYS: 0
 ABSENT: 0

Thirteen 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 Jane Amero of Cape Elizabeth, for appointment to the State Board of Education be confirmed.

Sincerely,
 S/Stephen C. Estes
 Senate Chair
 S/Stephen M. Bost
 House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on EDUCATION has recommended the nomination of Jane Amero of Cape Elizabeth 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 113th 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: Senator, BUSTIN
 NAYS: Senators, BALDACCI, BERUBE, BLACK,
 BRANNIGAN, BRAWN, CAHILL, CLARK,
 COLLINS, DILLENBACK, DUTREMBLE,
 EMERSON, ESTES, GAUVREAU, GILL,
 GOULD, KANY, KERRY, LUDWIG,
 MATTHEWS, MAYBURY, PEARSON,
 PERKINS,
 RANDALL, SEWALL, THERIAULT, TUTTLE,
 TWITCHELL, USHER, WEBSTER,
 WHITMORE,
 THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators, ANDREWS, DOW, ERWIN

1 Senator having voted in the affirmative and 31 Senators having voted in the negative, with 3

Senators being absent, and 1 being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of Jane Amero, for appointment to the State Board of Education, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:
 COMMITTEE ON EDUCATION
 ONE HUNDRED AND THIRTEENTH LEGISLATURE
 August 14, 1987

The Honorable Charles P. Pray
 President of the Senate of Maine
 State House
 Augusta, Maine 04333
 Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on Education has had under consideration the nomination of Della K. Shaw of Limestone, for appointment to the State Board of Education.

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 2
 Representatives 6
 NAYS: 5
 ABSENT: 0

Eight members of the Committee having voted in the affirmative and five in the negative, it was the vote of the Committee that the nomination of Della K. Shaw of Limestone, for appointment to the State Board of Education be confirmed.

Sincerely,
 S/Stephen C. Estes
 Senate Chair
 S/Stephen M. Bost
 House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on EDUCATION has recommended the nomination of Della K. Shaw of Limestone 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 113th 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: Senators, BUSTIN, CLARK, ESTES, MATTHEWS, MAYBURY, TWITCHELL, THE PRESIDENT - CHARLES P. PRAY
 NAYS: Senators, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, CAHILL, COLLINS, DILLENBACK, DUTREMBLE, EMERSON, GAUVREAU, GILL, GOULD, KANY, KERRY, LUDWIG, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, USHER, WEBSTER, WHITMORE
 ABSENT: Senators, ANDREWS, DOW, ERWIN

President PRAY of Penobscot requested and received leave of the Senate to change his vote from NAY to YEA.

7 Senators having voted in the affirmative and 25 Senators having voted in the negative, with 3 Senators being absent, and 7 being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of Della K. Shaw, for appointment to the State Board of Education, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:
 COMMITTEE ON EDUCATION
 ONE HUNDRED AND THIRTEENTH LEGISLATURE
 August 14, 1987

The Honorable Charles P. Pray
 President of the Senate of Maine
 State House
 Augusta, Maine 04333
 Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on Education has had under consideration the nomination of Marjorie Medd of Paris, for appointment to the State Board of Education.

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 2
 Representatives 5
 NAYS: 6
 ABSENT: 0

Seven members of the Committee having voted in the affirmative and six in the negative, it was the vote of the Committee that the nomination of Marjorie Medd of Paris, for appointment to the State Board of Education be confirmed.

Sincerely,
 S/Stephen C. Estes
 Senate Chair
 S/Stephen M. Bost
 House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on EDUCATION has recommended the nomination of Marjorie Medd of Paris 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 113th 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: Senators, BUSTIN, CLARK, ESTES, MATTHEWS, MAYBURY, THE PRESIDENT - CHARLES P. PRAY
 NAYS: Senators, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, CAHILL, COLLINS, DILLENBACK, DUTREMBLE, EMERSON, GAUVREAU, GILL, GOULD, KANY, KERRY, LUDWIG, PEARSON, PERKINS, RANDALL,

SEWALL, THERIAULT, TUTTLE, TWITCHELL,
USHER, WEBSTER, WHITMORE

ABSENT: Senators ANDREWS, DOW, ERWIN
6 Senators having voted in the affirmative and 26
Senators having voted in the negative, with 3
Senators being absent, and 6 being less than
two-thirds of the Membership present, it was the vote
of the Senate that the Committee's recommendation be
ACCEPTED and the nomination of Marjorie Medd, for
appointment to the State Board of Education 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
August 5, 1987

The Honorable Charles P. Pray
President of the Senate
Senate Chamber
State House
Augusta, Maine 04333

Dear Senator Pray:
This is to inform you that I am today nominating
William C. Bullock, Jr. of Orrington for appointment
to the Board of Trustees, Maine Maritime Academy.
Pursuant to P.L. 1975, Chapter 771, Section 428, 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/JOHN R. MCKERNAN, JR.
Governor

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:
SENATE OF MAINE
OFFICE OF THE SECRETARY
AUGUSTA, MAINE 04333
August 5, 1987

Senator Stephen C. Estes
Representative Stephen M. Bost
Chairs
Joint Standing Committee on Education
113th Legislature
Augusta, Maine 04333
Dear Chairs:

Please be advised that Governor John R. McKernan,
Jr. has nominated William C. Bullock, Jr. of
Orrington for appointment to the Board of Trustees,
Maine Maritime Academy.

Pursuant to P.L. 1975, Chapter 771, Section 428,
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.

The Following Communication:
COMMITTEE ON EDUCATION
ONE HUNDRED AND THIRTEENTH LEGISLATURE
August 18, 1987

The Honorable Charles P. Pray
President of the Senate of Maine
State House
Augusta, Maine 04333
Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section
151, and with Joint Rule 38 of the 113th Maine
Legislature, the Joint Standing Committee on
Education has had under consideration the nomination
of William C. Bullock, Jr. of Orrington, for
appointment to the Board of Trustees, Maine Maritime
Academy.

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 2
Representatives 8

NAYS: 0

ABSENT: 3 Sen. Randall of Washington, Rep.
Paradis of Frenchville, Rep.
Matthews of Caribou

Ten 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 C.
Bullock, Jr. of Orrington, for appointment to the
Board of Trustees, Maine Maritime Academy be
confirmed.

Sincerely,
S/Stephen C. Estes
Senate Chair
S/Stephen M. Bost
House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on
EDUCATION has recommended the nomination of William
C. Bullock of Orrington 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 113th 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: Senators, None
NAYS: Senators, BALDACCI, BERUBE, BLACK,
BRANNIGAN, BRAWN, BUSTIN, CAHILL,
CLARK, COLLINS, DILLENBACK,
DUTREMBLE, EMERSON, ESTES, GAUVREAU,
GILL, GOULD, KANY, KERRY, LUDWIG,
MATTHEWS, MAYBURY, PEARSON, PERKINS,
RANDALL, SEWALL, THERIAULT, TUTTLE,
TWITCHELL, USHER, WEBSTER, WHITMORE,
THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators, ANDREWS, DOW, ERWIN
No Senators having voted in the affirmative and
32 Senators having voted in the negative, with 3
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 and the nomination of William C. Bullock,
for appointment to the Board of Trustees, Maine
Maritime Academy, 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

July 29, 1987

The Honorable Charles P. Pray
President of the Senate
Senate Chamber
State House
Augusta, Maine 04333

Dear Senator Pray:

This is to inform you that I am today nominating Jean E. Gilpatrick of Portland for appointment and Edward S. Rendall of Blue Hill for reappointment to the Board of Environmental Protection. Pursuant to Title 38, M.R.S.A. Section 361, this nomination will require review by the Joint Standing Committee on Energy and Natural Resources and confirmation by the Senate.

Thank you for your assistance in this matter.

Sincerely,
S/JOHN R. MCKERNAN, JR.
Governor

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:

SENATE OF MAINE
OFFICE OF THE SECRETARY
AUGUSTA, MAINE 04333

July 29, 1987

Senator Ronald E. Usher
Representative Michael H. Michaud
Chairs
Joint Standing Committee on Energy and Natural Resources
113th Legislature
Augusta, Maine 04333
Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Jean E. Gilpatrick of Portland for appointment and Edward S. Rendall of Blue Hill for reappointment to the Board of Environmental Protection.

Pursuant to Title 38, M.R.S.A. Section 361, these nominations will require review by the Joint Standing Committee on Energy and Natural Resources 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 ENERGY AND NATURAL RESOURCES
ONE HUNDRED AND THIRTEENTH LEGISLATURE
August 18, 1987

The Honorable Charles P. Pray
President of the Senate of Maine
State House
Augusta, Maine 04333
Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on Energy and Natural Resources has had under consideration the nomination of Jean E. Gilpatrick of Portland, for appointment to the Board of Environmental Protection.

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 4
NAYS: 6
ABSENT: 0

Seven members of the Committee having voted in the affirmative and six in the negative, it was the vote of the Committee that the nomination of Jean E. Gilpatrick of Portland, for appointment to the Board of Environmental Protection be confirmed.

Sincerely,
S/Ronald E. Usher
Senate Chair
S/Michael H. Michaud
House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on ENERGY AND NATURAL RESOURCES has recommended the nomination of Jean E. Gilpatrick of Portland be confirmed.

The pending question before the Senate is: "Shall the recommendation of the Committee on ENERGY AND NATURAL RESOURCES be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 113th 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: Senators, BUSTIN, CLARK, GAUVREAU, KANY, MATTHEWS, MAYBURY, PEARSON, THE PRESIDENT - CHARLES P. PRAY

NAYS: Senators, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, CAHILL, COLLINS, DILLENBACK, DUTREMBLE, EMERSON, ESTES, GILL, GOULD, KERRY, LUDWIG, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, TWITCHELL, USHER, WEBSTER, WHITMORE

ABSENT: Senators, ANDREWS, DOW, ERWIN

8 Senators having voted in the affirmative and 24 Senators having voted in the negative, with 3 Senators being absent, and 8 being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of Jean E. Gilpatrick, for appointment to the Board of Environmental Protection, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:

COMMITTEE ON ENERGY AND NATURAL RESOURCES
ONE HUNDRED AND THIRTEENTH LEGISLATURE
August 18, 1987

The Honorable Charles P. Pray
President of the Senate of Maine
State House
Augusta, Maine 04333
Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on Energy and Natural Resources has had under consideration the nomination of Edward S. Rendall of Blue Hill, for reappointment to the Board of Environmental Protection.

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 2
Representatives 9

NAYS: 0
ABSENT: 2 Sen. Tuttle of York, Rep. Jacques of Waterville

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 Edward S. Rendall of Blue Hill, for reappointment to the Board of Environmental Protection be confirmed.

Sincerely,
S/Ronald E. Usher
Senate Chair
S/Michael H. Michaud
House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on ENERGY AND NATURAL RESOURCES has recommended the nomination of Edward S. Rendall of Blue Hill be confirmed.

The pending question before the Senate is: "Shall the recommendation of the Committee on ENERGY AND NATURAL RESOURCES be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 113th 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: Senators, BUSTIN, WEBSTER
NAYS: Senators, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, CAHILL, CLARK, COLLINS, DILLENBACK, DUTREMBLE, EMERSON, ESTES, GAUVREAU, GILL, GOULD, KANY, KERRY, LUDWIG, MATTHEWS, MAYBURY, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, TWITCHELL, USHER, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators, ANDREWS, DOW, ERWIN
2 Senators having voted in the affirmative and 30 Senators having voted in the negative, with 3 Senators being absent, and 2 being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of Edward S. Rendall, for reappointment to the Board of Environmental Protection, 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
July 30, 1987

The Honorable Charles P. Pray
President of the Senate
Senate Chamber
State House
Augusta, Maine 04333
Dear Senator Pray:
This is to inform you that I am today nominating Meredith H. Murray of New Gloucester, Dr. Thomas E. Eastler of Farmington, Edward S. Boulos of Portland and Peter DeAngelis of Orrington for appointment to the Maine Low-Level Radioactive Waste Authority. Pursuant to Title 38, M.R.S.A. Section 1511, this nomination will require review by the Joint Standing

Committee on Energy and Natural Resources and confirmation by the Senate.

Thank you for your assistance in this matter.

Sincerely,
S/JOHN R. MCKERNAN, JR.
Governor

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:
SENATE OF MAINE
OFFICE OF THE SECRETARY
AUGUSTA, MAINE 04333
July 31, 1987

Senator Ronald E. Usher
Representative Michael H. Michaud
Chairs
Committee on Energy and Natural Resources
113th Legislature
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Meredith H. Murray of New Gloucester, Dr. Thomas E. Eastler of Farmington, Edward S. Boulos of Portland and Peter DeAngelis of Orrington for appointment to the Maine Low-Level Radioactive Waste Authority.

Pursuant to Title 38, M.R.S.A. Section 1511, this nomination will require review by the Joint Standing Committee on Energy and Natural Resources 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 ENERGY AND NATURAL RESOURCES
ONE HUNDRED AND THIRTEENTH LEGISLATURE
August 18, 1987

The Honorable Charles P. Pray
President of the Senate of Maine
State House
Augusta, Maine 04333

Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on Energy and Natural Resources has had under consideration the nomination of Meredith H. Murray of New Gloucester for appointment to the Maine Low-Level Radioactive Waste Authority.

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. Coles of Harpswell, Rep. Lord of Waterboro

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 Meredith H. Murray of New Gloucester, for appointment to the Maine Low-Level Radioactive Waste Authority be confirmed.

Sincerely,
S/Ronald E. Usher
Senate Chair
S/Michael H. Michaud

House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on ENERGY AND NATURAL RESOURCES has recommended the nomination of Meredith H. Murray of New Gloucester be confirmed.

The pending question before the Senate is: "Shall the recommendation of the Committee on ENERGY AND NATURAL RESOURCES be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 113th 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: Senator BUSTIN
NAYS: Senators, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, CAHILL, CLARK, COLLINS, DILLENBACK, DUTREMBLE, EMERSON, GAUVREAU, GILL, GOULD, KANY, KERRY, LUDWIG, MATTHEWS, MAYBURY, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, TWITCHELL, USHER, WEBSTER, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators, ANDREWS, DOW, ERWIN, ESTES
1 Senator having voted in the affirmative and 30 Senators having voted in the negative, with 4 Senators being absent, and 1 being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of Meredith H. Murray, for appointment to the Maine Low-Level Radioactive Waste Authority, 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
August 12, 1987

The Honorable Charles P. Pray
President of the Senate
Senate Chamber
State House
Augusta, Maine 04333

Dear Senator Pray:
This is to inform you that I am withdrawing my nomination of Dr. Thomas E. Eastler of Farmington for appointment as a member of the Maine Low-Level Radioactive Waste Authority. We will be reposting him at a later date.
Pursuant to Title 38, M.R.S.A. Section 1511, this nomination is currently pending before the Joint Standing Committee on Energy and Natural Resources. Thank you for your assistance in this matter.

Sincerely,
S/JOHN R. MCKERNAN, JR.
Governor

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:
SENATE OF MAINE
OFFICE OF THE SECRETARY
AUGUSTA, MAINE 04333
August 12, 1987

Senator Ronald E. Usher
Representative Michael H. Michaud
Chairs
Committee on Energy and Natural Resources
113th Legislature
Augusta, Maine 04333

Dear Chairs:
Please be advised that Governor John R. McKernan, Jr. has withdrawn his nomination of Dr. Thomas E. Eastler of Farmington for appointment as a member of the Maine Low-Level Radioactive Waste Authority. He will be reposting him at a later date.

Pursuant to Title 38, M.R.S.A. Section 1511, this nomination is currently pending before the Joint Standing Committee on Energy and Natural Resources.

Sincerely,
S/Joy J. O'Brien
Secretary of the Senate

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:
COMMITTEE ON ENERGY AND NATURAL RESOURCES
ONE HUNDRED AND THIRTEENTH LEGISLATURE
August 18, 1987

The Honorable Charles P. Pray
President of the Senate of Maine
State House
Augusta, Maine 04333
Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on Energy and Natural Resources has had under consideration the nomination of Edward S. Boulos of Portland, for appointment to the Maine Low-Level Radioactive Waste Authority.

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. Coles of Harpswell, Rep. Lord of Waterboro

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 Edward S. Boulos of Portland, for appointment to the Maine Low-Level Radioactive Waste Authority be confirmed.

Sincerely,
S/Ronald E. Usher
Senate Chair
S/Michael H. Michaud
House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on ENERGY AND NATURAL RESOURCES has recommended the nomination of Edward S. Boulos of Portland be confirmed.

The pending question before the Senate is: "Shall the recommendation of the Committee on ENERGY AND NATURAL RESOURCES be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 113th 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: Senator BUSTIN
 NAYS: Senators, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, CAHILL, CLARK, COLLINS, DILLENBACK, DUTREMBLE, EMERSON, ESTES, GAUVREAU, GILL, GOULD, KANY, KERRY, LUDWIG, MAYBURY, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, TWITCHELL, USHER, WEBSTER, WHITMORE, THE PRESIDENT - CHARLES P. PRAY
 ABSENT: Senators, ANDREWS, DOW, ERWIN, MATTHEWS

1 Senator having voted in the affirmative and 30 Senators having voted in the negative, with 4 Senators being absent, and 1 being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of Edward S. Boulos, for appointment to the Maine Low-Level Radioactive Waste Authority, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:
 COMMITTEE ON ENERGY AND NATURAL RESOURCES
 ONE HUNDRED AND THIRTEENTH LEGISLATURE
 August 18, 1987

The Honorable Charles P. Pray
 President of the Senate of Maine
 State House
 Augusta, Maine 04333
 Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on Energy and Natural Resources has had under consideration the nomination of Peter DeAngelis of Orrington, for appointment to the Maine Low-Level Radioactive Waste Authority.

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. Coles of Harpswell, Rep. Lord of Waterboro

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 Peter DeAngelis, for appointment to the Maine Low-Level Radioactive Waste Authority be confirmed.

Sincerely,
 S/Ronald E. Usher
 Senate Chair
 S/Michael H. Michaud
 House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on ENERGY AND NATURAL RESOURCES has recommended the nomination of Peter DeAngelis of Orrington be confirmed.

The pending question before the Senate is:
 "Shall the recommendation of the Committee on ENERGY AND NATURAL RESOURCES be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 113th 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: Senator BUSTIN
 NAYS: Senators, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, CAHILL, CLARK, COLLINS, DILLENBACK, DUTREMBLE, EMERSON, ESTES, GAUVREAU, GILL, GOULD, KANY, KERRY, LUDWIG, MAYBURY, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, TWITCHELL, USHER, WEBSTER, WHITMORE, THE PRESIDENT - CHARLES P. PRAY
 ABSENT: Senators, ANDREWS, DOW, ERWIN, MATTHEWS

1 Senator having voted in the affirmative and 30 Senators having voted in the negative, with 4 Senators being absent, and 1 being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of Peter DeAngelis, for appointment to the Maine Low-Level Radioactive Waste Authority, 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
 August 3, 1987

The Honorable Charles P. Pray
 President of the Senate
 Senate Chamber
 State House
 Augusta, Maine 04333
 Dear Senator Pray:

This is to inform you that I am today nominating Paris J. Snow of Caribou for appointment to the Land Use Regulation Commission. Pursuant to Title 12, M.R.S.A. Section 683, this nomination will require review by the Joint Standing Committee on Energy and Natural Resources and confirmation by the Senate.

Thank you for your assistance in this matter.
 Sincerely,
 S/JOHN R. MCKERNAN, JR.
 Governor

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:
 SENATE OF MAINE
 OFFICE OF THE SECRETARY
 AUGUSTA, MAINE 04333
 August 3, 1987

Senator Ronald E. Usher
 Representative Michael H. Michaud
 Chairs
 Committee on Energy and Natural Resources
 113th Legislature
 Augusta, Maine 04333
 Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Paris J. Snow of Caribou for appointment to the Land Use Regulation Commission. Pursuant to Title 12, M.R.S.A. Section 683, this nomination will require review by the Joint Standing

Committee on Energy and Natural Resources 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 ENERGY AND NATURAL RESOURCES
ONE HUNDRED AND THIRTEENTH LEGISLATURE
August 18, 1987

The Honorable Charles P. Pray
President of the Senate of Maine
State House
Augusta, Maine 04333
Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on Energy and Natural Resources has had under consideration the nomination of Paris J. Snow of Caribou, for appointment to the Land Use Regulation 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. Coles of Harpswell, Rep. Lord of Waterboro

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 Paris J. Snow of Caribou, for appointment to the Land Use Regulation Commission be confirmed.

Sincerely,
S/Ronald E. Usher
Senate Chair
S/Michael H. Michaud
House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on ENERGY AND NATURAL RESOURCES has recommended the nomination of Paris J. Snow of Caribou be confirmed.

The pending question before the Senate is:

"Shall the recommendation of the Committee on ENERGY AND NATURAL RESOURCES be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 113th 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: Senator BUSTIN

NAYS: Senators, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, CAHILL, CLARK, COLLINS, DILLENBACK, DUTREMBLE, EMERSON, ESTES, GAUVREAU, GILL, GOULD, KANY, KERRY, LUDWIG, MATTHEWS, MAYBURY, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, TWITCHELL, USHER, WEBSTER, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators, ANDREWS, DOW, ERWIN

1 Senator having voted in the affirmative and 31 Senators having voted in the negative, with 3

Senators being absent, and 1 being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of Paris J. Snow, for appointment to the Land Use Regulation Commission, 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

August 7, 1987

The Honorable Charles P. Pray
President of the Senate
Senate Chamber
State House
Augusta, Maine 04333
Dear Senator Pray:

This is to inform you that I am today nominating James A. Sherburne of Winterport for appointment to the Land Use Regulation Commission. Pursuant to Title 12, M.R.S.A. Section 683, this nomination will require review by the Joint Standing Committee on Energy and Natural Resources and confirmation by the Senate.

Thank you for your assistance in this matter.

Sincerely,
S/JOHN R. MCKERNAN, JR.
Governor

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:
SENATE OF MAINE
OFFICE OF THE SECRETARY
AUGUSTA, MAINE 04333
August 7, 1987

Senator Ronald E. Usher
Representative Michael H. Michaud
Chairs
Committee on Energy and Natural Resources
113th Legislature
Augusta, Maine 04333
Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated James A. Sherburne of Winterport for appointment to the Land Use Regulation Commission.

Pursuant to Title 12, M.R.S.A. Section 683, this nomination will require review by the Joint Standing Committee on Energy and Natural Resources 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 ENERGY AND NATURAL RESOURCES
ONE HUNDRED AND THIRTEENTH LEGISLATURE
August 18, 1987

The Honorable Charles P. Pray
President of the Senate of Maine
State House
Augusta, Maine 04333
Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on Energy and Natural Resources has had under consideration the

nomination of James A. Sherburne of Winterport, for appointment to the Land Use Regulation 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. Coles of Harpswell, Rep. Lord of Waterboro

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 James A. Sherburne of Winterport, for appointment to the Land Use Regulation Commission be confirmed.

Sincerely,
 S/Ronald E. Usher
 Senate Chair
 S/Michael H. Michaud
 House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on ENERGY AND NATURAL RESOURCES has recommended the nomination of James A. Sherburne of Winterport be confirmed.

The pending question before the Senate is: "Shall the recommendation of the Committee on ENERGY AND NATURAL RESOURCES be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 113th 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: Senator BUSTIN
 NAYS: Senators, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, CAHILL, CLARK, COLLINS, DILLENBACK, DUTREMBLE, EMERSON, ESTES, GAUVREAU, GILL, GOULD, KANY, KERRY, LUDWIG, MATTHEWS, MAYBURY, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, TWITCHELL, USHER, WEBSTER, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators, ANDREWS, DOW, ERWIN

1 Senator having voted in the affirmative and 31 Senators having voted in the negative, with 3 Senators being absent, and 1 being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of James A. Sherburne, for appointment to the Land Use Regulation Commission, 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
 July 31, 1987

The Honorable Charles P. Pray
 President of the Senate
 Senate Chamber
 State House
 Augusta, Maine 04333

Dear Senator Pray:

This is to inform you that I am today nominating Elinor W. Goldblatt of Auburn for appointment to the Health Care Finance Commission. Pursuant to Title 22, M.R.S.A. Section 383, this nomination will require review by the Joint Standing Committee on Human Resources and confirmation by the Senate.

Thank you for your assistance in this matter.

Sincerely,
 S/JOHN R. MCKERNAN, JR.
 Governor

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:
 SENATE OF MAINE
 OFFICE OF THE SECRETARY
 AUGUSTA, MAINE 04333
 July 31, 1987

Senator N. Paul Gauvreau
 Representative Peter J. Manning
 Chairs
 Joint Standing Committee on Human Resources
 113th Legislature
 Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Elinor W. Goldblatt of Auburn for appointment to the Health Care Finance Commission.

Pursuant to Title 22, M.R.S.A. Section 383, this nomination will require review by the Joint Standing Committee on Human Resources 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 HUMAN RESOURCES
 ONE HUNDRED AND THIRTEENTH LEGISLATURE
 August 19, 1987

The Honorable Charles P. Pray
 President of the Senate of Maine
 State House
 Augusta, Maine 04333

Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on Human Resources has had under consideration the nomination of Elinor W. Goldblatt of Auburn, for appointment to the Health Care Finance 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 1
 Representatives 4
 NAYS: 3

ABSENT: 4 Sen. Kerry of York, Rep. Pines of Limestone, Rep. Boutilier of Lewiston, Rep. Taylor of Camden

ABSTAINED: 1 Rep. Lapointe of Auburn
 5 members of the Committee having voted in the affirmative and 3 in the negative, it was the vote of the Committee that the nomination of Elinor W. Goldblatt of Auburn, for appointment to the Health Care Finance Commission be confirmed.

Sincerely,
 S/N. Paul Gauvreau

Senate Chair
S/Peter J. Manning
House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on HUMAN RESOURCES has recommended the nomination of Elinor W. Goldblatt of Auburn be confirmed.

The pending question before the Senate is: "Shall the recommendation of the Committee on HUMAN RESOURCES be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 113th 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.

THE PRESIDENT: The Chair recognizes the Senator from Androscoggin, Senator Gauvreau.

Senator GAUVREAU: Thank you. Mr. President, Men and women of the Senate: I realize the hour is late, we all probably have some place else we'd rather be this afternoon. But I do believe, rather strongly, that certain of the issues which the Committee on Human Resources had to deal with in reviewing Mrs. Goldblatt's nomination I think deserve consideration by this Body this afternoon. I think it is apparent from the vote, which you see before you, this nomination was a difficult one for the Human Resources Committee and one in which all the members of the Committee, I think, worked on diligently and a few of us had some difficulties.

The Health Care Finance Commission, as I'm sure you know, is perhaps one of the most controversial agencies in state government and is also perhaps one of the three most complicated agencies in state government and I would rank that along with the Bureau of Environmental Protection and the Public Utilities Commission in terms of complexity of issues which Commissioners must routinely address. Because of the complexity of the agency, I think some of the people on the Committee, and myself included, had difficulty in ascertaining a rational standard by which a nominee for a commissionership should be viewed. We did, refer to our statutes for some guidelines. But unfortunately, our statute, being perhaps a creature of compromise, didn't give us any effective guidance. It tells us that of our five member Commission, at least four members on that Commission have to be consumers and Mrs. Goldblatt was being nominated for one of those positions. Our statute goes on to tell us what a consumer is not but it no where defines what a consumer is.

Beyond that there is an open question as far as whether or not an individual posted to this particular Commission should in his or her background have some degree of experience in matters of finance or health care regulation to assist that individual in addressing the complex workload the Commission is presented with. There is no real background in this area, I did attempt to ascertain the background of other nominees and other commissioners and I did not have all the information available to me when the hearing was held this past Wednesday.

The committee split, as you can see, five to three. I cast a negative vote. My vote though was basically a procedural vote. I did not feel comfortable at that time either casting a vote yea to confirm the individual or a true straight no vote meaning that I was opposed to Mrs. Goldblatt's going on the commission. I would have preferred to have the matter tabled for a brief period of time in which I could make an assessment to determine what a fair standard would be. Unfortunately, we didn't have

that option, we had to vote this nomination up or down. I guess we could have abstained so for that reason I cast a negative vote and I indicated that in my remarks just prior to the vote and I must say this caused all of us, myself included, alot of difficulty.

Mrs. Goldblatt is an excellent person. In fact, she is a friend of my family, she is an intelligent woman, she has demonstrated her commitment to community service and I think it is a fair statement that she unfortunately had to go through a rather lengthy hearing and I have alot of sympathy and compassion for the woman because she has a desire, a sincere desire, to serve the citizens of the State of Maine and certainly all of us feel somewhat concerned about having a person sit through that kind of an arduous, torturous process.

In any event, I had hoped that the matter had been resolved. We had a nice discussion after the hearing and I think the issue had been resolved and I certainly have respect for my colleagues on the committee and felt that the committee itself had decided the issue and in fact, I have learned today that under our statutes actually the legislative committees are the confirming authority and not this Body. We can veto a confirmation by a committee but effectively the committees are the entities which confirm a gubernatorial nomination and I have certainly respect for my peers on the committee and had felt that the issue would be put to rest. Well, the next morning, I awoke, got my morning paper, found out that Paul Molitor had hit again and is keeping his batting streak alive, and all was well in the world. At that point, I perused the first page, I read the sports page first obviously, I perused the first page of the paper and read a rather disturbing article and the article contained comments by an individual who was employed in the Executive branch of Government, in fact in the capacity of press officer to the Governor. The comments essentially characterized the committee proceedings as, or at least the actions of those who had cast negative votes against Mrs. Goldblatt's, as being partisan in nature. My first impression was gratuitous jibberish and leave it at that, but it seems to me that it really strikes at a more important issue and that's why I wanted to address that issue in these somewhat extended remarks this afternoon.

There is an essential role which this entity of state government, the Maine Legislature plays. We have an obligation to fairly and honestly access each and every nominee that the Governor posts to various agencies of State Government. Sometime our tasks are difficult, especially in cases like Mrs. Goldblatt's nomination where there are really not any discernable criteria by which to assess her nomination. Now certainly reasonable people can disagree in terms of a particular nominee and that is precisely what happened in our committee and Representative Rolde, for example, Senator Gill felt, and Senator Gill, I will point out was one of the authors of our statute and she very clearly understands far better than I the history of this agency and I have a great deal of respect for Senator Gill and she argued eloquently and rationally that Mrs. Goldblatt in fact had the requisite qualifications to serve in this particular position. I was disturbed because the individual who was quoted in the press had not been present in the committee room, had no knowledge, no direct knowledge of what had happened. Had apparently acquired information by hearsay. Imparted to the public, imparted to the people of the State of Maine, the impression that this Body was abusing its responsibilities, that is was acting in an irrational, and arbitrary, capricious, partisan

fashion. I take umbrage at those remarks I think they're irresponsible. Irresponsible because they are not informed, they are irrational. It can not be said strongly enough that in discharging our responsibility we are simply engaging in the coordinate, articulation of public policy.

The Executive branch of government obviously has to lead by nominating individuals to state agencies and boards but we of the Legislature, acting in a non-partisan fashion have a significant role to play. If that were not the case, then I suggest to you that you simply ought to repeal the statute which would require confirmation of nominees by this entity. It would make no sense whatsoever if we were to simply rubber stamp all nominees. That is an irrational result, I don't think is was intended by the Legislature, it was not intended by the Governor who signed that statute into law and it is that particular value, the coordinate articulation of public policy of which I speak today and I'm certain in todays activities there was a great deal of question about the nomination of the State Archivist and I'm sure that will carry most of the press today. In my perspective, it seem to me, that issue will probably die down in one year or two years or three years, but the value to which I speak that having mutual comity between competing branches of government is an important value. It forces us to pause and consider as we go about making public policy choices and that is a very healthy aspect of the American polity. It sets us apart from other societies. It is not mischievous that the Legislature has its role to play. I would point your attention to Article 1 of the U.S. Constitution are delineated our authorities of the U.S. Congress.

I take this occasion, at some length, to note my extreme displeasure at that type of behavior. Speaking back to the nominee, Mrs. Goldblatt, this is a very difficult choice. It was a difficult choice for the committee. There is no question whatsoever this woman, because of her background, her intelligence and her commitment to public service, would be qualified for a whole range of public boards and commissions. I had a very difficult role to play in trying to assess whether or not she would have the technical expertise to serve on the Health Care Commission. Obviously I view this commission as being a technical one, one that would require some type of experience and background in health care regulation. A majority of my colleagues on the committee do not take that position and I respect their views and I intend today, in fact, to vote to support the committee recommendation. I will be drafting legislation for consideration in the next Session that would consider whether we should have some type of criteria set forth as far as qualifications of commissioners. This will be a difficult issue, but I felt it was important to me at this time to raise my concerns and I hope, I sincerely hope, that my commentary today will cast in a fairer light the actions which were taken by the Committee on Human Resources. Thank you for your patience.

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

Senator GILL: Mr. President and Ladies and Gentlemen of the Senate. The Committee on Human Resources did go through alot of deliberations during the hearing, we asked alot of questions, we got alot of responses. We recessed to take the vote and then we came back and we had further discussion on the nominee and the criteria set up in the statutes. My good seat mate on Human Resources Committee and my Chairman, Senator Gauvreau, mentioned the archivist

position which we voted on earlier today and I think the differences in the two criteria set up is that the archivist had very little definition about what an archivist in the State of Maine should contain. I think as far as this position, Mrs. Goldblatt came before us as a nominee for, there is some definite definition in the statutes dealing with that particular nomination. It says that a person eligible for appointment to, or to serve on, the commission shall be conversant. It doesn't say with high technical knowledge or technical or having technical conversation about this particular board, the Health Care Finance Commission and if that is indeed, and that was part of the argument that the committee was going through, whether this woman was purely a consumer which the statute calls for. It says that at least four of the five members shall be consumers. When we set this statute in place we deliberately wanted the consumer represented and we fully recognized the fact that as people come on this board, which is an awesome board, I have served in the Legislature for twelve years and in all of my twelve years have been spent on one committee and another committee but I have spent twelve years on Human Resources, Health and Institutional, and I am probably more conversant with the Health Care Finance Commission than anyone in the Legislature and I'm still not considered an expert in that field and neither has any of the nominees in the past before us been an expert in the field so that they could go on the commission and get rolling full swing immediately on their first meeting. It takes a number of meetings, it takes alot of study and I think the statute as written, Mrs. Goldblatt does fill the qualifications.. She has great dedication, she has educational experience to understand what the commission's work would be about, she was diligent she was prepared to spend the time to learn and she went through a very, very difficult hearing. What concerns me about a hearing like that is that we ask people to volunteer to serve on various boards and commissions for no money and when we put them through the paces, and I'm not saying legislators shouldn't put people through paces and ask questions, but when we grill people and put them through the paces that we did on the committee, I wonder why people volunteer their time to serve on any board in state government.

I had no qualms at all about having Mrs. Goldblatt serve in this position. I read the statute and she certainly is conversant. She's got a background in home health care, she's served as Director of the Androscoggin Home Health Care Services, she's spent alot of time volunteering alot of areas in her Lewiston-Auburn area up there and she knows the community needs there and I think she can fulfill this position very well. The Committee did get mixed up in conversation about what should be in the statute versus what is in the statute and I think Mrs. Goldblatt took the brunt of that. I'm sorry for that but I hope that we all vote to sustain the committee's vote. Thank you.

THE PRESIDENT: The pending question before the Senate is: "Shall the recommendation of the Committee on HUMAN RESOURCES be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 113th 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: Senators, BUSTIN, CLARK, DUTREMBLE, THE PRESIDENT - CHARLES P. PRAY
NAYS: Senators, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, CAHILL, COLLINS, DILLENBACK, EMERSON, ESTES, GAUVREAU, GILL, GOULD, KANY, KERRY, LUDWIG, MATTHEWS, MAYBURY, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, TWITCHELL, USHER, WEBSTER, WHITMORE

ABSENT: Senators, ANDREWS, DOW, ERWIN
4 Senators having voted in the affirmative and 28 Senators having voted in the negative, with 3 Senators being absent, and 4 being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of Elinor W. Goldblatt, for appointment to the Health Care Finance Commission, 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
August 12, 1987

The Honorable Charles P. Pray
President of the Senate
Senate Chamber
State House
Augusta, Maine 04333
Dear Senator Pray:

This is to inform you that I am today nominating Honorable John L. Batherson of Rumford as Active Retired Judge of the Maine District Court. Pursuant to Title 4, M.R.S.A. Section 157-B, 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/JOHN R. MCKERNAN, JR.
Governor

Which was READ and ORDERED PLACED ON FILE.

Off Record Remarks

The Following Communication:

SENATE OF MAINE
OFFICE OF THE SECRETARY
AUGUSTA, MAINE 04333
August 12, 1987

Senator Joseph C. Brannigan
Representative Patrick E. Paradis
Chairs
Joint Standing Committee on Judiciary
113th Legislature
Augusta, Maine 04333
Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Honorable John L. Batherson of Rumford as Active Retired Judge of the Maine District Court.

Pursuant to Title 4, M.R.S.A. Section 157-B, 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
ONE HUNDRED AND THIRTEENTH LEGISLATURE
August 20, 1987

The Honorable Charles P. Pray
President of the Senate of Maine
State House
Augusta, Maine 04333
Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on Judiciary has had under consideration the nomination of John L. Batherson of Rumford, for appointment as Active Retired District Court Judge.

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 6

NAYS: 0

ABSENT: 4 Rep. Warren of Scarborough, Rep. Cote of Auburn, Rep. MacBride of Presque Isle, Rep. Marsano of Belfast

Nine 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 John L. Batherson of Rumford, for appointment as Active Retired District Court Judge be confirmed.

Sincerely,
S/Joseph C. Brannigan
Senate Chair
S/Patrick E. Paradis
House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on JUDICIARY has recommended the nomination of John L. Batherson of Rumford 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 113th 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: Senators, None
NAYS: Senators, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CLARK, COLLINS, DILLENBACK, DUTREMBLE, EMERSON, ESTES, GAUVREAU, GILL, GOULD, KERRY, LUDWIG, MATTHEWS, MAYBURY, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, TWITCHELL, USHER, WEBSTER, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators, ANDREWS, DOW, ERWIN, KANY
No Senators having voted in the affirmative and 31 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 and the nomination of John L. Batherson, for

appointment as Active Retired District Court Judge, 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

August 3, 1987

The Honorable Charles P. Pray
President of the Senate
Senate Chamber
State House
Augusta, Maine 04333

Dear Senator Pray:

This is to inform you that I am today nominating Edwin W. Bowden of Camden and Richard R. Gosselin of Portland for appointment to the Maine State Liquor Commission.

Pursuant to Title 28, M.R.S.A. Section 52, this nomination will require review by the Joint Standing Committee on Legal Affairs and confirmation by the Senate.

Thank you for your assistance in this matter.

Sincerely,
S/JOHN R. MCKERNAN, JR.
Governor

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:

SENATE OF MAINE
OFFICE OF THE SECRETARY
AUGUSTA, MAINE 04333

August 3, 1987

Senator Judy C. Kany
Representative Charles R. Priest
Chairs
Joint Standing Committee on Legal Affairs
113th Legislature
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Edwin W. Bowden of Camden and Richard R. Gosselin of Portland for appointment to the Maine State Liquor Commission.

Pursuant to Title 28, M.R.S.A. Section 52, this nomination will require review by the Joint Standing Committee on Legal Affairs 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 LEGAL AFFAIRS
ONE HUNDRED AND THIRTEENTH LEGISLATURE

August 17, 1987

The Honorable Charles P. Pray
President of the Senate of Maine
State House
Augusta, Maine 04333

Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on Legal Affairs has had under consideration the nomination of Edwin W. Bowden of Camden, for appointment to the Maine State Liquor 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 2
Representatives 7

NAYS: 0

ABSENT: 4 Sen. Estes of York, Rep. Murphy of Berwick, Rep. Martin of Van Buren, Rep. Jalbert of Lisbon

Nine 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 Edwin W. Bowden of Camden, for appointment to the Maine State Liquor Commission be confirmed.

Sincerely,
S/Judy C. Kany
Senate Chair
S/Charles R. Priest
House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on LEGAL AFFAIRS has recommended the nomination of Edwin W. Bowden of Camden be confirmed.

The pending question before the Senate is: "Shall the recommendation of the Committee on LEGAL AFFAIRS be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 113th 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: Senator BUSTIN
NAYS: Senators, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, CAHILL, CLARK, COLLINS, DILLENBACK, DUTREMBLE, MERSON, ESTES, GAUVREAU, GILL, GOULD, KERRY, LUDWIG, MATTHEWS, MAYBURY, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, TWITCHELL, USHER, WEBSTER, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators, ANDREWS, DOW, ERWIN, KANY
1 Senator having voted in the affirmative and 30 Senators having voted in the negative, with 4 Senators being absent, and 1 being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of Edwin W. Bowden, for appointment to the Maine State Liquor Commission, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:

COMMITTEE ON LEGAL AFFAIRS
ONE HUNDRED AND THIRTEENTH LEGISLATURE

August 17, 1987

The Honorable Charles P. Pray
President of the Senate of Maine
State House
Augusta, Maine 04333

Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on Legal

Affairs has had under consideration the nomination of Richard R. Gosselin of Portland, for appointment to the Maine State Liquor 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 1
Representatives 7

NAYS: 2

ABSENT: 3 Sen. Estes of York, Rep. Murphy of Berwick, Rep. Martin of Van Buren

Eight members of the Committee having voted in the affirmative and two in the negative, it was the vote of the Committee that the nomination of Richard R. Gosselin of Portland, for appointment to the Maine State Liquor Commission be confirmed.

Sincerely,
S/Judy C. Kany
Senate Chair
S/Charles R. Priest
House Chair

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:

STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE 04333
August 20, 1987

The Honorable Charles P. Pray
President of the Senate
Senate Chamber
State House
Augusta, Maine 04333

Dear President Pray:

This is to inform you that I am withdrawing my nomination of Richard R. Gosselin for appointment as a member of the Maine State Liquor Commission.

Pursuant to Title 28, MRSA Section 52, this nomination is currently pending Senate confirmation.

Thank you for your assistance in this matter.

Sincerely,
JOHN R. MCKERNAN, JR.
Governor

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:

SENATE OF MAINE
OFFICE OF THE SECRETARY
AUGUSTA, MAINE 04333
August 20, 1987

Senator Judy C. Kany
Representative Charles R. Priest
Chairs

Joint Standing Committee on Legal Affairs
113th Legislature
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has withdrawn his nomination of Richard R. Gosselin for appointment as a member of the Maine State Liquor Commission.

Pursuant to Title 28, MRSA Section 52, this nomination is currently pending Senate confirmation.

Sincerely,
Joy J. O'Brien
Secretary of the Senate

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:

STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE 04333
July 29, 1987

The Honorable Charles P. Pray
President of the Senate
Senate Chamber
State House
Augusta, Maine 04333

Dear Senator Pray:

I hereby notify you of the Commissioner of Administration's nomination of George E. Barker, Jr. of Brunswick to serve as Deputy Commissioner for Information Services.

Pursuant to Title 5, M.R.S.A. Section 1884, this nomination will require review by the Joint Standing Committee on State and Local Government and confirmation by the Senate.

Thank you for your assistance in this matter.

Sincerely,
S/JOHN R. MCKERNAN, JR.
Governor

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:

SENATE OF MAINE
OFFICE OF THE SECRETARY
AUGUSTA, MAINE 04333
July 29, 1987

Senator John L. Tuttle, Jr.
Representative Donnell P. Carroll
Chairs
Joint Standing Committee on State and Local Government
113th Legislature
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has notified this office that the Commissioner of Administration has nominated George E. Barker, Jr. of Brunswick to serve as Deputy Commissioner for Information Services.

Pursuant to Title 5, M.R.S.A. Section 1884, this nomination will require review by the Joint Standing Committee on State and Local Government 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 STATE AND LOCAL GOVERNMENT
ONE HUNDRED AND THIRTEENTH LEGISLATURE
August 19, 1987

The Honorable Charles P. Pray
President of the Senate of Maine
State House
Augusta, Maine 04333

Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section 151, and with Joint Rule 38 of the 113th Maine Legislature, the Joint Standing Committee on State and Local Government has had under consideration the nomination of George E. Barker, Jr. of Brunswick, for appointment as the Deputy Commissioner of Information Services.

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 2

Representatives 8
NAYS: 0
ABSENT: 3 Sen. Tuttle of York, Rep.
Boutilier of Lewiston, Rep. Anthony
of So. Portland

10 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 George E. Barker, Jr. of Brunswick, for appointment as the Deputy Commissioner of Information Services be confirmed.

Sincerely,
John L. Tuttle, Jr.
Senate Chair
Donnell P. Carroll
House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on STATE AND LOCAL GOVERNMENT has recommended the nomination of George E. Barker, Jr. of Brunswick be confirmed.

The pending question before the Senate is:
"Shall the recommendation of the Committee on STATE AND LOCAL GOVERNMENT be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 113th 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: Senator BUSTIN
NAYS: Senators, BALDACCI, BERUBE, BLACK,
BRANNIGAN, BRAWN, CAHILL, CLARK,
COLLINS, DILLENBACK, DUTREMBLE,
EMERSON, ESTES, GAUVREAU, GILL, GOULD,
KERRY, LUDWIG, MATTHEWS, MAYBURY,
PEARSON, PERKINS, RANDALL, SEWALL,
THERIAULT, TUTTLE, TWITCHELL, USHER,
WEBSTER, WHITMORE, THE PRESIDENT -
CHARLES P. PRAY

ABSENT: Senators, ANDREWS, DOW, ERWIN, KANY
1 Senator having voted in the affirmative and 30
Senators having voted in the negative, with 4
Senators being absent, and 1 being less than
two-thirds of the Membership present, it was the vote
of the Senate that the Committee's recommendation be
ACCEPTED and the nomination of George E. Barker, Jr.,
for appointment as the Deputy Commissioner of
Information Services, 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
August 3, 1987

The Honorable Charles P. Pray
President of the Senate
Senate Chamber
State House
Augusta, Maine 04333
Dear Senator Pray:
This is to inform you that I am today nominating
Stephen Goldwait Ward of Newcastle for appointment as
Public Advocate.

Pursuant to Title 35, M.R.S.A. Section 1-A, this
nomination will require review by the Joint Standing
Committee on Utilities and confirmation by the Senate.
Thank you for your assistance in this matter.

Sincerely,
S/JOHN R. MCKERNAN, JR.
Governor

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:
SENATE OF MAINE
OFFICE OF THE SECRETARY
AUGUSTA, MAINE 04333
August 3, 1987

Senator John M. Kerry
Representative Harry L. Vose
Chairs
Joint Standing Committee on Utilities
113th Legislature
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan,
Jr. has nominated Stephen Goldwait Ward of Newcastle
for appointment as Public Advocate.

Pursuant to Title 35, M.R.S.A. Section 1-A, this
nomination will require review by the Joint Standing
Committee on Utilities 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 UTILITIES
ONE HUNDRED AND THIRTEENTH LEGISLATURE
August 14, 1987

The Honorable Charles P. Pray
President of the Senate of Maine
State House
Augusta, Maine 04333
Dear Mr. President:

In accordance with 3 M.R.S.A., Chapter 6, Section
151, and with Joint Rule 38 of the 113th Maine
Legislature, the Joint Standing Committee on
Utilities has had under consideration the nomination
of Stephen Goldwait Ward, for appointment as Public
Advocate.

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 2
Representatives 9

NAYS: 0

ABSENT: 2 Sen. Webster of Franklin, Rep.
Webster of Cape Elizabeth

11 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 Stephen
Goldwait Ward, for appointment as Public Advocate be
confirmed.

Sincerely,
S/John M. Kerry
Senate Chair
S/Harry L. Vose
House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on
UTILITIES has recommended the nomination of Stephen
Goldwait Ward of Newcastle be confirmed.

The pending question before the Senate is:
"Shall the recommendation of the Committee on
UTILITIES be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section
151 and with Joint Rule 38 of the 113th 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: Senator BUSTIN

NAYS: Senators, BALDACCI, BERUBE, BLACK,
BRANNIGAN, BRAWN, CAHILL, CLARK,
COLLINS, DILLENBACK, DUTREMBLE,
EMERSON, ESTES, GAUVREAU, GILL, GOULD,
KERRY, LUDWIG, MATTHEWS, MAYBURY,
PEARSON, PERKINS, RANDALL, SEWALL,
THERIAULT, TUTTLE, TWITCHELL, USHER,
WEBSTER, WHITMORE, THE PRESIDENT -
CHARLES P. PRAY

ABSENT: Senators, ANDREWS, DOW, ERWIN, KANY

1 Senator having voted in the affirmative and 30
Senators having voted in the negative, with 4
Senators being absent, and 1 being less than
two-thirds of the Membership present, it was the vote
of the Senate that the Committee's recommendation be
ACCEPTED and the nomination of Stephen Goldwait Ward,
for appointment as Public Advocate, was CONFIRMED.

The Secretary has so informed the Speaker of the
House.

Off Record Remarks

ORDERS

On motion by Senator CLARK of Cumberland, the
following Senate Order:

ORDERED, that a message be sent to His
Excellency, Governor John R. McKernan, Jr., informing
him that the Senate has transacted all the business
which has come before it and is ready to Adjourn
Without Day.

Which was READ and PASSED.

The President appointed the Senator from
Cumberland, Senator Clark, to deliver the message to
the Governor. The Sergeant-At-Arms escorted the
Senator to the Governor's office.

Senate at Ease

Senate called to order by the President.

Subsequently, the Senator from Cumberland,
Senator CLARK reported that she had delivered the
message with which she was charged.

On motion by Senator EMERSON of Penobscot at 4:10
p.m. on Friday, August 21, 1987, the Honorable
CHARLES P. PRAY, President of the Senate, declared
the 1st Confirmation Session of the 113th
Legislature, ADJOURNED SINE DIE.