

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD
OF THE
One Hundred and Ninth
Legislature

OF THE
STATE OF MAINE

Volume II

First Regular Session

May 7, 1979 to June 15, 1979

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STATE OF MAINE
One Hundred and Ninth Legislature
First Special Session
JOURNAL OF THE SENATE

October 5, 1979

Senate called to order by the President.

Prayer by Father James Michaud, St. Augustine's Church of Augusta.

Father MICHAUD: We Pray! Heavenly Father, you desire always what is good for your children and in Jesus you show us your special care for the poor.

Inspire our leaders this day, so that their deliberations and decisions may reflect and help accomplish your will on earth as it is in heaven.

We pray this in the name of Jesus our model and Lord. Amen.

Reading of the Journal of yesterday.

On Motion by Senator Pierce of Kennebec, Recessed until the sound of the bell.

(Recess)
(After Recess)

The Senate called to order by the President.

Senator Katz of Kennebec, was granted unanimous consent to address the Senate, Off the Record.

Enactor

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

An Act to Correct the Procedures for Suspending Motor Vehicle Operators' Licenses. (S. P. 645) (L. D. 1690)

This being an emergency measure and having received the affirmative votes of 24 members of the Senate, was Passed to be Enacted, and having been signed by the President, was by the Secretary presented to the Governor for his approval.

Out of Order and Under Suspension of the Rules the Senate voted to consider the following:

**Communication
COMMITTEE ON LABOR**

October 5, 1979

The Honorable Joseph Sewall
President of the Senate of Maine
State House
Augusta, Maine 04333
Dear President Sewall:

In accordance with 3 M.R.S.A., Chapter 5, section 151, and with Joint Rule 38 of the 109th Legislature, the Joint Standing Committee on Labor has had under consideration the nomination of Anthony J. Peverada, Jr., to serve on the Maine Employment Security Commission.

After public hearing and discussion on this nomination, the Committee proceeded to vote on the motion to recommend to the Senate of the 109th Maine Legislature that this nomination be confirmed. The vote was taken by the yeas and nays. The Committee Clerk called the roll with the following result:

YEAS:

Senators 2
Representatives 10

NAYS:

Senators 0
Representatives 0

ABSENT:

Senators 1
Senator Pray of Penobscot
Representatives 0

Twelve members of the Committee having voted in the affirmative, it was the vote of the Committee that the nomination of Anthony J. Peverada as a member on the Maine Security Commission be confirmed.

Sincerely,
S/ROLAND SUTTON
Senate Chairman

S/JASPER WYMAN
House Chairman

Which was Read and Ordered placed on file.

The PRESIDENT: The Joint Standing Committee on Labor has recommended that the nomination of Anthony J. Peverada, Jr. be confirmed.

The pending question before the Senate is: Shall the recommendation of the Committee on Labor be overridden? In accordance with 3 M.R.S.A., Chapter 6, section 151, and with Joint Rule 38 of the 109th 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

YEA — None.

NAY — Ault, Carpenter, Clark, Collins, Conley, Cote, Devoe, Emerson, Gill, Huber, Katz, Lovell, McBreaity, Minkowsky, Najarian, Perkins, Pierce, Pray, Redmond, Shute, Sutton, Teague, Trafton, Trotzky, Sewall.

ABSENT — Chapman, Danton, Farley, Hichens, Martin, O'Leary, Silverman, Usber.

No Senators having voted in the affirmative and 25 Senators in the negative, and 8 Senators being absent and none being less than two-thirds of the membership present, it is the vote of the Senate that the Committee's recommendation be accepted. The nomination of Anthony J. Peverada, Jr. is confirmed.

Senate at Ease

The Senate called to Order by the President.

On Motion by Senator Pierce of Kennebec, Recessed until the sound of the bell.

(Recess)
(After Recess)

The Senate called to order by the President.

Out of Order and Under Suspension of the Rules the Senate voted to consider the following:

**Papers from the House
Committee Report
House**

Divided Report

The Majority of the Committee on Appropriations and Financial Affairs on, Bill, "An Act to Provide Funds for Emergency Home Heating Assistance for Elderly and Other Low-Income Households for the Winterization, Housing Rehabilitation Technician and Citizens' Assistance Programs and to Correct an Error in the Energy Inventory Reporting Law." (Emergency) (H. P. 1586) (L. D. 1689)

Reports that the same Ought to Pass as amended by Committee Amendment "A" (H-735).

Signed:

Senators:
NAJARIAN of Cumberland
Representatives:

PEARSON of Old Town
JALBERT of Lewiston
KELLEHER of Bangor
CHONKO of Topsham
DIAMOND of Windham
CARTER of Winslow

The Minority of the same Committee on the same subject matter reports that the same Ought to Pass as amended by Committee Amendment "B" (H-736).

Signed:

Senators:
HUBER of Cumberland
PERKINS of Hancock
Representatives:
HIGGINS of Scarborough

MORTON of Farmington
SMITH of Mars Hill
BOUDREAU of Waterville

Comes from the House, the Bill, and accompanying papers, Indefinitely Postponed.

Which Reports were Read.

On Motion by Senator Pierce of Kennebec, the Bill and accompanying papers be Indefinitely Postponed, in concurrence.

A message was received from the House of Representatives through Representative Tierney of Lisbon Falls, the Majority Floor Leader in the House, that the House was ready to Adjourn Sine Die.

Out of Order and Under Suspension of the Rules, on Motion by Senator Conley of Cumberland:

ORDERED, that a message be sent to His Excellency, the Governor, informing him that the Senate is ready to Adjourn Without Day.

Which was Read and Passed.

The President appointed Senator Conley of Cumberland to convey the message to the Governor.

Subsequently, Senator Conley reported that he had delivered the message with which he was charged.

Out of Order and Under Suspension of the Rules, on Motion by Senator Pierce of Kennebec:

ORDERED, that a message be sent to the House of Representatives informing that body that the Senate is ready to Adjourn Without Day.

Which was Read and Passed.

The President appointed Senator Pierce of Kennebec to convey the message to the House of Representatives.

Subsequently, Senator Pierce reported that he had delivered the message with which he was charged.

Senator Pierce of Kennebec was granted unanimous consent to address the Senate, Off the Record.

On Motion by Senator Pierce of Kennebec, at 7:37 P.M. on Friday, October 5, 1979 the Honorable Joseph Sewall, declared the Senate of the First Special Session of the 109th Legislature, Adjourned Sine Die.