

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

One Hundred And Fifteenth Legislature

OF THE

State Of Maine

VOLUME VII

SECOND REGULAR SESSION

Senate

March 10, 1992 to March 31, 1992

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HOUSE AND SENATE LEGISLATIVE SENTIMENTS

December 5, 1990 to December 1, 1992

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

In Senate Chamber
Wednesday
August 19, 1992

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

Prayer by the Honorable Jerome A. Emerson of Penobscot.

SENATOR JEROME A. EMERSON: May we be in a spirit of prayer. Heavenly Father, in this world so full of violence and suffering, we pray for peace and full stomachs, and come to realize that our problems here, in comparison, are small indeed. For this we must be thankful.

Here, today, we would ask that under your guidance those we confirm will carry on their duties with compassion, fairness, and good judgement. This we ask in Christ's name. Amen.

COMMUNICATIONS

The Following Communication:

**STATE OF MAINE
OFFICE OF THE PRESIDENT
AUGUSTA, MAINE 04333**

July 17, 1992

The 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, August 19, 1992, at 2:00 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 BALDACCI, BERUBE, BOST, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CARPENTER, CLARK, CLEVELAND, CONLEY, DUTREMBLE, EMERSON, ESTES, ESTY, FOSTER, GAUVREAU, GILL, GOULD, HOLLOWAY, KANY, LUDWIG, MCCORMICK, MILLS, THERIAULT, TITCOMB, TWITCHELL, VOSE, WEBSTER, THE PRESIDENT - CHARLES P. PRAY

30 Senators having answered to the Roll, the President declared a quorum present.

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 Governor John R. McKernan, Jr., informing him that in accordance with Article 5, Part 1, Section 8 of the Constitution of Maine, a quorum of Senators is assembled for consideration of such business as may come before the Senate.

Which was **READ** and **PASSED**.

The President appointed the Senator from Cumberland, Senator **CLARK** to deliver the message to the Governor.

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

Off Record Remarks

Senate at Ease
Senate called to order by the President.

Off Record Remarks

The Following Communication:

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE 04333**

July 6, 1992

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

This is to inform you that I am today nominating Dr. Langdon Davis of Augusta for appointment to the Animal Welfare Board.

Pursuant to Public Law 1992, Chapter 779, this nomination will require review by the Joint Standing Committee on Agriculture and confirmation by the Senate.

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

Which was **READ** and **ORDERED PLACED ON FILE**.

The Following Communication:

**SENATE OF MAINE
OFFICE OF THE SECRETARY
AUGUSTA, MAINE 04333**

July 6, 1992

Senator R. Donald Twitchell
Rep. Robert J. Tardy
Chairpersons
Joint Standing Committee on Agriculture
115th Legislature
Augusta, Maine 04333
Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Dr. Langdon Davis of Augusta for appointment to the Animal Welfare Board.

Pursuant to Public Law 1992, Chapter 779, this nomination will require review by the Joint Standing

Committee on Agriculture and confirmation by the Senate.

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

Which was **READ** and **ORDERED PLACED ON FILE**.

Senator **CLARK** of Cumberland requested and received permission for the members and staff to remove their jackets for the remainder of the Legislative Session.

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

Senator **WEBSTER** of Franklin was granted unanimous consent to address the Senate off the Record.

On motion by Senator **CONLEY** of Cumberland, **RECESSED** until the sound of the bell.

After Recess

Senate called to order by the President.

The Chair noted the presence of the Senator from Kennebec, Senator **MATTHEWS** and the Senator from Aroostook, Senator **COLLINS**.

The Following Communication:
**ONE HUNDRED AND FIFTEENTH LEGISLATURE
COMMITTEE ON AGRICULTURE**
July 29, 1992

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 115th Maine Legislature, the Joint Standing Committee on Agriculture has had under consideration the nomination of Dr. Langdon Davis of Augusta, for appointment to the Animal Welfare Board.

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

YEAS: Senators 3
Representatives 8

NAYS: 0

ABSENT: 2 Rep. Aliberti of Lewiston, Rep. Mahany of Easton

Eleven members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Dr. Langdon Davis of Augusta, for appointment to the Animal Welfare Board be confirmed.

Sincerely,

S/Sen. R. Donald Twitchell S/Rep. Robert J. Tardy
Senate Chair House Chair

Which was **READ** and **ORDERED PLACED ON FILE**.

THE PRESIDENT: The Joint Standing Committee on Agriculture has recommended the nomination of Dr. Langdon Davis of Augusta be confirmed.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 115th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators None

NAYS: Senators BALDACCI, BERUBE, BOST, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CARPENTER, CLARK, CLEVELAND, COLLINS, CONLEY, DUTREMBLE, EMERSON, ESTES, ESTY, FOSTER, GAUVREAU, GILL, GOULD, HOLLOWAY, KANY, LUDWIG, MATTHEWS, MCCORMICK, MILLS, THERIAULT, TITCOMB, TWITCHELL, VOSE, WEBSTER, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators PEARSON, RICH, SUMMERS

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. Langdon Davis, was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

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

July 6, 1992

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

Dear President Pray:

This is to inform you that I am today nominating John C. Harris of Newcastle for appointment to the Maine Real Estate Commission.

Pursuant to Title 32, M.R.S.A. Section 13062, this nomination will require review by the Joint Standing Committee on Business Legislation and confirmation by the Senate.

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

Which was **READ** and **ORDERED PLACED ON FILE**.

The Following Communication:
**SENATE OF MAINE
OFFICE OF THE SECRETARY
AUGUSTA, MAINE 04333**

July 6, 1992

Senator John E. Baldacci
Rep. Carl F. Sheltra
Chairpersons
Joint Standing Committee on Business Legislation
115th Legislature

Augusta, Maine 04333

Dear Chairs:

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

Pursuant to Title 32, MRSA Section 13062, this nomination will require review by the Joint Standing Committee on Business Legislation and confirmation by the Senate.

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

Which was **READ** and **ORDERED PLACED ON FILE**.

The Following Communication:
**ONE HUNDRED AND FIFTEENTH LEGISLATURE
COMMITTEE ON BUSINESS LEGISLATION**
August 5, 1992

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 115th Maine Legislature, the Joint Standing Committee on Business Legislation has had under consideration the nomination of John C. Harris of Newcastle, for appointment to the Maine Real Estate Commission.

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

YEAS: Senators 2
Representatives 7
NAYS: 0
ABSENT: 4 Sen. Rich of Cumberland, Rep. Graham of Houlton, Rep. Stevens of Sabattus, Rep. Kutasi of Bridgton

Nine members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of John C. Harris of Newcastle, for appointment to the Maine Real Estate Commission be confirmed.

Sincerely,

S/Senator John E. Baldacci S/Rep. Carl F. Sheltra
Senate Chair House Chair

Which was **READ** and **ORDERED PLACED ON FILE**.

THE PRESIDENT: The Joint Standing Committee on Business Legislation has recommended the nomination of John C. Harris of Newcastle be confirmed.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 115th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators None
NAYS: Senators BALDACCI, BERUBE, BOST, BRANNIGAN, BRAWN, BUSTIN, CAHILL,

CARPENTER, CLARK, CLEVELAND, COLLINS, CONLEY, DUTREMBLE, EMERSON, ESTES, ESTY, FOSTER, GAUVREAU, GILL, GOULD, HOLLOWAY, KANY, LUDWIG, MATTHEWS, MCCORMICK, MILLS, THERIAULT, TITCOMB, TWITCHELL, VOSE, WEBSTER, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators PEARSON, RICH, SUMMERS

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 C. Harris, was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

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

July 6, 1992

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

This is to inform you that I am today nominating Leo G. Martin of Kennebunkport as Commissioner of the Department of Education.

Pursuant to Title 20A, MRSA Section 251, this nomination will require review by the Joint Standing Committee on Education and confirmation by the Senate.
Sincerely,
S/John R. McKernan, Jr.
GOVERNOR

Which was **READ** and **ORDERED PLACED ON FILE**.

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

July 6, 1992

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

This is to inform you that I am today nominating Edward M. Williams of Cape Elizabeth for reappointment to the Maine Education Assistance Board.

Pursuant to Title 10, MRSA Section 1016, this nomination will require review by the Joint Standing Committee on Education and confirmation by the Senate.

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

Which was **READ** and **ORDERED PLACED ON FILE**.

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

July 6, 1992

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

This is to inform you that I am today nominating Thomas Baum of Kennebunk for appointment to the Maine Technical College System Board of Trustees.

Pursuant to Title 20-A, MRSA Section 12705, this nomination will require review by the Joint Standing Committee on Education and confirmation by the Senate.

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

Which was READ and ORDERED PLACED ON FILE.

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

July 6, 1992

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

This is to inform you that I am today nominating Philip A. Dionne of Brunswick for appointment to the State Board of Education.

Pursuant to Title 20A, MRSA Section 401, this nomination will require review by the Joint Standing Committee on Education and confirmation by the Senate.

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

Which was READ and ORDERED PLACED ON FILE.

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

July 6, 1992

Senator Stephen C. Estes
Rep. Nathaniel J. Crowley, Sr.
Chairpersons
Joint Standing Committee on Education
115th Legislature
Augusta, Maine 04333
Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated the following:

Pursuant to Title 20A, MRSA Section 251, Leo G. Martin of Kennebunkport for appointment as Commissioner of the Department of Education.

Pursuant to Title 20A, MRSA Section 401, Philip A. Dionne of Brunswick for appointment to the State Board of Education.

Pursuant to Title 10, MRSA Section 1016, Edward M. Williams of Cape Elizabeth for reappointment to the Maine Education Assistance Board.

Pursuant to Title 20-A, MRSA Section 12705, Thomas Baum of Kennebunk for appointment to the Maine Technical College System Board of Trustees.

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:
ONE HUNDRED AND FIFTEENTH LEGISLATURE
COMMITTEE ON EDUCATION

July 28, 1992

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 115th Maine Legislature, the Joint Standing Committee on Education has had under consideration the nomination of Thomas Baum of Kennebunk, for appointment to the Maine Technical College System Board of Trustees.

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

YEAS: Senators 3
Representatives 10
NAYS: 0
ABSENT: 0

Thirteen members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Thomas Baum of Kennebunk, for appointment to the Maine Technical College System Board of Trustees be confirmed.

Sincerely,
S/Sen. Stephen Estes S/Rep. Nathaniel Crowley, Sr.
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 Thomas Baum of Kennebunk 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 115th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators None
NAYS: Senators BALDACCI, BERUBE, BOST, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CARPENTER, CLARK, CLEVELAND, COLLINS, CONLEY, DUTREMBLE, EMERSON, ESTES, ESTY, FOSTER, GAUVREAU, GILL, GOULD, HOLLOWAY, KANY, LUDWIG, MATTHEWS, MCCORMICK, MILLS, THERIAULT, TITCOMB, TWITCHELL, VOSE, WEBSTER, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators PEARSON, RICH, SUMMERS

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 Thomas Baum, was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

The Following Communication:
**ONE HUNDRED AND FIFTEENTH LEGISLATURE
 COMMITTEE ON EDUCATION**

July 28, 1992

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 115th Maine Legislature, the Joint Standing Committee on Education has had under consideration the nomination of Philip A. Dionne of Brunswick, for appointment to the State Board of Education.

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

YEAS: Senators 2
 Representatives 4
 NAYS: 6

ABSENT: 1 Sen. McCormick of Kennebec

Six members of the Committee having voted in the affirmative and six in the negative, it was the vote of the Committee that the nomination of Philip A. Dionne of Brunswick, for appointment to the State Board of Education be denied.

Sincerely,

S/Senator Stephen C. Estes S/Rep. Nathaniel J. Crowley, Sr.
 Senate Chair House Chair

Which was **READ** and **ORDERED PLACED ON FILE**.

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

Senator ESTES: Thank you Mr. President, Ladies and Gentlemen of the Senate. I rise this afternoon to urge you to vote yes to overturn the tying recommendation for Mr. Philip Dionne of Brunswick for the State Board of Education. I would like to give you what I think are some important reasons for your consideration of a yes vote. I have to say that this nomination has generated the most intense response of any that I have been involved in my five and a half years as the Chair of the Education Committee. Not only telephone calls but a great deal of mail, both pro and con, but I found that there was a much more extensive support for Mr. Dionne's nomination, and I think for some good reasons. The nomination has, undoubtedly, been clouded by the local construction issue revolving around the site of the new Brunswick High School and I think that it was unfortunate that it also clouded the confirmation hearing back in late July.

One of the things that I think is important that you realize is that unlike the Board of Trustees of the University of Maine system or the Board of Trustees of the Technical College System, the State

Board of Education functions considerably different. I have for years, with a number of colleagues in this Chamber, attempted to strengthen and enhance the position and role of education with not much success. The Board of Education is a lay board that is broadly representative of the public of the State of Maine and broadly representative of the regions of the State. Normal term of appointment is five years and in this particular nomination, Mr. Dionne would be replacing Michael Aube who resigned recently after he was confirmed as the Commissioner of Economic and Community Development. If Mr. Dionne is confirmed today he will not be serving a full term but will only serve out the remainder of Mr. Aube's term until December 1994, which is just a little over two years.

The Board is also defined as being an autonomous body which has primary responsibility for formulating policy by which the Commissioner of Education shall administer certain regulatory tasks, advising the Commissioner and Administration of all the mandated responsibilities of that position and enforcing regulatory requirements to School Administrative Units. That's it. Simple. One of the things that particularly impressed me about Mr. Dionne is his long term of public service, both at the local level and at the State level, and his involvement with vocational education at the national level. I think his particular knowledgeable background in the field of vocational education and his very strong demonstrated advocacy for vocational educational students are two very important assets to bring to the Board. Those assets will be much needed with the departure of Mr. Aube who was the vocational advocate and conscience on the State Board. I urge you to vote yes on this nomination. Thank you.

THE PRESIDENT: The Joint Standing Committee on Education has recommended the nomination of Philip A. Dionne of Brunswick be denied.

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 115th 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 BERUBE, BOST, BRAWN, BUSTIN, CAHILL, CARPENTER, CLARK, CLEVELAND, COLLINS, DUTREMBLE, EMERSON, ESTES, FOSTER, GILL, GOULD, HOLLOWAY, KANY, LUDWIG, MATTHEWS, MCCORMICK, MILLS, THERIAULT, TITCOMB, TWITCHELL, VOSE, WEBSTER, THE PRESIDENT - CHARLES P. PRAY

NAYS: Senators BALDACCII, BRANNIGAN, CONLEY, ESTY, GAUVREAU

ABSENT: Senators PEARSON, RICH, SUMMERS

27 Senators having voted in the affirmative and 5 Senators having voted in the negative, with 3 Senators being absent, and 27 being more than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be **OVERRIDDEN** and the nomination of Philip A. Dionne, was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

Off Record Remarks

The Following Communication:
**ONE HUNDRED AND FIFTEENTH LEGISLATURE
 COMMITTEE ON EDUCATION**

July 28, 1992

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 115th Maine Legislature, the Joint Standing Committee on Education has had under consideration the nomination of Leo G. Martin of Kennebunkport, for appointment as Commissioner of the Department of Education.

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

YEAS:	Senators	2
	Representatives	10
NAYS:		1
ABSENT:		0

Twelve 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 Leo G. Martin of Kennebunkport, for appointment as Commissioner of the Department of Education be confirmed.

Sincerely,

S/Sen. Stephen Estes S/Rep. Nathaniel J. Crowley, Sr.
 Senate Chair House Chair

Which was READ and ORDERED PLACED ON FILE.

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

Senator **MCCORMICK:** Thank you Mr. President, Ladies and Gentlemen of the Senate. I voted against Leo Martin in the Education Committee because I feared that a Superintendent from a wealthy school district could not understand the burdens on the property taxpayers in my district. Today, I will vote in favor of him because I believe that he will allocate any upcoming educational cuts fairly. During the hearing I became concerned over that issue when I asked twice and posed questions about educational cuts and failed to receive an adequate answer. I was also concerned that the nominee should understand the importance of effective aids education to the health and well being of Maine's youth.

During the hearing I was also very impressed by many of his qualifications, especially those in vocational education and particularly the gyrocopter program, which, if you haven't already heard about it you all should and if it was up to Leo Martin, and I hope it is, every student in Maine will be building a gyrocopter because I believe then we will be stepping towards having a workforce that can compete globally. As I said, I wanted to be able to support him so I called him up and we have about a 45 minute conversation, which was very frank. I invited him to raise my comfort level about his abilities to be the Commissioner of Education for both property rich and

property poor school districts. He quelled my doubts when he said at the end of our conversation and I quote "I can guarantee you I would be completely fair."

It is because of our conversation and that frankness and that assurance that I will be voting in favor of him today. Thank you.

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

Senator **ESTES:** Thank you Mr. President, Ladies and Gentlemen of the Senate. It is with a great deal of pleasure that I am able to speak to the nomination of Leo Martin this afternoon. When the vacancy came up for Commissioner of Education, I put together a short wish list of people who I thought were very capable of assuming a very difficult position in a very difficult time. At the top of that list was Leo Martin. Leo has many attributes that he brings to this position and has been described as a good fit for Maine as a time when the state needs a strong, capable education leader. He has also been described as a consummate educator, caring genuinely and deeply about children and their future, offering on a daily basis an upbeat, positive persona, and having the knowledge to work towards quality education in Maine.

As a Superintendent in Kennebunk, he has been a shining example for his colleagues throughout the State, providing the kind of leadership and dedication that generates results and if you follow what has been going on in the school systems of Kennebunk and Kennebunkport, you will undoubtedly remember the enviable reputation that those systems have for education excellence. This is due in large part to Leo Martin.

In speaking to many members of the education community in the weeks leading up to the confirmation hearing, I heard nothing but comments that exude a great deal of respect and competence in his ability to carry out the challenging responsibilities of Commissioner of Education during these difficult fiscal times. He is undoubtedly a class act. An individual with exceptional communication skills, he is a person who has had a great deal of achievement but always assumes a more modest posture and gives the credit to other people. He has an extremely successful track record and an incredible can do attitude that I think will be good, not only for our schools, but will be welcomed by Maine State Government. It is with a great deal of enthusiasm and admiration that I urge you to support his nomination this afternoon. Thank you.

THE PRESIDENT: The Joint Standing Committee on Education has recommended the nomination of Leo G. Martin of Kennebunkport 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 115th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators None

NAYS: Senators BALDACCI, BERUBE, BOST, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CARPENTER, CLARK, CLEVELAND, COLLINS, CONLEY, DUTREMBLE, EMERSON, ESTES, ESTY, FOSTER, GAUVREAU, GILL, GOULD, HOLLOWAY, KANY, LUDWIG, MATTHEWS, MCCORMICK, MILLS, THERIAULT, TITCOMB, TWITCHELL, VOSE, WEBSTER, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators PEARSON, RICH, SUMMERS
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 Leo G. Martin, was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

Off Record Remarks

The Following Communication:
**ONE HUNDRED AND FIFTEENTH LEGISLATURE
COMMITTEE ON EDUCATION**
July 28, 1992

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 115th Maine Legislature, the Joint Standing Committee on Education has had under consideration the nomination of Edward M. Williams of Cape Elizabeth, for reappointment to the Maine Education Assistance Board.

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

YEAS: Senators 3
Representatives 10
NAYS: 0
ABSENT: 0

Thirteen members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Edward M. Williams of Cape Elizabeth, for reappointment to the Maine Education Assistance Board be confirmed.

Sincerely,
S/Sen. Stephen Estes S/Rep. Nathaniel J. Crowley, Sr.
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 Edward M. Williams of Cape Elizabeth be confirmed.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 115th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

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

ROLL CALL

YEAS: Senators None
NAYS: Senators BALDACCI, BERUBE, BOST, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CARPENTER, CLARK, CLEVELAND, COLLINS, CONLEY, DUTREMBLE, EMERSON, ESTES, ESTY, FOSTER, GAUVREAU, GILL, GOULD, HOLLOWAY, KANY, LUDWIG, MATTHEWS, MCCORMICK, MILLS, THERIAULT, TITCOMB, TWITCHELL, VOSE, WEBSTER, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators PEARSON, RICH, SUMMERS
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 Edward M. Williams, was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

The Following Communication:
**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE 04333**
July 6, 1992

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

This is to inform you that I am today nominating Charles J. Gadzik of Carroll Plantation and Stephen W. Wight of Bethel for reappointment to the Land Use Regulation Commission.

Pursuant to Title 12, MRSA Section 683, these nominations will require review by the Joint Standing Committee on Energy and Natural Resources and confirmation by the Senate.

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

Which was **READ** and **ORDERED PLACED ON FILE**.

The Following Communication:
**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE 04333**
July 6, 1992

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

This is to inform you that I am today nominating Meredith H. Murray of New Gloucester for reappointment to the Low-Level Radioactive Waste Authority.

Pursuant to Title 38, MRSA Section 1512, this nomination will require review by the Joint Standing Committee on Energy and Natural Resources and confirmation by the Senate.

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

Which was READ and ORDERED PLACED ON FILE.

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

July 6, 1992

Senator Bonnie L. Titcomb
Rep. Paul F. Jacques
Chairpersons
Joint Standing Committee on Energy and Natural
Resources
115th Legislature
Augusta, Maine 04333
Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated the following:

Pursuant to Title 12, MRSA Section 683, Charles J. Gadzik of Carroll Plantation and Stephen Wight of Bethel for reappointment to the Land Use Regulation Commission.

Pursuant to Title 38, MRSA Section 1512, Meredith H. Murray of New Gloucester for reappointment to the Low-Level Radioactive Waste Authority.

These nominations will require review by the Joint Standing Committee on Energy and Natural Resources and confirmation by the Senate.

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

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:
ONE HUNDRED AND FIFTEENTH LEGISLATURE
COMMITTEE ON ENERGY AND NATURAL RESOURCES
July 27, 1992

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 115th Maine Legislature, the Joint Standing Committee on Energy and Natural Resources has had under consideration the nomination of Charles J. Gadzik of Carroll Plantation, for reappointment to the Land Use Regulation Commission.

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

YEAS: Senators 2
Representatives 8

NAYS: 0

ABSENT: 2 Rep. Mitchell of Freeport, Sen. Baldacci of Penobscot

ABSTAIN: 1 Rep. Powers of Coplin Plantation

Ten members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Charles J. Gadzik of Carroll Plantation, for reappointment to the Land Use Regulation Commission be confirmed.

Sincerely,

S/Sen. Bonnie L. Titcomb S/Rep. Paul F. Jacques
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 Charles J. Gadzik of Carroll Plantation 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 115th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators None
NAYS: Senators BALDACCI, BERUBE, BOST, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CARPENTER, CLARK, CLEVELAND, COLLINS, CONLEY, DUTREMBLE, EMERSON, ESTES, ESTY, FOSTER, GAUVREAU, GILL, GOULD, HOLLOWAY, KANY, LUDWIG, MATTHEWS, MCCORMICK, MILLS, THERIAULT, TITCOMB, TWITCHELL, VOSE, WEBSTER, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators PEARSON, RICH, SUMMERS

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 Charles J. Gadzik, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:
ONE HUNDRED AND FIFTEENTH LEGISLATURE
COMMITTEE ON ENERGY AND NATURAL RESOURCES
July 27, 1992

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 115th 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 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 2
Representatives 10

NAYS: 0

ABSENT: 1 Sen. Baldacci of Penobscot

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 reappointment to the Low-Level Radioactive Waste Authority be confirmed.

Sincerely,

S/Senator Bonnie L. Titcomb S/Rep. Paul F. Jacques
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 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 115th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators None

NAYS: Senators BALDACCI, BERUBE, BOST, BRANNIGAN, BUSTIN, CAHILL, CARPENTER, CLARK, CLEVELAND, COLLINS, CONLEY, DUTREMBLE, EMERSON, ESTES, ESTY, FOSTER, GAUVREAU, GILL, GOULD, HOLLOWAY, KANY, LUDWIG, MATTHEWS, MCCORMICK, MILLS, THERIAULT, TITCOMB, TWITCHELL, VOSE, WEBSTER, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators BRAWN, PEARSON, RICH, SUMMERS

No Senators having voted in the affirmative and 31 Senators having voted in the negative, with 4 Senators being absent, and none being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of Meredith H. Murray, was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

The Following Communication:
**ONE HUNDRED AND FIFTEENTH LEGISLATURE
COMMITTEE ON ENERGY AND NATURAL RESOURCES**
July 27, 1992

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 115th Maine Legislature, the Joint Standing Committee on Energy and Natural Resources has had under consideration the nomination of Stephen Wight of Bethel, for reappointment to the Land Use Regulation Commission.

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

YEAS: Senators 2
Representatives 9

NAYS: 0

ABSENT: 1 Sen. Baldacci of Penobscot.

ABSTAIN: 1 Rep. Powers of Coplin Plantation

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 Stephen Wight of Bethel, for reappointment to the Land Use Regulation Commission be confirmed.

Sincerely,

S/Senator Bonnie L. Titcomb S/Rep. Paul F. Jacques
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 Stephen Wight of Bethel 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 115th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators None

NAYS: Senators BALDACCI, BERUBE, BOST, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CLARK, CLEVELAND, COLLINS, CONLEY, DUTREMBLE, EMERSON, ESTES, ESTY, FOSTER, GAUVREAU, GILL, GOULD, HOLLOWAY, KANY, LUDWIG, MATTHEWS, MCCORMICK, MILLS, THERIAULT, TITCOMB, TWITCHELL, VOSE, WEBSTER, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators CARPENTER, PEARSON, RICH, SUMMERS

No Senators having voted in the affirmative and 31 Senators having voted in the negative, with 4 Senators being absent, and none being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of Stephen Wight, was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

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

July 6, 1992

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

This is to inform you that I am today nominating Ogden E. Small, O.D. of Caribou for reappointment to the Inland Fisheries and Wildlife Advisory Council.

Pursuant to Title 12, MRSA Section 7033-A, this nomination will require review by the Joint Standing Committee on Fisheries and Wildlife and confirmation by the Senate.

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

Which was READ and ORDERED PLACED ON FILE.

The Following Communication:

SENATE OF MAINE
OFFICE OF THE SECRETARY
AUGUSTA, MAINE 04333

July 6, 1992

Senator Michael D. Pearson
Rep. Dorothy A. Rotondi
Chairpersons
Joint Standing Committee on Fisheries and Wildlife
115th Legislature
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Ogden E. Small, O.D. of Caribou for reappointment to the Inland Fisheries and Wildlife Advisory Council.

Pursuant to Title 12, MRSA Section 7033-A, this nomination 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:

ONE HUNDRED AND FIFTEENTH LEGISLATURE
COMMITTEE ON FISHERIES AND WILDLIFE

July 29, 1992

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 115th Maine Legislature, the Joint Standing Committee on Fisheries and Wildlife has had under consideration the nomination of Ogden E. Small, O.D. of Caribou, for reappointment 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: 0

ABSENT: 3 Rep. Jacques of Waterville, Rep. Duffy of Bangor, Rep. Carroll of Southwest Harbor

Ten members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Ogden E. Small, O.D. of Caribou, for reappointment to the Inland Fisheries and Wildlife Advisory Council be

confirmed.

Sincerely,

S/Sen. Michael D. Pearson S/Rep. Dorothy A. Rotondi
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 Ogden E. Small of Caribou 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 115th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators None

NAYS: Senators BALDACCI, BERUBE, BOST, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CARPENTER, CLARK, CLEVELAND, COLLINS, CONLEY, DUTREMBLE, EMERSON, ESTES, ESTY, FOSTER, GAUVREAU, GILL, GOULD, HOLLOWAY, KANY, LUDWIG, MATTHEWS, MCCORMICK, MILLS, THERIAULT, TITCOMB, TWITCHELL, VOSE, WEBSTER, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators PEARSON, RICH, SUMMERS

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 Ogden E. Small, 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

July 6, 1992

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

Dear President Pray:

This is to inform you that I am today nominating Jane Sheehan of Augusta for appointment as Commissioner of the Department of Human Services.

Pursuant to Title 22, MRSA Section 1, this nomination will require review by the Joint Standing Committee on Human Resources and confirmation by the Senate.

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

Which was **READ** and **ORDERED PLACED ON FILE**.

The Following Communication:

**SENATE OF MAINE
OFFICE OF THE SECRETARY
AUGUSTA, MAINE 04333**

July 6, 1992

Senator Gerard P. Conley, Jr.
Representative Peter J. Manning
Chairpersons
Joint Standing Committee on Human Resources
115th Legislature
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Jane Sheehan of Augusta for appointment as Commissioner of the Department of Human Services.

Pursuant to Title 22, MRSA Section 1, this nomination will require review by the Joint Standing Committee on Human Resources and confirmation by the Senate.

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

Which was **READ** and **ORDERED PLACED ON FILE**.

The Following Communication:

**ONE HUNDRED AND FIFTEENTH LEGISLATURE
COMMITTEE ON HUMAN RESOURCES**

August 4, 1992

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 115th Maine Legislature, the Joint Standing Committee on Human Resources has had under consideration the nomination of Jane Sheehan of Augusta, for appointment as Commissioner of the Department of Human Services.

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

YEAS: Senators 3
Representatives 9

NAYS: 0

ABSENT: 1 Rep. Treat of Gardiner

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 Jane Sheehan of Augusta, for appointment as Commissioner of the Department of Human Services be confirmed.

Sincerely,

S/Sen. Gerard P. Conley, Jr. S/Rep. Peter J. Manning
Senate Chair House Chair

Which was **READ** and **ORDERED PLACED ON FILE**.

THE PRESIDENT: The Joint Standing Committee on Human Resources has recommended the nomination of Jane Sheehan of Augusta be confirmed.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 115th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators None

NAYS: Senators BALDACCI, BERUBE, BOST, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CARPENTER, CLARK, CLEVELAND, COLLINS, CONLEY, DUTREMBLE, EMERSON, ESTES, ESTY, FOSTER, GAUVREAU, GILL, GOULD, HOLLOWAY, KANY, LUDWIG, MATTHEWS, MCCORMICK, MILLS, THERIAULT, TITCOMB, TWICHELL, VOSE, WEBSTER, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators PEARSON, RICH, SUMMERS

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 Jane Sheehan, 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**

July 6, 1992

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

Dear President Pray:

This is to inform you that I am today nominating Ann Robinson of Lewiston for appointment and Brian Thibeau of Fort Fairfield for reappointment to the Maine Human Rights Commission.

Pursuant to Title 5, MRSA Section 4561, these nominations will require review by the Joint Standing Committee on Judiciary and confirmation by the Senate.

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

Which was **READ** and **ORDERED PLACED ON FILE**.

The Following Communication:

**SENATE OF MAINE
OFFICE OF THE SECRETARY
AUGUSTA, MAINE 04333**

July 6, 1992

Senator N. Paul Gauvreau
Rep. Patrick E. Paradis
Chairpersons
Joint Standing Committee on Judiciary
115th Legislature
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Brian Thibeau of Fort Fairfield for reappointment and Ann Robinson of Lewiston for appointment to the Maine Human Rights Commission.

Pursuant to Title 5, MRSA Section 4561, these nominations 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:
**ONE HUNDRED AND FIFTEENTH LEGISLATURE
COMMITTEE ON JUDICIARY**
August 4, 1992

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 115th Maine Legislature, the Joint Standing Committee on Judiciary has had under consideration the nomination of Ann Robinson of Lewiston, for appointment to the Maine Human Rights 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. Berube of Androscoggin,
Rep. Hanley of Paris

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 Ann Robinson of Lewiston, for appointment to the Maine Human Rights Commission be confirmed.

Sincerely,

S/Sen. N. Paul Gauvreau S/Rep. Patrick E. Paradis
Senate Chair House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on Judiciary has recommended the nomination of Ann R. Robinson of Lewiston 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 115th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators None
NAYS: Senators BALDACCI, BERUBE, BOST,
BRANNIGAN, BRAWN, BUSTIN, CAHILL,
CARPENTER, CLARK, CLEVELAND, COLLINS,
CONLEY, DUTREMBLE, EMERSON, ESTES,
ESTY, FOSTER, GAUVREAU, GILL, GOULD,

HOLLOWAY, KANY, LUDWIG, MATTHEWS,
MCCORMICK, MILLS, THERIAULT, TITCOMB,
TWITCHELL, VOSE, WEBSTER, THE PRESIDENT
- CHARLES P. PRAY

ABSENT: Senators PEARSON, RICH, SUMMERS

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 Ann R. Robinson, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:
**ONE HUNDRED AND FIFTEENTH LEGISLATURE
COMMITTEE ON JUDICIARY**
August 4, 1992

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 115th Maine Legislature, the Joint Standing Committee on Judiciary has had under consideration the nomination of Brian E. Thibeau of Fort Fairfield, for reappointment to the Maine Human Rights 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 8
NAYS: 0
ABSENT: 3 Sen. Berube of Androscoggin,
Rep. Stevens of Bangor, Rep. Hanley
of Paris

Ten members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Brian E. Thibeau of Fort Fairfield, for reappointment to the Maine Human Rights Commission be confirmed.

Sincerely,

S/Sen. N. Paul Gauvreau S/Rep. Patrick E. Paradis
Senate Chair House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on Judiciary has recommended the nomination of Brian E. Thibeau of Fort Fairfield 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 115th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators None

NAYS: Senators BALDACCI, BERUBE, BOST, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CARPENTER, CLARK, CLEVELAND, COLLINS, CONLEY, DUTREMBLE, EMERSON, ESTES, ESTY, FOSTER, GAUVREAU, GILL, GOULD, HOLLOWAY, KANY, LUDWIG, MATTHEWS, MCCORMICK, MILLS, THERIAULT, TITCOMB, TWITCHELL, VOSE, WEBSTER, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators PEARSON, RICH, SUMMERS
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 Brian E. Thibeau, was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

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

July 9, 1992

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

This is to inform you that I am today nominating Peter P. Michaud of Cape Elizabeth and James F. Cox of Bangor for reappointment to the Maine Workers' Compensation Commission.

Pursuant to Title 39, MRSA Section 91, these nominations will require review by the Joint Standing Committee on Judiciary and confirmation by the Senate.

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

Which was **READ** and **ORDERED PLACED ON FILE**.

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

July 9, 1992

Senator N. Paul Gauvreau
Rep. Patrick E. Paradis
Chairpersons
Joint Standing Committee on Judiciary
115th Legislature
Augusta, Maine 04333
Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated Peter P. Michaud of Cape Elizabeth and James F. Cox of Bangor for reappointments to the Maine Workers' Compensation Commission.

Pursuant to Title 39, MRSA Section 91, these nominations 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:
ONE HUNDRED AND FIFTEENTH LEGISLATURE
COMMITTEE ON JUDICIARY

August 7, 1992

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 115th Maine Legislature, the Joint Standing Committee on Judiciary has had under consideration the nomination of James F. Cox of Bangor, for reappointment to the Maine Workers' Compensation Commission.

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

YEAS: Senators 3
Representatives 6

NAYS: 0

ABSENT: 4 Rep. Paradis of Augusta, Rep. Farnsworth of Hallowell, Rep. Hanley of Paris, Rep. Ott of York

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 James F. Cox of Bangor, for reappointment to the Maine Workers' Compensation Commission be confirmed.

Sincerely,
S/Sen. N. Paul Gauvreau S/Rep. Patrick E. Paradis
Senate Chair House Chair

Which was **READ** and **ORDERED PLACED ON FILE**.

THE PRESIDENT: The Joint Standing Committee on Judiciary has recommended the nomination of James F. Cox of Bangor 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 115th 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 CONLEY, THE PRESIDENT - CHARLES P. PRAY

NAYS: Senators BALDACCI, BERUBE, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CARPENTER, CLARK, CLEVELAND, COLLINS, DUTREMBLE, EMERSON, ESTES, ESTY, FOSTER, GAUVREAU, GILL, GOULD, HOLLOWAY, KANY, LUDWIG, MCCORMICK, MILLS, THERIAULT, TITCOMB, TWITCHELL, VOSE, WEBSTER

ABSENT: Senators BOST, MATTHEWS, PEARSON, RICH, SUMMERS

2 Senators having voted in the affirmative and 28 Senators having voted in the negative, with 5 Senators being absent, and 2 being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of James F. Cox, was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

The Following Communication:
**ONE HUNDRED AND FIFTEENTH LEGISLATURE
COMMITTEE ON JUDICIARY**

August 6, 1992

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 115th Maine Legislature, the Joint Standing Committee on Judiciary has had under consideration the nomination of Peter P. Michaud of Cape Elizabeth, for reappointment to the Maine Workers' Compensation Commission.

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

YEAS: Senators 3
Representatives 9

NAYS: 0

ABSENT: 1 Rep. Ott of York

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 Peter P. Michaud of Cape Elizabeth, for reappointment to the Maine Workers' Compensation Commission be confirmed.

Sincerely,

S/Sen. N. Paul Gauvreau S/Rep. Patrick E. Paradis
Senate Chair House Chair

Which was **READ** and **ORDERED PLACED ON FILE**.

THE PRESIDENT: The Joint Standing Committee on Judiciary has recommended the nomination of Peter P. Michaud of Cape Elizabeth 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 115th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators None
NAYS: Senators BALDACCI, BERUBE, BRANNIGAN,
BRAWN, BUSTIN, CAHILL, CARPENTER,
CLARK, CLEVELAND, COLLINS, CONLEY,
DUTREMBLE, EMERSON, ESTES, ESTY,
FOSTER, GAUVREAU, GILL, GOULD,
HOLLOWAY, KANY, LUDWIG, MCCORMICK,
MILLS, THERIAULT, TITCOMB, TWITCHELL,
VOSE, WEBSTER, THE PRESIDENT - CHARLES
P. PRAY

ABSENT: Senators BOST, MATTHEWS, PEARSON, RICH,
SUMMERS

No Senators having voted in the affirmative and 30 Senators having voted in the negative, with 5 Senators being absent, and none being less than

two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of Peter P. Michaud, was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

The Following Communication:

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE 04333**

July 6, 1992

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

Dear President Pray:

This is to inform you that I am today nominating Dr. Clarice Yentsch of West Boothbay Harbor for appointment to the Marine Research Board.

Pursuant to Title 5, MRSA Section 13127, this nomination will require review by the Joint Standing Committee on Marine Resources and confirmation by the Senate.

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

Which was **READ** and **ORDERED PLACED ON FILE**.

The Following Communication:

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE 04333**

July 6, 1992

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

Dear President Pray:

This is to inform you that I am today nominating James A. Storer of Brunswick, James T. List of Wells, Edward S. Gilfillan of West Boothbay Harbor and Christopher S. Heinig of South Harpswell for reappointments and Evelyn S. Sawyer of Kennebunkport and Dorothy Spero of Lubec for appointments to the Marine Research Board.

Pursuant to Title 5, MRSA Section 13127, these nominations will require review by the Joint Standing Committee on Marine Resources and confirmation by the Senate.

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

Which was **READ** and **ORDERED PLACED ON FILE**.

The Following Communication:

**STATE OF MAINE
OFFICE OF THE GOVERNOR
AUGUSTA, MAINE 04333**

July 6, 1992

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

Dear President Pray:

This is to inform you that I am today nominating Michael Hastings of Orono and J. Peter Angis of Scarborough for appointment to the Marine Resources Advisory Council.

Pursuant to Title 12, MRSA Section 6024, these nominations will require review by the Joint Standing Committee on Marine Resources and confirmation by the Senate.

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

Which was **READ** and **ORDERED PLACED ON FILE**.

The Following Communication:

**SENATE OF MAINE
OFFICE OF THE SECRETARY
AUGUSTA, MAINE 04333**

July 6, 1992

Senator Harry L. Vose
Rep. James Mitchell
Chairpersons
Joint Standing Committee on Marine Resources
115th Legislature
Augusta, Maine 04333

Dear Chairs:

Please be advised that Governor John R. McKernan, Jr. has nominated the following:

Pursuant to Title 12, MRSA Section 6024, J. Peter Angis of Scarborough and Michael Hastings of Orono for appointments to the Marine Resources Advisory Council.

Pursuant to Title 5, MRSA Section 13127 to the Marine Research Board:

Dorothy Spero of Lubec for appointment,
Dr. Clarice Yentsch of West Boothbay Harbor for appointment,
Evelyn S. Sawyer of Kennebunkport for appointment,
Christopher S. Heinig of South Harpswell for reappointment,
James A. Storer of Brunswick for reappointment,
James T. List of Wells for reappointment,
Edward S. Gilfillan of West Boothbay Harbor for reappointment

These nominations will require review by the Joint Standing Committee on Marine 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:

**ONE HUNDRED AND FIFTEENTH LEGISLATURE
COMMITTEE ON MARINE RESOURCES**

July 30, 1992

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 115th Maine Legislature, the Joint Standing Committee on Marine Resources has had under consideration the nomination of J. Peter Angis of Scarborough, for appointment to the Marine Resources 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 2
Representatives 5
NAYS: 0
ABSENT: 5 Sen. Estes of York, Rep. Mitchell of Freeport, Rep. Holt of Bath, Rep. Constantine of Bar Harbor, Rep. Townsend of Eastport
ABSTAIN: 1 Rep. Look of Jonesboro

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 J. Peter Angis of Scarborough, for appointment to the Marine Resources Advisory Council be confirmed.

Sincerely,
S/Senator Harry L. Vose S/Rep. James Mitchell
Senate Chair House Chair

Which was **READ** and **ORDERED PLACED ON FILE**.

THE PRESIDENT: The Joint Standing Committee on Marine Resources has recommended the nomination of J. Peter Angis of Scarborough be confirmed.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 115th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

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

ROLL CALL

YEAS: Senators None
NAYS: Senators BALDACCI, BERUBE, BRANNIGAN, BRAUN, BUSTIN, CAHILL, CARPENTER, CLARK, CLEVELAND, COLLINS, CONLEY, DUTREMBLE, EMERSON, ESTES, ESTY, FOSTER, GAUVREAU, GILL, GOULD, HOLLOWAY, KANY, LUDWIG, MCCORMICK, MILLS, THERIAULT, TITCOMB, TWITCHELL, VOSE, WEBSTER, THE PRESIDENT - CHARLES P. PRAY
ABSENT: Senators BOST, MATTHEWS, PEARSON, RICH, SUMMERS

No Senators having voted in the affirmative and 30 Senators having voted in the negative, with 5 Senators being absent, and none being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of J. Peter Angis, was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

The Following Communication:
**ONE HUNDRED AND FIFTEENTH LEGISLATURE
COMMITTEE ON MARINE RESOURCES**

July 30, 1992

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 115th Maine Legislature, the Joint Standing Committee on Marine Resources has had under consideration the nomination of Edward S. Gilfillan of West Boothbay Harbor, for reappointment to the Marine Research Board.

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

YEAS: Senators 2
Representatives 8

NAYS: 0

ABSENT: 3 Sen. Estes of York, Rep. Mitchell of Freeport, Rep. Holt of Bath

Ten members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Edward S. Gilfillan of West Boothbay Harbor, for reappointment to the Marine Research Board be confirmed.

Sincerely,

S/Senator Harry L. Vose Senate Chair
S/Rep. James Mitchell House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on Marine Resources has recommended the nomination of Edward S. Gilfillan of West Boothbay Hbr be confirmed.

The pending question before the Senate is:

"Shall the recommendation of the Committee on Marine Resources be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 115th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators None
NAYS: Senators BALDACCI, BERUBE, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CARPENTER, CLARK, CLEVELAND, COLLINS, CONLEY, DUTREMBLE, EMERSON, ESTES, ESTY, FOSTER, GAUVREAU, GILL, GOULD, HOLLOWAY, KANY, LUDWIG, MCCORMICK, MILLS, THERIAULT, TITCOMB, TWITCHELL, VOSE, WEBSTER, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators BOST, MATTHEWS, PEARSON, RICH, SUMMERS

No Senators having voted in the affirmative and 30 Senators having voted in the negative, with 5 Senators being absent, and none being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be ACCEPTED and the nomination of Edward S. Gilfillan, was CONFIRMED.

The Secretary has so informed the Speaker of the House.

The Following Communication:
**ONE HUNDRED AND FIFTEENTH LEGISLATURE
COMMITTEE ON MARINE RESOURCES**
July 30, 1992

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 115th Maine Legislature, the Joint Standing Committee on Marine Resources has had under consideration the nomination of Michael Hastings of Orono, for appointment to the Marine Resources 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 2
Representatives 5

NAYS: 0

ABSENT: 6 Sen. Estes of York, Rep. Mitchell of Freeport, Rep. Holt of Bath, Rep. Constantine of Bar Harbor, Rep. Townsend of Eastport, Rep. Heino of Boothbay

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 Michael Hastings of Orono, for appointment to the Marine Resources Advisory Council be confirmed.

Sincerely,

S/Senator Harry L. Vose Senate Chair
S/Rep. James Mitchell House Chair

Which was READ and ORDERED PLACED ON FILE.

THE PRESIDENT: The Joint Standing Committee on Marine Resources has recommended the nomination of Michael Hastings of Orono be confirmed.

The pending question before the Senate is:

"Shall the recommendation of the Committee on Marine Resources be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 115th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators None
NAYS: Senators BALDACCI, BERUBE, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CARPENTER, CLARK, CLEVELAND, COLLINS, CONLEY, DUTREMBLE, EMERSON, ESTES, ESTY, FOSTER, GAUVREAU, GILL, GOULD, HOLLOWAY, KANY, LUDWIG, MCCORMICK, MILLS, THERIAULT, TITCOMB, TWITCHELL, VOSE, WEBSTER, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators BOST, MATTHEWS, PEARSON, RICH, SUMMERS

No Senators having voted in the affirmative and 30 Senators having voted in the negative, with 5 Senators being absent, and none being less than two-thirds of the Membership present, it was the vote

of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of Michael Hastings, was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

The Following Communication:
ONE HUNDRED AND FIFTEENTH LEGISLATURE
COMMITTEE ON MARINE RESOURCES
 July 30, 1992

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 115th Maine Legislature, the Joint Standing Committee on Marine Resources has had under consideration the nomination of Christopher S. Heinig of South Harpswell, for reappointment to the Marine Research Board.

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

YEAS: Senators 2
 Representatives 8

NAYS: 0

ABSENT: 3 Sen. Estes of York, Rep.
 Mitchell of Freeport, Rep. Holt of Bath

Ten members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Christopher S. Heinig of South Harpswell, for reappointment to the Marine Research Board be confirmed.

Sincerely,

S/Senator Harry L. Vose S/Rep. James Mitchell
 Senate Chair House Chair

Which was **READ** and **ORDERED PLACED ON FILE**.

THE PRESIDENT: The Joint Standing Committee on Marine Resources has recommended the nomination of Christopher S. Heinig of South Harpswell be confirmed.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 115th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators None
 NAYS: Senators BALDACCI, BERUBE, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CARPENTER, CLARK, CLEVELAND, COLLINS, CONLEY, DUTREMBLE, EMERSON, ESTES, ESTY, FOSTER, GAUVREAU, GILL, GOULD, HOLLOWAY, KANY, LUDWIG, MCCORMICK, MILLS, THERIAULT, TITCOMB, TWITCHELL, VOSE, WEBSTER, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators BOST, MATTHEWS, PEARSON, RICH, SUMMERS

No Senators having voted in the affirmative and 30 Senators having voted in the negative, with 5 Senators being absent, and none being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of Christopher S. Heinig, was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

The Following Communication:
ONE HUNDRED AND FIFTEENTH LEGISLATURE
COMMITTEE ON MARINE RESOURCES
 July 30, 1992

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 115th Maine Legislature, the Joint Standing Committee on Marine Resources has had under consideration the nomination of James T. List of Wells, for reappointment to the Marine Research Board.

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

YEAS: Senators 2
 Representatives 8

NAYS: 0

ABSENT: 3 Sen. Estes of York, Rep.
 Mitchell of Freeport, Rep. Holt of Bath

Ten members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of James T. List of Wells, for reappointment to the Marine Research Board be confirmed.

Sincerely,

S/Senator Harry L. Vose S/Rep. James Mitchell
 Senate Chair House Chair

Which was **READ** and **ORDERED PLACED ON FILE**.

THE PRESIDENT: The Joint Standing Committee on Marine Resources has recommended the nomination of James T. List of Wells be confirmed.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 115th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators None
 NAYS: Senators BALDACCI, BERUBE, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CARPENTER, CLARK, CLEVELAND, COLLINS, CONLEY, DUTREMBLE, EMERSON, ESTES, ESTY, FOSTER, GAUVREAU, GILL, GOULD, HOLLOWAY, KANY, LUDWIG, MCCORMICK, -

MILLS, THERIAULT, TITCOMB, TWITCHELL,
VOSE, WEBSTER, THE PRESIDENT - CHARLES
P. PRAY

ABSENT: Senators BOST, MATTHEWS, PEARSON, RICH,
SUMMERS

No Senators having voted in the affirmative and 30 Senators having voted in the negative, with 5 Senators being absent, and none being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of James T. List, was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

The Following Communication:
**ONE HUNDRED AND FIFTEENTH LEGISLATURE
COMMITTEE ON MARINE RESOURCES**
July 30, 1992

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 115th Maine Legislature, the Joint Standing Committee on Marine Resources has had under consideration the nomination of Evelyn S. Sawyer of Kennebunkport, for appointment to the Marine Research Board.

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

YEAS: Senators 2
Representatives 7

NAYS: 0

ABSENT: 3 Sen. Estes of York, Rep.
Mitchell of Freeport, Rep.
Constantine of Bar Harbor

ABSTAIN: 1 Rep. Holt of Bath

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 Evelyn S. Sawyer of Kennebunkport, for appointment to the Marine Research Board be confirmed.

Sincerely,

S/Senator Harry L. Vose S/Rep. James Mitchell
Senate Chair House Chair

Which was **READ** and **ORDERED PLACED ON FILE**.

THE PRESIDENT: The Joint Standing Committee on Marine Resources has recommended the nomination of Evelyn S. Sawyer of Kennebunkport be confirmed.

The pending question before the Senate is:

"Shall the recommendation of the Committee on Marine Resources be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 115th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

Is the Senate ready for the question?

The Doorkeepers will secure the Chamber.

The Secretary will call the Roll.

ROLL CALL

YEAS: Senators None

NAYS: Senators BALDACCI, BERUBE, BRANNIGAN,
BRAWN, BUSTIN, CAHILL, CARPENTER,
CLARK, CLEVELAND, COLLINS, CONLEY,
DUTREMBLE, EMERSON, ESTES, ESTY,
FOSTER, GAUVREAU, GILL, GOULD,
HOLLOWAY, KANY, LUDWIG, MCCORMICK,
MILLS, THERIAULT, TITCOMB, TWITCHELL,
VOSE, WEBSTER, THE PRESIDENT - CHARLES
P. PRAY

ABSENT: Senators BOST, MATTHEWS, PEARSON, RICH,
SUMMERS

No Senators having voted in the affirmative and 30 Senators having voted in the negative, with 5 Senators being absent, and none being less than two-thirds of the Membership present, it was the vote of the Senate that the Committee's recommendation be **ACCEPTED** and the nomination of Evelyn S. Sawyer, was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

The Following Communication:
**ONE HUNDRED AND FIFTEENTH LEGISLATURE
COMMITTEE ON MARINE RESOURCES**
July 30, 1992

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 115th Maine Legislature, the Joint Standing Committee on Marine Resources has had under consideration the nomination of Dorothy R. Spero of Lubec, for appointment to the Marine Research Board.

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

YEAS: Senators 2
Representatives 8

NAYS: 0

ABSENT: 3 Sen. Estes of York, Rep.
Mitchell of Freeport, Rep.
Constantine of Bar Harbor

Ten members of the Committee having voted in the affirmative and none in the negative, it was the vote of the Committee that the nomination of Dorothy R. Spero of Lubec, for appointment to the Marine Research Board be confirmed.

Sincerely,

S/Senator Harry L. Vose S/Rep. James Mitchell
Senate Chair House Chair

Which was **READ** and **ORDERED PLACED ON FILE**.

THE PRESIDENT: The Joint Standing Committee on Marine Resources has recommended the nomination of Dorothy R. Spero of Lubec be confirmed.

The pending question before the Senate is:

"Shall the recommendation of the Committee on Marine Resources be overridden?"

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 115th Legislature, the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the recommendation of the Committee.

A vote of No will be in favor of sustaining the recommendation of the Committee.

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

ROLL CALL

YEAS: Senators None
NAYS: Senators BALDACCI, BERUBE, BRANNIGAN,
BRAWN, BUSTIN, CAHILL, CARPENTER,
CLARK, CLEVELAND, COLLINS, CONLEY,
DUTREMBLE, EMERSON, ESTES, ESTY,
FOSTER, GAUVREAU, GILL, GOULD,
HOLLOWAY, KANY, LUDWIG, MCCORMICK,
MILLS, THERIAULT, TITCOMB, TWITCHELL,
VOSE, WEBSTER, THE PRESIDENT - CHARLES
P. PRAY
ABSENT: Senators BOST, MATTHEWS, PEARSON, RICH,
SUMMERS

No Senators having voted in the affirmative and
30 Senators having voted in the negative, with 5
Senators being absent, and none being less than
two-thirds of the Membership present, it was the vote
of the Senate that the Committee's recommendation be
ACCEPTED and the nomination of Dorothy R. Spero, was
CONFIRMED.

The Secretary has so informed the Speaker of the
House.

The Following Communication:
**ONE HUNDRED AND FIFTEENTH LEGISLATURE
COMMITTEE ON MARINE RESOURCES**
July 30, 1992

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 115th Maine
Legislature, the Joint Standing Committee on Marine
Resources has had under consideration the nomination
of James A. Storer of Brunswick, for reappointment to
the Marine Research Board.

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

YEAS: Senators 2
Representatives 8
NAYS: 0
ABSENT: 3 Sen. Estes of York, Rep.
Mitchell of Freeport, Rep. Holt of
Bath

Ten members of the Committee having voted in the
affirmative and none in the negative, it was the vote
of the Committee that the nomination of James A.
Storer of Brunswick, for reappointment to the Marine
Research Board be confirmed.

Sincerely,

/Senator Harry L. Vose S/Rep. James Mitchell
Senate Chair House Chair

Which was **READ** and **ORDERED PLACED ON FILE**.

THE PRESIDENT: The Joint Standing Committee on
Marine Resources has recommended the nomination of
James A. Storer of Brunswick be confirmed.

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

In accordance with 3 M.R.S.A., Chapter 6, Section
151 and with Joint Rule 38 of the 115th Legislature,
the vote will be taken by the Yeas and Nays.

A vote of Yes will be in favor of overriding the
recommendation of the Committee.

A vote of No will be in favor of sustaining the
recommendation of the Committee.

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

ROLL CALL

YEAS: Senators None
NAYS: Senators BALDACCI, BERUBE, BRANNIGAN,
BRAWN, BUSTIN, CAHILL, CARPENTER,
CLARK, CLEVELAND, COLLINS, CONLEY,
DUTREMBLE, EMERSON, ESTES, ESTY,
FOSTER, GAUVREAU, GILL, GOULD,
HOLLOWAY, KANY, LUDWIG, MCCORMICK,
MILLS, THERIAULT, TITCOMB, TWITCHELL,
VOSE, WEBSTER, THE PRESIDENT - CHARLES
P. PRAY
ABSENT: Senators BOST, MATTHEWS, PEARSON, RICH,
SUMMERS

No Senators having voted in the affirmative and
30 Senators having voted in the negative, with 5
Senators being absent, and none being less than
two-thirds of the Membership present, it was the vote
of the Senate that the Committee's recommendation be
ACCEPTED and the nomination of James A. Storer, was
CONFIRMED.

The Secretary has so informed the Speaker of the
House.

The Following Communication:
**ONE HUNDRED AND FIFTEENTH LEGISLATURE
COMMITTEE ON MARINE RESOURCES**
July 30, 1992

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 115th Maine
Legislature, the Joint Standing Committee on Marine
Resources has had under consideration the nomination
of Dr. Clarice Yentsch of West Boothbay Harbor, for
appointment to the Marine Research Board.

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

YEAS: Senators 2
Representatives 7
NAYS: 0
ABSENT: 4 Sen. Estes of York, Rep.
Mitchell of Freeport, Rep.
Constantine of Bar Harbor, Rep.
Skoglund of St. George

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 Dr. Clarice
Yentsch of West Boothbay Harbor, for appointment to
the Marine Research Board be confirmed.

Sincerely,

S/Senator Harry L. Vose S/Rep. James Mitchell
Senate Chair House Chair

Which was **READ** and **ORDERED PLACED ON FILE**.

THE PRESIDENT: The Joint Standing Committee on Marine Resources has recommended the nomination of Dr. Clarice Yentsch of West Boothbay Hbr be confirmed.

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

In accordance with 3 M.R.S.A., Chapter 6, Section 151 and with Joint Rule 38 of the 115th 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 BERUBE, BRANNIGAN, BRAWN, BUSTIN, CAHILL, CARPENTER, CLARK, CLEVELAND, COLLINS, CONLEY, DUTREMBLE, EMERSON, ESTES, ESTY, FOSTER, GAUVREAU, GILL, GOULD, HOLLOWAY, KANY, LUDWIG, MCCORMICK, MILLS, THERIAULT, TITCOMB, TWITCHELL, VOSE, WEBSTER, THE PRESIDENT - CHARLES P. PRAY

ABSENT: Senators BALDACCI, BOST, MATTHEWS, PEARSON, RICH, SUMMERS

No Senators having voted in the affirmative and 29 Senators having voted in the negative, with 6 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. Clarice Yentsch, was **CONFIRMED**.

The Secretary has so informed the Speaker of the House.

ORDERS

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

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

Which was **READ** and **PASSED**.

The President appointed the Senator from Cumberland, Senator **CLARK** to deliver the message to the Governor.

Senate at Ease

Senate called to order by the President.

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

On motion by Senator **EMERSON** of Penobscot at 4:56 p.m. on Wednesday, August 19, 1992, the Honorable **CHARLES P. PRAY**, President of the Senate, declared the Third Confirmation Session of the 115th Legislature, **ADJOURNED SINE DIE**.