

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

One Hundred And Thirteenth Legislature

OF THE

State Of Maine

VOLUME IV

SECOND REGULAR SESSION

March 25, 1988 to May 5, 1988

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December 3, 1986 to December 6, 1988

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

In Senate Chamber
Wednesday
June 15, 1988

Pursuant to the provisions of Article 5, Part 1, Section 8 of the Constitution and the laws of the State of Maine, the Senate will convene at three o'clock in the afternoon.
Senate called to Order by the President.

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

REVEREND HUDSON: Let us be in the spirit of prayer. Almighty God, giver of life and the blessings of life, we gather here to do the business of state government. As we do, we are mindful of the privilege that is ours to be a representative body of persons whose purpose is to develop laws and policies which best serve the people who elected us to be here. For this we are eternally grateful. We recognize our limits as human beings, thus we seek Your guidance in the tasks before us this day. May Your will be done on earth as it is in heaven. Amen.

COMMUNICATIONS

The Following Communication:
STATE OF MAINE
OFFICE OF THE PRESIDENT
AUGUSTA, MAINE 04333

May 12, 1988
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 Wednesday, June 15, 1988, at three 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.

ROLL CALL

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

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

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

Off Record Remarks

ORDERS

Out of order and under suspension of the Rules, 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 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 Senator CLARK of Cumberland to deliver the message to the Governor. The Sergeant-At-Arms escorted the Senator to the Governor's Office.

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

The Following Communication:
STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE 04333
May 16, 1988

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 Joseph A. Edwards of Readfield for reappointment as Superintendent of the Bureau of Insurance. Pursuant to PL 1987, Chapter 105, 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
May 16, 1988

Senator Raynold Theriault
Representative Charlene B. Rydell
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 Joseph A. Edwards of Readfield for reappointment as Superintendent of the Bureau of Insurance.

Pursuant to PL 1987, Chapter 105, 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
June 3, 1988

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 Joseph A. Edwards of Readfield, for reappointment as the Superintendent of the Bureau of Insurance.

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 Joseph A. Edwards of Readfield, for reappointment as the Superintendent of the Bureau of Insurance be confirmed.

Sincerely,
 S/Raynold Theriault
 Senate Chair
 S/Charlene B. Ryde11
 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 Joseph A. Edwards of Readfield, for reappointment as the Superintendent of the Bureau of Insurance, 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 Chair recognizes the Senator from Kennebec, Senator Bustin.

Senator BUSTIN: Thank you Mr. President. Mr. President, men and women of the Senate. I intend to vote against this nomination, as I did up in the Banking and Insurance Committee, and I feel that you have a right to know why I am going to do that, even though it is a matter of record up in that confirmation hearing. There are a number of reasons why I cannot vote for Joseph Edwards and I think that if you look at my record you know that it is not my usual stance to vote against a Governor's appointment, because I feel that an employer, as I consider the Governor, has a right to hire his own employees unless there is an extenuating circumstance as to why not. Last spring, I believe it was, that sort of got changed around, I sort of changed my mind on that, but I won't go into that now. Nevertheless, it gives me a good opening to oppose this nomination. It is not only for that particular reason, but because of the Workers' Compensation issue and because I asked a number of questions that, in my opinion, I did not get the right answers to.

The most important and the most basic question that I asked was if he realized that the Legislature,

and I cannot quote what year we did this, set the Insurance Department Superintendent up as a quasi-judicial appointment. Meaning that we did not make it consistent with gubernatorial terms of four years, but made it five years. It is my understanding that the reason that we did that was a very specific one. That we did not want our Superintendent of Insurance so tied to the Executive that they felt that they had to carry out the Executive's mandates, or their programs. When I asked Joe Edwards that question, do you consider that you are responsible for putting forth the Governor's Program the answer was an unqualified yes. To me that is a slap in the face to what we intended, as a Legislature, when we put in the five year term for the Superintendent. I don't need anything more to go on than that to vote against Joe Edwards.

I do have to tell you that I think he is a very efficient manager, but you need to be more than a manager if you are going to be the Superintendent of Insurance. Because it is by that leadership that we in this state look at what we are doing and what we are offering for insurance to the consumers of this state. So it goes beyond being a good manager, it goes to the point of advising the Legislature what should or should not be done and the Legislature than to set policy. So that was to me a very important item and did in fact sway me otherwise I would have voted for him. Further than that, and this would not have been enough to sway me, was his very, very intimate involvement with the Workers' Compensation Reform package that was put through last year. I am sure most of you remember that I voted against that package and I thought for some very good reasons. In point of fact it was the Superintendent of Insurance who pushed that gubernatorial program and I thought then and I continue to think that was an inappropriate position for the Superintendent of Insurance to take. He should merely have been there as an advisor to the Legislature and he was not. He was definitely advocating the Governor's program. That is a position for the Commissioner of Business Regulations to do and not for the Superintendent. So, those are some of the reasons and there are others that I am not going to be voting for this confirmation. Thank you Mr. President.

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

Senator THERIAULT: Thank you Mr. President. Mr. President, men and women of the Senate. I realize that regardless of what is said here this afternoon that the Superintendent of Insurance, Mr. Edwards, is going to be reappointed. I usually dislike very much to stand up to say things that won't make any difference in the end, but in this particular case I feel that I have to because of some of the statements or allegations that have been made and I feel I have to express my side of the issue. I think that you will see that my position is quite different from my good friend and colleague from Kennebec, Senator Bustin, but I feel that I also can justify my position.

It is interesting to note that we give the Superintendent of Insurance all the credit for what happened with the Workers' Compensation Reform. To me, I look at it as putting us down here in the Senate because it sort of has a connotation to it that we really didn't know what we were doing. All that we were doing is we were mesmerized by this individual into doing something that was not right and was devious and because of that, that individual should be punished and I feel that is wrong. We here, as Senators of this Chamber, made the decision on Workers' Compensation, it was not made by the

Superintendent of Insurance. We made an informed decision. Thirty-three of us voted in favor of that package, does that mean that thirty-three of us were wrong? So far nothing has surfaced to tell us and to show us that we were wrong, just the opposite, as a matter of fact, has surfaced. I am told, very frequently, that we had done the right thing. To blame the Superintendent of Insurance for what we did is certainly irresponsible. The problem had been with us for a number of years and it had been mounting and it was getting worse. For those of us who knew what was going on and knew the score it was very easy to see that the collapse of the whole system was very eminent. To give Joe Edwards the credit for causing the collapse and also for causing all of that reform that took place I really think that the individual is in the wrong place. I think he ranks amongst those like Moses who opened the Red Sea. I wish that we would go on to other things and to give definitely the credit due for Joe Edwards, but the credit is due for one thing that he did and for one thing that this Legislature has been seeking and asking for years and that was to give us accurate information as to what was actually taking place in the Workers' Compensation Program. Up until that point the decisions that had been made by the Legislature, and I was part of it, was based mostly on heart. You know when you make decisions on heart, which way you go, and I am not saying that is always wrong, but in this particular case it was because it was causing the collapse of our system. Finally, we had facts, finally we had figures, provided to us by an individual that knew what he was talking about, was knowledgeable and was also credible. We looked at that information. The two Committees that were primarily charged with changing the system were convinced that what the Superintendent of Insurance was saying was accurate. He did not hold a gun to my head, as Chair of the Banking and Insurance Committee, to do the things that I did because it was very easy to see when you pay more money than you make there comes an end to it and that was what was happening to the Insurance Program.

So, enough has probably been said on this, but there is one additional thing I need to tell you. We have a serious problem developing right now in another field of insurance that is going to be upon us very soon and that is in the health insurance field. Within a year or so the average family will have to pay at least five thousand dollars a year premium for just a basic coverage. We need to take a look at that, we need to address the issue and we are already doing it in some form or other. I want to have the assistance in solving the problem of an individual who is intelligent, who is knowledgeable, who is articulate. Joe Edwards can do that. Most of the information that I have heard during the public hearing against Joe Edward was not because the individual was not sharp, it was because he was too smart. That certainly is not enough reason for me to vote against the individual.

Another thing I might say is during the public hearing, the last individual to speak was the Public Advocate and the Public Advocate said that Joe Edwards is fair, he listens to all and he has made fair decisions in this state. He did not favor the insurance companies, nor did he favor any side, he made decisions in a fair manner. It was mentioned a few minutes ago that Joe Edwards supported the Governor's mandate, so did I, I supported the Governor's mandate because it was right. Joe Edwards supported it because he agreed with it and thirty-three of us in the end agreed with it. So, he did not do anything wrong, nor did he do anything

devious. I think we have a very effective Superintendent of Insurance, we should be thankful that we have him and that we will be even more thankful in the future when he helps us solve some of the eminent problems facing us. I hope that you will support this nomination. Thank you.

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

Senator BALDACC: Thank you Mr. President. Mr. President, men and women of the Senate. I have heard our Superintendent of Insurance likened to Moses in parting of the Red Sea and most likely an opportunity, if there was one, to walk on water would be the next step. My only comment in reviewing this nomination and it is a comment that I think the Superintendent of Insurance should carry forth with him as an individual not immersed in the issues as much as the good Chairman from Aroostook, Senator Theriault, or the good Senator from Kennebec, Senator Bustin. It is difficult for me to believe that because an individual grants a twenty-five or thirty-five percent increase to medical malpractice insurance, or that he grants a twenty-five or thirty-five percent to Workers' Compensation insurance carriers, or any other particular field and grants such a large increase in rates that Mr. Edwards is taking into consideration all the different components the people of Maine that are trying to make ends meet and trying to pay their bills. My word to Mr. Edwards in this particular Chamber, while I will support the majority of the Committee, would be that I would hope in the future that there would be more consideration for those kinds of issues and areas. It was my understanding that there wasn't going to be such a large increase in Workers' Compensation insurance, but there was and it happened and it probably was needed. It was my understanding that there may have been an increase in medical malpractice insurance and maybe it was needed, but not as large as was granted and I don't know all the facts, just speaking as a representative of citizens that are concerned about these increases would like to feel that there is an assemblage of fairness. My words to Mr. Edwards would be shape up.

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

Senator BUSTIN: Thank you Mr. President. Mr. President, men and women of the Senate. I have heard a number of things from the good Senator from Aroostook, Senator Theriault. One was alluding to making decisions by heart and he has often said to me that if anyone asked him who had the biggest heart in the Senate it probably would be the one who is speaking right now. So, I think I got his innuendo if the rest of you didn't, you do now. However, I have to dispute the fact that simply because thirty-three members voted one way and two members voted the other that it is either right or wrong. Only history can tell that, I can't tell you whether I was right because I was one of the two, or he was right because he was one of the thirty-three. I can't tell you that, but what I can tell you is that it was mentioned that we finally got some figures we can rely on, well here is one Senator that did not rely on those figures, I don't to this day. I didn't believe them then and I still don't believe them. It was also indicated that for once we have a Superintendent who is too smart, well here is one Senator standing before you who is not outsmarted by the Superintendent's presentation because I did not vote for that presentation.

But to get to the heart of the matter, I would like to simply read just a short excerpt from the State of the Maine AFL-CIO regarding the confirmation

of Joseph Edwards as Superintendent of Insurance. "Mr. Edwards claims that during the Workers' Compensation 'availability crisis' of late 1987, he acted on behalf of the citizens of Maine, both small businessmen and workers to assure the availability of Workers' Compensation insurance. The facts show to the contrary that Mr. Edwards acted on behalf of the insurance industry to drastically cut benefits of injured workers and to greatly increase rates for small business. Furthermore, the rate increases have only begun. If Mr. Edwards is reconfirmed, there is a strong likelihood of substantial rate increases after the November 1988 election. Mr. Edwards held a profitability hearing on Liberty Mutual's rate withdrawal in accordance with the mandate of Superior Court. Liberty Mutual claimed that its adjusted loss ratio for Workers' Compensation insurance in Maine was 188.9% of total premiums written. This high figure must be considered against the background of the average Workers' Compensation claim dollar is paid out between 5-6 years after injury and thus, in addition to the premium collected, Liberty Mutual would have investment earnings of from 60%-100% in addition to its 100% premium collected.

Two other insurance carriers whose applications to abandon the Maine Workers' Compensation market Edwards approved without holding the profitability hearings required by Judge Alexander are Maine Bonding and the Hanover Group. The Hanover Group had an adjusted loss ratio of 116.4% which should result in a favorable return on investment considering that Liberty Mutual had a return on capital invested of 2-4% with an adjusted loss ratio of 188.9%. Maine Bonding had an even more favorable adjusted loss ratio of 71.3% which should have been tremendously profitable. Although Liberty Mutual is the largest writer of compensation in Maine for 1986 with a market share of 22.6%, Maine Bonding at 6.1% and Hanover at 14.9% are very large writers of Workers' Compensation insurance with a combined total almost equal to Liberty Mutual. Yet, Mr. Edwards allowed these profitable insurers to withdraw from the Maine market as part of his plan to cooperate with the insurance industry to force lesser benefits for injured workers and higher rates for small business.

Mr. Edwards also allowed Liberty Mutual to withdraw for the Maine market although he was aware that Liberty Mutual was in fact continuing Workers' Compensation coverage for selected large insureds by a wholly owned subsidiary called the Helmsman Management Services, Inc.

The scheme under which Liberty continued to provide Workers' Compensation coverage in the Maine market while claiming to withdraw was to set up a 'self-insurance scheme' with insurance above a deductible and claims service still being provided. Liberty did this to maintain its large 'national accounts' which in Maine included IBM, Digital Computer, Shaw's Supermarket, United Parcel Service, Etc. Mr. Edwards refused to consider the affect of this subterfuge and acquiesced in this sham."

The attached documents, which Mr. President I would like to submit as part of the Record to the Secretary, outline the Liberty Mutual/Helmsman sham. Thank you Mr. President.

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

Senator THERIAULT: Thank you Mr. President, I would like to pose a question as to the proper procedure and the validity of an unsubstantiated document being presented to this Body for permanent Record purposes. What is the rule on that?

THE PRESIDENT: The Chair would respond that any Senator has the right to make what comments they

would like on the floor, that the comments of the Senator from Kennebec, Senator Bustin, were in reference to remarks that were made in a public hearing, which is also a recorded public hearing, thus the document is a public document and public information already. As to the validity of any information given on the floor of the Legislature that is left up to the individual Members to determine the validity of it.

The Chair recognizes the Senator from Aroostook, Senator Theriault.

Senator THERIAULT: Mr. President, I guess I misstated my question. I might have misunderstood what the good Senator from Kennebec, Senator Bustin, wanted to do. Did I hear her say that she wanted that particular document to become part of the permanent Record?

THE PRESIDENT: The Chair would answer in the affirmative, that had been her comment. The Chair would again repeat that since the Confirmation Hearings are recorded and are kept on file, it is already part of the public information. Only the comments made on the floor will be included in the Record.

The Chair recognizes the Senator from Aroostook, Senator Theriault.

Senator THERIAULT: Thank you Mr. President, so it would not be part of this particular Record today?

THE PRESIDENT: The Chair would answer in the affirmative. The complete document, from which Senator Bustin was quoting, will be kept as a public document by the Committee.

The Chair recognizes the same Senator.

Senator THERIAULT: Thank you Mr. President. Mr. President, men and women of the Senate. The information that was presented to us just recently most of which is speculative and a lot of it has been disproven by others. I would like to say that when we were making our final decisions on Workers' Compensation that we had a lot of information before us, we had a lot of material and some of the information that we had was from the Superintendent of Insurance. At the time, that information was being questioned by several. Consequently, the Legislature hired two experts, that were not closely connected to the process at the time, to come here and verify that particular information. We all know that these two individuals showed up here and what they ended up doing in the final analysis was saying he is right, the information you have before you is accurate. This of course, is when it became much easier for us to make the final decision. There was a statement made in passing about Liberty Mutual sort of leaving the state, leaving back a subsidiary to take care of this wonderful business that they didn't want to leave because it was lucrative. Well, let me tell you a little bit about that. Liberty Mutual is writing in the vicinity of sixty to seventy million dollars of premiums a year in Maine. Well, when they left the state they actually did leave a subsidiary, this particular subsidiary was not authorized to write insurance, they could not because they no longer had a license in Maine to write insurance. All that this subsidiary was was a service organization to help serve some of the former customers that they had. Let me tell you that the total receipt that Liberty Mutual received for that service runs about one quarter of a million dollars a year. Hardly a lucrative business for that particular company which used to write between sixty and seven million dollars a year. That allegation about a subsidiary of Liberty Mutual is nothing more than smoke. Thank you.

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

Senator GILL: Thank you Mr. President. Mr. President, men and women of the Senate. I don't serve on the Banking and Insurance Committee, but I did want to rise today to ask you to confirm this nomination. I have had an occasion, because of constituent work, to approach the Superintendent of Insurance with some problems that constituents of mine have and I noticed that since he came on board he strengthened the Outreach Program to the public and to the citizenry of the state of Maine. He was a very valuable resource to the group of people who had problems, and not only in walking them through a possible solution to it, explaining the situation as it went along and I thought it was a great outreach and if we are talking about care to the citizens of the state of Maine and concerns for the citizens of the state of Maine, I think he exhibited that. I don't think anyone can dispute his intelligence, I don't think anyone can dispute his honesty and his courage because he came into a situation in his first year that was a very difficult at best situation to deal with. I think the state of Maine is in a better position today because of how it was dealt with by Joe Edwards and by the Legislature of this state. I would ask you to please confirm this nomination.

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

Senator DUTREMBLE: Thank you Mr. President. Mr. President, men and women of the Senate. I, too, am not a member of the Committee, but I had the opportunity to work with Joe Edwards on the Workers' Compensation crisis at some length and I feel it is important for me to get up and say just a few words, primarily because of a lot of the things that were said here today. If I do not get up and say a few things it would give the appearance that we were all duped and tricked and we didn't know what we were doing when we worked on that package back last year. Obviously, we knew very well what we were doing last November. I really don't want to debate the Workers' Compensation issue again, it seems we have debated that for as long as I have been a member here. Instead of going through the long spiel that I had prepared, let me just say that we have been talking about Workers' Compensation for many years, Joe Edwards did not cause that problem. Two, Joe Edwards did not cause the insurance company to pull out of the state of Maine and three, Joe Edwards did not put together the reform package of last November. He helped a lot and gave us a lot of the information that we needed and the people who passed the reform, the ten members of the Committee who voted for it, thirty-three members of the Senate and I believe one hundred and fourteen or fifteen members of the other Body. We needed the information that Joe Edwards provided for us and anybody who wanted to refute that had the opportunity to do that and we made the decision on which information to listen to. By the way, the Legislature did have the great wisdom of their own actuaries and the good Senator from Aroostook, Senator Theriault, pointed that out. There was concurrence as to what those figures were and I don't think that all of these things that have been talked about here today are totally the way things happened back last fall.

THE PRESIDENT: The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators ANDREWS, BUSTIN, CLARK, ERWIN, KANY, MATTHEWS, THE PRESIDENT - CHARLES P. PRAY

NAYS: Senators BALDACCI, BERUBE, BLACK, BRANNIGAN, BROWN, CAHILL, DILLENBACK, DOW, DUTREMBLE, EMERSON, ESTES, GAUVREAU, GILL, GOULD, KERRY, LUDWIG, MAYBURY, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, USHER, WEBSTER, WHITMORE

ABSENT: Senators COLLINS, TWITCHELL

7 Senators having voted in the affirmative and 26 Senators having voted in the negative, with 2 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 Joseph A. Edwards, for reappointment as the Superintendent of the Bureau of Insurance, 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

May 2, 1988

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 Gordon Pow of Belgrade, Richard Crabtree of Winthrop, Walter Moulton of Brunswick and Ronald Milliken of Farmington for appointments to the Maine Educational Loan Authority.

Pursuant to PL 1988, Chapter 807, these nominations 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

May 2, 1988

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

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Gordon Pow of Belgrade, Richard Crabtree of Winthrop, Walter Moulton of Brunswick and Ronald Milliken of Farmington for appointments to the Maine Educational Loan Authority.

Pursuant to PL 1988, Chapter 807, 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
April 23, 1988

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 Gordon Pow of Belgrade, for appointment to the Maine Educational Loan 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	2
	Representatives	5
NAYS:		0
ABSENT:	6	Sen. Randall of Washington, Rep. Lawrence of Parsonsfield, Rep. Kilkelly of Wiscasset, Rep. O'Gara of Westbrook, Rep. Paradis of Frenchville, Rep. Oliver of Portland

Seven 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 Gordon Pow of Belgrade, for appointment to the Maine Educational Loan Authority be confirmed.

Sincerely,

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

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on EDUCATION has recommended the nomination of Gordon Pow of Belgrade, for appointment to the Maine Educational Loan Authority, 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 ANDREWS, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CLARK, DILLENBACK, DOW, DUTREMBLE, EMERSON, ERWIN, ESTES, GAUVREAU, GILL, GOULD, KANY, KERRY, LUDWIG, MATTHEWS, MAYBURY, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, USHER, WEBSTER, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators COLLINS, TWITCHELL

No Senators having voted in the affirmative and 33 Senators having voted in the negative, with 2 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 Gordon Pow, for appointment to the Maine Educational Loan Authority, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:
COMMITTEE ON EDUCATION
ONE HUNDRED AND THIRTEENTH LEGISLATURE
April 23, 1988

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 Richard Crabtree of Winthrop, for appointment to the Maine Educational Loan 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	2
	Representatives	5
NAYS:		0
ABSENT:	6	Sen. Randall of Washington, Rep. Lawrence of Parsonsfield, Rep. Kilkelly of Wiscasset, Rep. O'Gara of Westbrook, Rep. Paradis of Frenchville, Rep. Oliver of Portland

Seven 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 Richard Crabtree of Winthrop, for appointment to the Maine Educational Loan Authority be confirmed.

Sincerely,

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

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on EDUCATION has recommended the nomination of Richard Crabtree of Winthrop, for appointment to the Maine Educational Loan Authority, 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 ANDREWS, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CLARK, DILLENBACK, DOW, DUTREMBLE, EMERSON, ERWIN, ESTES, GAUVREAU, GILL, GOULD, KANY, KERRY, LUDWIG, MATTHEWS, MAYBURY, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, USHER, WEBSTER, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators COLLINS, TWITCHELL

No Senators having voted in the affirmative and 33 Senators having voted in the negative, with 2 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 Richard Crabtree, for appointment to the Maine Educational Loan Authority, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:
 COMMITTEE ON EDUCATION
 ONE HUNDRED AND THIRTEENTH LEGISLATURE
 April 23, 1988

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 Walter Moulton of Brunswick, for appointment to the Maine Educational Loan 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	2
	Representatives	5
NAYS:		0
ABSENT:	6	Sen. Randall of Washington, Rep. Lawrence of Parsonsfield, Rep. Kilkelly of Wiscasset, Rep. O'Gara of Westbrook, Rep. Paradis of Frenchville, Rep. Oliver of Portland

Seven 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 Walter Moulton of Brunswick, for appointment to the Maine Educational Loan Authority 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 Walter Moulton of Brunswick, for appointment to the Maine Educational Loan Authority, 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 ANDREWS, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CLARK, DILLENBACK, DOW, DUTREMBLE, EMERSON, ERWIN, ESTES, GAUVREAU, GILL, GOULD, KANY, KERRY, LUDWIG, MATTHEWS, MAYBURY, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, USHER, WEBSTER, WHITMORE, THE

PRESIDENT - CHARLES P. PRAY
 ABSENT: Senators COLLINS, TWITCHELL
 No Senators having voted in the affirmative and 33 Senators having voted in the negative, with 2 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 Walter Moulton, for appointment to the Maine Educational Loan Authority, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:
 COMMITTEE ON EDUCATION
 ONE HUNDRED AND THIRTEENTH LEGISLATURE
 April 23, 1988

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 Ronald Milliken of Farmington, for appointment to the Maine Educational Loan 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	2
	Representatives	5
NAYS:		0
ABSENT:	6	Sen. Randall of Washington, Rep. Lawrence of Parsonsfield, Rep. Kilkelly of Wiscasset, Rep. O'Gara of Westbrook, Rep. Paradis of Frenchville, Rep. Oliver of Portland

Seven 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 Ronald Milliken of Farmington, for appointment to the Maine Educational Loan Authority 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 Ronald Milliken of Farmington, for appointment to the Maine Educational Loan Authority, 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 ANDREWS, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CLARK, DILLENBACK, DOW,

DUTREMBLE, EMERSON, ERWIN, ESTES, GAUVREAU, GILL, GOULD, KANY, KERRY, LUDWIG, MATTHEWS, MAYBURY, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, USHER, WEBSTER, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators COLLINS, TWITCHELL

No Senators having voted in the affirmative and 33 Senators having voted in the negative, with 2 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 Ronald Milliken, for appointment to the Maine Educational Loan 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

May 26, 1988

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 Marilyn W. Crandlemire of Machias for appointment to the Maine Educational Loan Authority.

Pursuant to PL 1988, Chapter 807, 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

May 26, 1988

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

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Marilyn W. Crandlemire of Machias for appointment to the Maine Educational Loan Authority.

Pursuant to PL 1988, Chapter 807, 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

June 13, 1988

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 Marilyn W. Crandlemire of Machias, for appointment to the Maine Educational Loan 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 1
Representatives 7

NAYS: 0

ABSENT: 5 Sen. Kany of Kennebec,
Sen. Randall of Washington,
Rep. Kilkelly of Wiscasset,
Rep. Paradis of Frenchville,
Rep. Oliver of Portland

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 Marilyn W. Crandlemire of Machias, for appointment to the Maine Educational Loan Authority be confirmed.

Sincerely,

S/Sen. Stephen Estes
Senate Chair

S/Rep. Stephen Bost
House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on EDUCATION has recommended the nomination of Marilyn W. Crandlemire of Machias, for appointment to the Maine Educational Loan Authority, 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 ANDREWS, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CLARK, DILLENBACK, DOW, DUTREMBLE, EMERSON, ERWIN, ESTES, GAUVREAU, GILL, GOULD, KANY, KERRY, LUDWIG, MATTHEWS, MAYBURY, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, USHER, WEBSTER, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators COLLINS, TWITCHELL

No Senators having voted in the affirmative and 33 Senators having voted in the negative, with 2 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 Marilyn W. Crandlemire, for appointment to the Maine Educational Loan Authority, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

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

The Following Communication:
STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE 04333
May 26, 1988

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 Robert M. Healy, Lt. Col. USMC (Retired) of Augusta for appointment to the State Lottery Commission. Pursuant to Title 8, M.R.S.A. Section 351, 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
May 26, 1988

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

Please be advised that Governor John R. McKernan, Jr. has nominated Robert M. Healy, Lt. Col. USMC (Retired) of Augusta for appointment to the State Lottery Commission.

Pursuant to Title 8, M.R.S.A. Section 351, 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
June 8, 1988

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 Robert M. Healy, Lt. Col. USMC (Retired) of Augusta, for appointment to the State Lottery 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. Estes of York,
Rep. Martin of Van Buren
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 Robert M. Healy, Lt. Col. USMC (Retired) of Augusta, for appointment to the State Lottery Commission be confirmed.

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

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on LEGAL AFFAIRS has recommended the nomination of Robert M. Healy, Lt. Col. USMC (Retired) of Augusta, for appointment to the State Lottery Commission, 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: Senators None
NAYS: Senators ANDREWS, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CLARK, DILLENBACK, DOW, DUTREMBLE, EMERSON, ERWIN, ESTES, GAUVREAU, GILL, GOULD, KANY, KERRY, LUDWIG, MATTHEWS, MAYBURY, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, USHER, WEBSTER, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators COLLINS, TWITCHELL
No Senators having voted in the affirmative and 33 Senators having voted in the negative, with 2 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 Robert M. Healy, Lt. Col. USMC (Retired), for appointment to the State Lottery Commission, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

Off Record Remarks

The Following Communication:
STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE 04333
May 26, 1988

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 Elizabeth B. Noyce of Bremen for reappointment, Hobart F. Harnden of South Portland and King Cummings of Stratton for appointments to the Board of Trustees, Maine Maritime Academy.

Pursuant to PL 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

May 26, 1988

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

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Elizabeth B. Noyce of Bremen for reappointment, Hobart F. Harnden of South Portland and King Cummings of Stratton for appointments to the Board of Trustees, Maine Maritime Academy.

Pursuant to PL 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

June 13, 1988

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 Elizabeth B. Noyce of Bremen, for reappointment 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 7

NAYS: 0

ABSENT: 4 Sen. Randall of Washington,
Rep. KilKelly of Wiscasset,
Rep. Oliver of Portland,
Rep. Paradis of Frenchville

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 Elizabeth B. Noyce of Bremen, for reappointment to the Board of Trustees, Maine Maritime Academy be confirmed.

Sincerely,
S/Sen. Stephen Estes
Senate Chair
S/Rep. Stephen Bost
House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on EDUCATION has recommended the nomination of Elizabeth B. Noyce of Bremen, for reappointment to the Board of Trustees, Maine Maritime Academy, 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 ANDREWS, BALDACCI, BERUBE,
BLACK, BRANNIGAN, BRAWN, BUSTIN,
CAHILL, CLARK, DILLENBACK, DOW,
DUTREMBLE, EMERSON, ERWIN, ESTES,
GAUVREAU, GILL, GOULD, KANY, KERRY,
LUDWIG, MATTHEWS, MAYBURY, PEARSON,
PERKINS, RANDALL, SEWALL, THERIAULT,
TUTTLE, USHER, WEBSTER, WHITMORE, THE
PRESIDENT - CHARLES P. PRAY

ABSENT: Senators COLLINS, TWITCHELL

No Senators having voted in the affirmative and 33 Senators having voted in the negative, with 2 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 Elizabeth B. Noyce, for reappointment to the Board of Trustees, Maine Maritime Academy, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:

COMMITTEE ON EDUCATION
ONE HUNDRED AND THIRTEENTH LEGISLATURE

June 13, 1988

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 Hobart F. Harnden of South Portland, 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 7

NAYS: 0

ABSENT: 4 Sen. Randall of Washington,
Rep. KilKelly of Wiscasset,
Rep. Oliver of Portland,
Rep. Paradis of Frenchville

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 Hobart F. Harnden of South Portland, for appointment to the

Board of Trustees, Maine Maritime Academy be confirmed.

Sincerely,
S/Sen. Stephen Estes
Senate Chair
S/Rep. Stephen Bost
House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on EDUCATION has recommended the nomination of Hobart F. Harnden of South Portland, for appointment to the Board of Trustees, Maine Maritime Academy, 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 ANDREWS, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CLARK, DILLENBACK, DOW, DUTREMBLE, EMERSON, ERWIN, ESTES, GAUVREAU, GILL, GOULD, KANY, KERRY, LUDWIG, MATTHEWS, MAYBURY, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, USHER, WEBSTER, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators COLLINS, TWITCHELL
No Senators having voted in the affirmative and 33 Senators having voted in the negative, with 2 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 Hobart F. Harnden, 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:
COMMITTEE ON EDUCATION
ONE HUNDRED AND THIRTEENTH LEGISLATURE
June 13, 1988

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 King Cummings of Stratton, 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 7
NAYS: 0
ABSENT: 4 Sen. Randall of Washington,

Rep. Kilkelly of Wiscasset,
Rep. Oliver of Portland,
Rep. Paradis of Frenchville

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 King Cummings of Stratton, for appointment to the Board of Trustees, Maine Maritime Academy be confirmed.

Sincerely,
S/Sen. Stephen Estes
Senate Chair
S/Rep. Stephen Bost
House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on EDUCATION has recommended the nomination of King Cummings of Stratton, for appointment to the Board of Trustees, Maine Maritime Academy, 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 ANDREWS, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CLARK, DILLENBACK, DOW, DUTREMBLE, EMERSON, ERWIN, ESTES, GAUVREAU, GILL, GOULD, KANY, KERRY, LUDWIG, MATTHEWS, MAYBURY, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, USHER, WEBSTER, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators COLLINS, TWITCHELL

No Senators having voted in the affirmative and 33 Senators having voted in the negative, with 2 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 King Cummings, 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
May 26, 1988

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 for reappointment 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

May 26, 1988

Senator Ronald E. Usher
Representative Michael H. Michaud
Chairpersons
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 Meredith H. Murray of New Gloucester for reappointment 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

June 14, 1988

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 reappointment 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 9

NAYS: 0

ABSENT: 1 Rep. Hogle of Portland

Twelve members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Meredith H. Murray of New Gloucester, for re to the Maine Low-Level Radioactive Waste Authority be confirmed.

Sincerely,

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

for reappointment to the Maine Low-Level Radioactive Waste Authority, 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 None
NAYS: Senators ANDREWS, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CLARK, DILLENBACK, DOW, DUTREMBLE, EMERSON, ERWIN, ESTES, GAUVREAU, GILL, GOULD, KANY, KERRY, LUDWIG, MATTHEWS, MAYBURY, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, USHER, WEBSTER, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators COLLINS, TWITCHELL

No Senators having voted in the affirmative and 33 Senators having voted in the negative, with 2 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 Meredith H. Murray, for reappointment 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

May 26, 1988

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 John Crabtree of Warren, Dr. Ogden E. Small of Caribou and William C. Sylvester of Clayton Lake for appointments to the Inland Fisheries and Wildlife Advisory Council. Pursuant to Title 12, M.R.S.A. Section 7033, this nomination will require review by the Joint Standing Committee on Fisheries and Wildlife 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

May 26, 1988

Senator Edgar E. Erwin
Representative Paul F. Jacques
Chairpersons
Joint Standing Committee on Fisheries and Wildlife

113th Legislature
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated John Crabtree of Warren, Dr. Ogden E. Small of Caribou and William C. Sylvester of Clayton Lake for appointment to the Inland Fisheries and Wildlife Advisory Council.

Pursuant to Title 12, M.R.S.A. Section 7033, these nominations will require review by the Joint Standing Committee on Fisheries and Wildlife 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 FISHERIES AND WILDLIFE
ONE HUNDRED AND THIRTEENTH LEGISLATURE
June 13, 1988

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 Fisheries and Wildlife has had under consideration the nomination of John Crabtree of Warren, for appointment to the Inland Fisheries and Wildlife Advisory Council.

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

YEAS:	Senators	3
	Representatives	9
NAYS:		0
ABSENT:	1	Rep. Clark of Millinocket

Twelve members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of John Crabtree of Warren, for appointment to the Inland Fisheries and Wildlife Advisory Council be confirmed.

Sincerely,
S/Sen. Edgar E. Erwin
Senate Chair

S/Rep. Paul F. Jacques
House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on FISHERIES AND WILDLIFE has recommended the nomination of John Crabtree of Warren, for appointment to the Inland Fisheries and Wildlife Advisory Council, be confirmed.

The pending question before the Senate is: "Shall the recommendation of the Committee on FISHERIES AND WILDLIFE 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 ANDREWS, BALDACCI, BERUBE, BLACK, BRANNIGAN, BROWN, BUSTIN,

CAHILL, CLARK, DILLENBACK, DOW,
DUTREMBLE, EMERSON, ERWIN, ESTES,
GAUVREAU, GILL, GOULD, KERRY, LUDWIG,
MATTHEWS, MAYBURY, PEARSON, PERKINS,
RANDALL, SEWALL, THERIAULT, TUTTLE,
USHER, WEBSTER, WHITMORE, THE
PRESIDENT - CHARLES P. PRAY

ABSENT: Senators COLLINS, KANY, TWITCHELL

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 John Crabtree, for appointment to the Inland Fisheries and Wildlife Advisory Council, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:
COMMITTEE ON FISHERIES AND WILDLIFE
ONE HUNDRED AND THIRTEENTH LEGISLATURE
June 13, 1988

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 Fisheries and Wildlife has had under consideration the nomination of Dr. Ogden E. Small of Caribou, for appointment to the Inland Fisheries and Wildlife Advisory Council.

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

YEAS:	Senators	3
	Representatives	7
NAYS:		2
ABSENT:	1	Rep. Clark of Millinocket

Ten 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 Dr. Ogden E. Small of Caribou, for appointment to the Inland Fisheries and Wildlife Advisory Council be confirmed.

Sincerely,
S/Sen. Edgar E. Erwin
Senate Chair

S/Rep. Paul F. Jacques
House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on FISHERIES AND WILDLIFE has recommended the nomination of Dr. Ogden E. Small of Caribou, for appointment to the Inland Fisheries and Wildlife Advisory Council, be confirmed.

The pending question before the Senate is: "Shall the recommendation of the Committee on FISHERIES AND WILDLIFE 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
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NAYS: Senators ANDREWS, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CLARK, DILLENBACK, DOW, DUTREMBLE, EMERSON, ERWIN, ESTES, GAUVREAU, GILL, GOULD, KERRY, LUDWIG, MATTHEWS, MAYBURY, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, USHER, WEBSTER, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators COLLINS, KANY, TWITCHELL
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 Dr. Ogden E. Small, for appointment to the Inland Fisheries and Wildlife Advisory Council, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:
COMMITTEE ON FISHERIES AND WILDLIFE
ONE HUNDRED AND THIRTEENTH LEGISLATURE
June 13, 1988

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 Fisheries and Wildlife has had under consideration the nomination of William C. Sylvester of Clayton Lake, for appointment to the Inland Fisheries and Wildlife Advisory Council.

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: 1

ABSENT: 1 Rep. Clark of Millinocket

Eleven members of the Committee having voted in the affirmative and one in the negative, it was the vote of the Committee that the nomination of William C. Sylvester of Clayton Lake, for appointment to the Inland Fisheries and Wildlife Advisory Council be confirmed.

Sincerely,

S/Sen. Edgar E. Erwin S/Rep. Paul F. Jacques
Senate Chair House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on FISHERIES AND WILDLIFE has recommended the nomination of William C. Sylvester of Clayton Lake, for appointment to the Inland Fisheries and Wildlife Advisory Council, be confirmed.

The pending question before the Senate is: "Shall the recommendation of the Committee on FISHERIES AND WILDLIFE 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 ANDREWS, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CLARK, DILLENBACK, DOW, DUTREMBLE, EMERSON, ERWIN, ESTES, GAUVREAU, GILL, GOULD, KERRY, LUDWIG, MATTHEWS, MAYBURY, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, USHER, WEBSTER, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators COLLINS, KANY, TWITCHELL
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. Sylvester, for appointment to the Inland Fisheries and Wildlife Advisory Council, 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
May 26, 1988

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 Frederick B. Hurley of Wayne and Maynard Marsh of Gorham for reappointments and Linda E. Smith of Augusta for appointment to the Maine Indian-Tribal State Commission.

Pursuant to Title 30, M.R.S.A. Section 6212, 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.

The Following Communication:
SENATE OF MAINE
OFFICE OF THE SECRETARY
AUGUSTA, MAINE 04333
May 26, 1988

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

Please be advised that Governor John R. McKernan, Jr. has nominated Frederick B. Hurley of Wayne and Maynard Marsh of Gorham for reappointment and Linda E. Smith of Augusta for appointment to the Maine Indian-Tribal State Commission.

Pursuant to Title 30, M.R.S.A. Section 6212, 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
 June 9, 1988

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 Frederick B. Hurley of Wayne, for reappointment to the Maine Indian-Tribal State 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	6
NAYS:		0
ABSENT:	4	Rep. Conley of Portland, Rep. Thistle of Dover-Foxcroft, Rep. Hanley of Paris, 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 Frederick B. Hurley of Wayne, for reappointment to the Maine Indian-Tribal State Commission be confirmed.

Sincerely,
 S/Sen. Joseph C. Brannigan
 Senate Chair
 S/Rep. 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 Frederick B. Hurley of Wayne, for reappointment to the Maine Indian-Tribal State Commission, 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 ANDREWS, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CLARK, DILLENBACK, DOW, DUTREMBLE, EMERSON, ERWIN, ESTES, GAUVREAU, GILL, GOULD, KERRY, LUDWIG, MATTHEWS, MAYBURY, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, USHER, WEBSTER, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators COLLINS, KANY, TWITCHELL

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 Frederick B. Hurley, for reappointment to the Maine Indian-Tribal State Commission, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:
 COMMITTEE ON JUDICIARY
 ONE HUNDRED AND THIRTEENTH LEGISLATURE
 June 9, 1988

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 Maynard Marsh of Gorham, for reappointment to the Maine Indian-Tribal State 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	6
NAYS:		0
ABSENT:	4	Rep. Conley of Portland, Rep. Thistle of Dover-Foxcroft, Rep. Hanley of Paris, 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 Maynard Marsh of Gorham, for reappointment to the Maine Indian-Tribal State Commission be confirmed.

Sincerely,
 S/Sen. Joseph C. Brannigan
 Senate Chair
 S/Rep. 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 Maynard Marsh of Gorham, for reappointment to the Maine Indian-Tribal State Commission, 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 ANDREWS, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CLARK, DILLENBACK, DOW, DUTREMBLE, EMERSON, ERWIN, ESTES, GAUVREAU, GILL, GOULD, KERRY, LUDWIG, MATTHEWS, MAYBURY, PEARSON, PERKINS, RANDALL, SEWALL, THERIAULT, TUTTLE, USHER, WEBSTER, WHITMORE, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators COLLINS, KANY, TWITCHELL
 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 Maynard Marsh, for reappointment to the Maine Indian-Tribal State Commission, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:
 COMMITTEE ON JUDICIARY
 ONE HUNDRED AND THIRTEENTH LEGISLATURE
 June 9, 1988

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 Linda E. Smith of Augusta, for appointment to the Maine Indian-Tribal State 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	6
NAYS:		0
ABSENT:	4	Rep. Conley of Portland, Rep. Thistle of Dover-Foxcroft, Rep. Hanley of Paris, 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 Linda E. Smith of Augusta, for appointment to the Maine Indian-Tribal State Commission be confirmed.

Sincerely,
 S/Sen. Joseph C. Brannigan
 Senate Chair
 S/Rep. 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 Linda E. Smith of Augusta, for appointment to the Maine Indian-Tribal State Commission, 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 ANDREWS, BALDACCI, BERUBE, BLACK, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CLARK, DILLENBACK, DOW, DUTREMBLE, EMERSON, ERWIN, ESTES,

GAUVREAU, GILL, GOULD, KERRY, LUDWIG,
 MATTHEWS, MAYBURY, PEARSON, PERKINS,
 RANDALL, SEWALL, THERIAULT, TUTTLE,
 USHER, WEBSTER, WHITMORE, THE
 PRESIDENT - CHARLES P. PRAY

ABSENT: Senators COLLINS, KANY,
 TWITCHELL

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 Linda E. Smith, for appointment to the Maine Indian-Tribal State Commission, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

Off Record Remarks

Senator MATTHEWS of Kennebec was granted unanimous consent to address the Senate off the Record.

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 Senator CLARK of Cumberland to deliver the message to the Governor. The Sergeant-At-Arms escorted the Senator to the Governor's Office.

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

On motion by Senator EMERSON of Penobscot at 4:47 p.m. on Wednesday, June 15, 1988, the Honorable CHARLES P. PRAY, PRESIDENT, declared the Third Confirmation Session of the 113th Legislature, ADJOURNED SINE DIE.