

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

One Hundred And Seventeenth Legislature

OF THE

State Of Maine

VOLUME III

FIRST REGULAR SESSION

Senate

December 7, 1994 to April 27, 1995

STATE OF MAINE
ONE HUNDRED AND SEVENTEENTH LEGISLATURE
FIRST REGULAR SESSION
JOURNAL OF THE SENATE

In Senate Chamber
Wednesday
December 7, 1994

Pursuant to the Provisions of the Constitution and the laws of the State of Maine, the Senators-elect of the One Hundred and Seventeenth Legislature convened in the Senate Chamber and were called to order by JOY J. O'BRIEN, Secretary of the Senate of the One Hundred and Sixteenth Legislature.

Prayer by Pastor David W. Rinas of the Prince of Peace Lutheran Church in Augusta.

PASTOR DAVID W. RINAS: Let us pray. Lord, God, King of the Universe, you have made us your partners and co-creators in this wonderful world that you have made. Bless these men and women of the Senate who begin this new session today, that they each might be a blessing to all the people of the State of Maine. You have given them patience to come forth to serve in what will often be a thankless task. For these gifts, we give you thanks.

They have each been placed here by the citizens of this State, not to be Democrats or Republicans or Independents, but to serve all the people. I pray that you give each of them an unflinching memory of the ideals that have now brought them to this day; a powerful courage of the convictions that motivate them; and the humble grace to recognize that their colleagues are also motivated by ideals and convictions, and deserve respect even in vigorous disagreements.

Give wisdom to this session that it might be remembered as an excellent example of sound government, serving not only the people within the walls of this room, but all the people who look to the good counsel of the men and women assembled here. We pray in your name. Amen.

COMMUNICATIONS

The Following Communication:

STATE OF MAINE
OFFICE OF THE SECRETARY OF STATE

To Joy J. O'Brien, Secretary of the Senate of the One Hundred and Sixteenth Legislature:

I, BILL DIAMOND, Secretary of State, pursuant to the Provisions of Title 3 MRSA, Section 1, hereby certify that the following are the names and residences of the Senators-elect to the One Hundred and Seventeenth Legislature, in accordance with the tabulation submitted to the Governor on the twenty-eighth day of November in the year One Thousand Nine Hundred and Ninety-Four:

- DISTRICT 1 JUDY PARADIS, Frenchville
- DISTRICT 2 R. LEO KIEFFER, Caribou
- DISTRICT 3 MICHAEL H. MICHAUD, E. Millinocket
- DISTRICT 4 VINTON E. CASSIDY, Calais

- DISTRICT 5 JILL M. GOLDTHWAIT, Bar Harbor
- DISTRICT 6 RICHARD P. RUHLIN, Brewer
- DISTRICT 7 JOHN J. O'DEA, Orono
- DISTRICT 8 STEPHEN E. HALL, Guilford
- DISTRICT 9 SEAN F. FAIRCLOTH, Bangor
- DISTRICT 10 ALTON E. CIANCHETTE, Palmyra
- DISTRICT 11 SUSAN W. LONGLEY, Liberty
- DISTRICT 12 ROCHELLE M. PINGREE, North Haven
- DISTRICT 13 S. PETER MILLS, Cornville
- DISTRICT 14 RICHARD J. CAREY, Belgrade
- DISTRICT 15 BEVERLY MINER BUSTIN, Augusta
- DISTRICT 16 CHARLES M. BEGLEY, Waldoboro
- DISTRICT 17 JOHN W. BENOIT, Sandy River Pkt.
- DISTRICT 18 DALE MCCORMICK, Monmouth
- DISTRICT 19 MARY E. SMALL, Bath
- DISTRICT 20 ALBERT G. STEVENS, JR., Sabattus
- DISTRICT 21 GEORGETTE B. BERUBE, Lewiston
- DISTRICT 22 JOHN J. CLEVELAND, Auburn
- DISTRICT 23 PHILLIP E. HARRIMAN, Yarmouth
- DISTRICT 24 NORMAN K. FERGUSON, JR., Hanover
- DISTRICT 25 DANA C. HANLEY, Paris
- DISTRICT 26 JEFFREY H. BUTLAND, Cumberland
- DISTRICT 27 I. JOEL ABROMSON, Portland
- DISTRICT 28 ANNE M. RAND, Portland
- DISTRICT 29 DONALD E. ESTY, JR., Westbrook
- DISTRICT 30 JANE A. AMERO, Cape Elizabeth
- DISTRICT 31 JOAN M. PENDEXTER, Scarborough
- DISTRICT 32 W. JOHN HATHAWAY, Kennebunkport
- DISTRICT 33 DAVID L. CARPENTER, Sanford
- DISTRICT 34 WILLIS A. LORD, Waterboro
- DISTRICT 35 MARK W. LAWRENCE, Kittery

IN TESTIMONY WHEREOF I Have caused the Great Seal of the State to be affixed, given under my hand at Augusta this sixth day of December in the year One Thousand Nine Hundred and Ninety-Four.

S/Bill Diamond
Secretary of State

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

At this time, The Secretary noted the absence of the Senator from Franklin, Senator-elect **BENOIT**, and further excused him from the Quorum Call.

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

ROLL CALL

Senators-elect: ABROMSON, AMERO, BEGLEY, BERUBE, BUSTIN, BUTLAND, CAREY, CARPENTER, CASSIDY, CIANCHETTE, CLEVELAND, ESTY, FAIRCLOTH, FERGUSON, GOLDTHWAIT, HALL, HANLEY, HARRIMAN, HATHAWAY, KIEFFER, LAWRENCE, LONGLEY, LORD, MCCORMICK, MICHAUD, MILLS, O'DEA, PARADIS, PENDEXTER, PINGREE, RAND, RUHLIN, SMALL, STEVENS

EXCUSED: Senator-elect **BENOIT**

34 Senators-elect having answered to the Roll the Chair declared a quorum present

Out of order and under suspension of the Rules, on motion by Senator-elect KIEFFER of Aroostook, the following Senate Order:

ORDERED, that a message be sent to Governor John R. McKernan, Jr., informing him that a quorum of Senators-elect are present in the Senate Chamber, ready to take and subscribe to the oaths of office required by the Constitution to qualify them to enter upon the discharge of their official duties.

Which was READ and PASSED.

The Secretary appointed the Senator from Aroostook, Senator KIEFFER to deliver the message to the Governor.

Senate at Ease

Senate called to order by the Secretary.

Subsequently, the Senator from Aroostook, Senator KIEFFER reported that he had delivered the message with which he was charged.

ORGANIZATION OF THE SENATE

At this time, the HONORABLE JOHN R. MCKERNAN, JR., GOVERNOR of the State of Maine, entered the Senate Chamber and was escorted by the Sergeant-At-Arms to the rostrum. (Amid applause, the Members rising.)

GOVERNOR MCKERNAN: Madam Secretary and honorable Members of the 117th Senate of the State of Maine. It is a pleasure for me to be here today and I should say also an honor to welcome each of you to our Capital City and to your position and to the responsibilities as representatives of the people of this State and the Senate of Maine. It is a position that Daniel Webster called a sentinel on the watchtower of liberty. It is a special pleasure for me to be able to swear all of you in on this opening day and see so many family and friends, especially the widow of former Governor Longley who has done so much to provide this State with public servants of the next generation. It is especially a pleasure for me to be here today in a Maine State Senate that is actually controlled by Republicans. I say that, not in a partisan way, I should say that I sort of wished that this had happened on my way in and not on my way out. I want to thank the Republicans who were in the minority for all of my eight years for all of the support that they gave me, especially the Republican leadership in the last session. I also want to thank the Democrats who were in the majority in both of the houses of the legislative branch in the last session, especially, because I believe that what we accomplished under your leadership, working in a bipartisan way, Republicans and Democrats, truly has

laid the foundation on which you, in the 117th Legislature, can build. I thank both Republicans and Democrats for being willing to work together to right the Ship of State and I believe we made great progress in that in the last session of the legislature.

To those of you who are new, I urge you to look to those who are the veterans because they are public servants in the truest sense of the word and you can learn much from them. I see that they have already demonstrated their good sense in realizing the importance of ensuring a bipartisan approach by having the only Independent member of this body right in the front row in front of the President's eyes so that she will be well cared for and accommodated in this session. I should tell you I remember over twenty years ago when I was first elected to the Maine Legislature, during our orientation period we had a number of speakers on what it was like. I can remember one of the speakers saying to us, as new members of the Legislature, that you will probably, as new members, look around at this ornate chamber, thinking of the sense of history and the legacy of those who have preceded you. Now all of a sudden you are a part of a group that you have seen on television or in the media that have major positions of public importance in our State. You are probably thinking to yourself how did I ever get here. Well, this speaker went on to say in six months you will look around this same chamber and wonder to yourself how did the rest of these people get here. I am absolutely positive that you will at times some day have those thoughts. I would urge you to remember as well that you are all here to serve the public good.

You will have some disagreements but you should remember that each of you won your elections in your home towns and cities because your fellow citizens had faith in your abilities to represent them here in the halls of the State House. The people want their government to work. They are tired of the bickering and partisan gain-staking that too often carried the day in past legislatures. They want you to serve as their sentinels, to look after their concerns and needs. Maine citizens voted to bring balance to Augusta. I believe they also voted for more, they voted for a government that works, they voted for a government that spends within its means and tackles tough decisions with the interests of working people in this State at heart. Two years ago I opened the legislative session with two questions to frame each debate on each new bill introduced. Can we afford it and will it help to create jobs? To a large extent I believe we succeeded in meeting those criteria on most of the legislation that passed during the last session. I also believe that those questions linger again today as we open the 117th Legislature. State government simply must live within its means. As you know, Maine again faces a gap between the new spending that our next budget envisions and the new revenues which will be available. Bridging that gap will not be easy. You must roll up your sleeves, you must work with Governor King to make the tough decisions the future of our State demands. You must make sure that you provide a government which is fair and just but one that does not promise more than hard working Maine people can afford. You must continue to work to make Maine a better place to create jobs and a State whose education system prepares Maine youngsters for those jobs. Simply put, an easy task. You must make sure that you provide a government that treats businesses fairly, that treats

workers fairly, that treats children fairly, and that treats taxpayers fairly. Yes, a difficult balance, but with the will to succeed I know that you can prevail.

This will be an exciting time for all of you to be in government. Ripe with promise and, frankly, treacherous with distractions. I urge you to remember always who sent you here and to uphold your charge to do the people's business. It has been an honor to serve this State as your Governor and it is a high honor for me today to welcome all of you to Augusta as members of the 117th Maine Legislature. I have the pleasant task of administering the oath of office to all of you as members of the 117th Maine Senate.

Thereupon, the Senators-elect took and subscribed to the oaths of office required by the Constitution of Maine.

The Sergeant-At-Arms escorted Governor **JOHN R. MCKERNAN, JR.** from the Senate Chamber. (Amid applause, the Members rising.)

THE SECRETARY: Nominations are now in order for the office of the President of the Senate of the 117th Legislature. The Chair recognizes the Senator from Sagadahoc, Senator Small.

Senator **SMALL:** Thank you Madam Chair. Ladies and Gentlemen of the Senate. I am truly honored to nominate Jeffrey Butland as President of the Maine Senate today. I have served in the Maine Legislature for sixteen years and I can't think of a duty that gave me more pleasure or optimism for the future. Jeffrey Butland will be an outstanding President just as his immediate predecessor was because he has the intellect, the vision, and the heart to do what is best for the State of Maine and for the Maine Senate. I served with Senator Butland in the House and I came to rely on his good sense and judgement whenever I had questions on labor or business issues. He has remained a frequent source of information for me when I have a constituent question or need help putting an idea into action. I share Jeff's vision for Maine. In fact, it was listening to Jeff and other Senators one snowy day, talk about the hopes of the future of Maine that convinced me that I, too, wanted to serve in the Senate and help make Maine the best place to raise and educate our children and to restore the economy so that they, too, could live and work in our wonderful State.

Most importantly, Jeff Butland has the heart to be President of the Maine Senate. Jeff and I have served under different leaders and their style set the tone for the session. I hoped for the day when I would be treated as an equal in the House and I would not wish for any less for my Senate colleagues. Jeff will be a fair and decent leader. He has worked in L.L. Bean's in customer service for many years and he is experienced with resolving problems and treating whoever he deals with with dignity and respect. I am looking forward to working and serving with the next Senate President, Jeffrey Butland. Thank you.

THE SECRETARY: The name of **JEFFREY H. BUTLAND** has been placed in nomination. The Chair recognizes the Senator from Oxford, Senator Hanley.

Senator **HANLEY:** Thank you Madam Chair. Ladies and Gentlemen of the Senate. Friends, family, concerned citizens of the State of Maine, it is a great personal honor for me to rise this morning and second the nomination of Senator Jeff Butland of Cumberland as the next President of the Maine Senate. Jeff's meteoric rise to the second highest office in Maine government caught all of the political pundits and Maine media by surprise. Let me say it was no surprise to the Senator from Oxford County who has been seatmates with Jeff for two terms in the House and during the last term in the Senate. Jeff never searched out the political spotlight. He believed that his constituents sent him to Augusta to listen, to learn, and to get all of the information before him before he made a decision. While others would decide on an issue based on how it played to the press, Jeff was content to be one of the unsung warriors who held fast to his principles and ideals rather than garner political headlines. Jeff is truly an inspiration for all those people in our State who are reserved in their demeanor and maybe even those who are introverted by nature. I speak to all of those people in our State who serve on committees, on their town council, at their school, or at their church, not for the publicity, not for the headlines, but because they have something they want to give back to their State. That is the gentleman that we have before us that we are going to elevate to the second highest office here in the State of Maine.

By committing one's self to the service of the public over service to one's self Jeff has proven that any public office is attainable based on hard work and dedication. As most of you know the Marine Corp motto is "Sempre Fidelis". Our next President is a former Marine. How much more fitting that that Marine Corp motto translated "Always Faithful" could not be a better way to describe my good friend and the next President of the Maine State Senate, Jeff Butland. Thank you.

THE SECRETARY: The Chair recognizes the Senator from York, Senator Lawrence.

Senator **LAWRENCE:** Thank you Madam Chair, Ladies and Gentlemen of the Senate. I move that nominations cease. It is with pleasure today that I speak on behalf of the sixteen Democrats of the Maine Senate. We stand today on the edge of a historic moment in Maine history, and a historic opportunity. The voters of this State went to the polls this last election and cast votes for all of us as individuals, not as partisans. When the results were counted it left the two major political parties in a virtual equal balance in the Maine Legislature and it left us with a Governor who is unaffiliated with either political party. It also placed in the Maine Senate for the first time that I can remember a State Senator not affiliated with any political party. The Democratic Caucus extends its warm welcome and best wishes to our colleague the Senator from Hancock, Senator Goldthwait, for the challenge and determination which she used to seek election and for the open-mindedness which she has shown as a Senator-elect in exercising those duties. The success or failure of this Legislature will not rise or fall on majorities or minorities or independents though, it will rise and fall on the creativity of individual legislators to work together in this unique situation to find solutions.

The Sergeant-At-Arms then escorted the Senators and the President-elect to the Governor's Office.

Senate at Ease

Senate called to order by the Secretary.

Subsequently, the Senator from Oxford, Senator HANLEY; the Senator from Sagadahoc, Senator SMALL; the Senator from Androscoggin, Senator BERUBE; the Senator from Cumberland, Senator ESTY; and the Senator from Hancock, Senator GOLDTHAIT, reported that they had attended to the duties to which they were assigned and was pleased to report that Senator JEFFREY H. BUTLAND of Cumberland, had, before the Governor, taken and subscribed to the necessary oaths of office to qualify him to enter upon the discharge of the duties of the Office of President of the Senate of the 117th Legislature.

Thereupon, Senator BUTLAND of Cumberland was escorted to the Rostrum by the Sergeant-At-Arms. (Amid prolonged applause, the Members rising.)

THE PRESIDENT: Thank you very much for that warm reception. I am humbled to stand here before you today as the next President of the Maine Senate. I pledge to work extremely hard over the next two years to justify your confidence in me. Today is a very special day for each of the citizens who is present in this chamber. For the newly-elected Senators this day represents the culmination of a long campaign season. The campaign trail has many twists and turns and even handshakes and over the course of the last six months you have won the trust of your constituents and the right to represent them in these halls. Many of those who made your election possible are here with us today also, your friends and supporters, and most of all your family. They have stood with you, helped with the many campaign tasks and shared in the sacrifices that go hand in hand with public service. I would like to begin by recognizing that work, because your participation in the process is what makes democracy work.

Today you will see only a portion of the Senate, but I hope that you will plan to return to visit us at some time in the future. I want you to remember that this is your building, this is your chamber, this is your government, and it only works when you are involved. Some of us have served before, both in the House and in the Senate. For those, you are familiar with the sometimes surprising way that laws are made. Others of you are making your first foray into government. We may not share a common philosophy on every issue but we do share a belief in our State and together we can accomplish great things. I would like to take a moment to recognize the good deed of my predecessor, the Honorable Dennis

Two years ago under the leadership of Senate President Dennis Dutremble, Minority Leader Pam Cahill, and Majority Leader Donald Esty, we reshaped the relationship within this body and thereby the relationship within the entire Legislature to take out the partisan bickering, to respect each other's differences but to treat each other with honesty, respect and trust and thereby build a better future for the State of Maine. Building on that base we can seize this unique opportunity to provide a great future for the State of Maine in the next two years. The success of our state government will depend not only on that, it will depend on our ability to have a successful relationship with a Governor who is not affiliated with either political party. As Democratic Senators we greet Governor-elect Angus King with great optimism. His ideas that he has expressed for job creation, for holding the line on taxes, for providing opportunities for advancement for the people of Maine are ideals that are close to the core of the Senate Democratic caucus. In an editorial the Morning Sentinel encouraged both political parties to nominate persons for presiding officers. We debated this at length in our caucus and decided not to do that but to join in supporting the Senator from Cumberland, Senator Butland, in seeking the Senate presidency. This is not to say that we are any less committed to the values we represent, or any less diligent in working for those causes. Our decision to make this vote unanimous was based on the realization that this Legislature will require balance in order to be successful. We will have our differences, some will be partisan, very few in actuality will be partisan, the vast majority will not be. Our success will depend on our ability to bring each other together. Our support for the good Senator from Cumberland is based upon our respect, respect for him, respect for each other, and the respect we know that the majority has for us. It is based on trust in each other and in the process. Lastly, it is based on hope and the promise for a better future and a greater future for our State.

Madam Chair, I would further move that my colleague, the Senator from Sagadahoc, Senator Small, cast one ballot for the Senator from Cumberland, Senator Butland, for President of the Senate. Thank you.

This being done, Senator JEFFREY H. BUTLAND of Cumberland, was duly elected President of the Senate of the 117th Legislature.

The Senator from Oxford, Senator HANLEY; the Senator from Sagadahoc, Senator SMALL; the Senator from Androscoggin, Senator BERUBE; the Senator from Cumberland, Senator ESTY; and the Senator from Hancock, Senator GOLDTHAIT, escorted the President-elect to the Governor's Office for the purpose of taking and subscribing to the necessary oaths of office to qualify him to enter upon the discharge of the duties of the Office of the President of the Senate.

"Duke" Dutremble. When he assumed office two years ago he said his top priority would be to restore the people's faith in their government. President Dutremble worked tirelessly to that end and he restored good faith to this office and to the Senate. I believe he succeeded in restoring much of the confidence and I would like to extend to him my appreciation on behalf of this institution and the people of the State of Maine.

I would also like to recognize the support and friendship that I have received from our current Governor, Governor John McKernan. He has served the people of Maine nobly during these extremely trying times and while the Legislature has not always seen fit to agree, he has proposed the tough solutions that our State needed. To the Governor, I thank you.

The real message from November's elections is that the people remain far from satisfied with the course of government. Some people would have you to believe that the voters simply want our elected officials to work in a new found spirit of cooperation, to get along. Cooperation is vital and I am looking forward to working closely, not only with Speaker Gwadosky, but also with our new Governor-elect, Angus King.

I think that this election meant something more. Maine witnessed the third largest shift in the legislative balance of power in the nation. Our Legislature today is far more balanced than it was before November 8th, and that reflects the values of the Maine people. Maine's people are hard-working, honest, and compassionate. They want the promise of good jobs, quality jobs that offer good wages, and long-term security. They want the hope of a fine education and skilled training that prepares our children and workers for the future. They understand that some of our citizens need a hand up from time to time from government, and they want the security of a compassionate and moderate safety net. They want safety and security in their homes and communities and they want to accomplish this with a government that interferes far less in their lives. They want us to find solutions that empower, not enslave.

Importantly, Maine's people also want their government to work again. They are ready to set aside the "in your face politics" that has plagued our State in previous years. We have faced wrenching times in the past and tough decisions, and so we will face tough decisions today and in the future. The people of Maine expect us to be civil as we make these tough decisions.

I suspect that many of you may be wondering about my leadership style and my approach to the problems facing the Legislature. If you have read any of the recent newspaper articles, then you know that I am a "novice leader" who has served in the Legislature for six years without any previous experience and, quite frankly, it is a reputation that I relish. I consider my newness to a leadership position as an asset. As a novice leader I have the ability to search out new solutions without being tied to the old conventions. No one will ever accuse me of being a professional politician, for quite frankly, I am too caught up in real life to ever adopt that style of leadership. Above all else, I am rooted in my community of Cumberland, in my family and friends and associates. Like most Maine people I understand how tough it can be to balance a family's needs with their income, because I have done it. I worry about the future of our children, because I have children of my own. I am concerned about the opportunities

that they will have as they complete their education and prepare for the future. I am concerned about crime and drug abuse, not because in theory it's a problem, but because I appreciate how crime can ravage a community and believe that we must do more to improve our society's values to combat it.

My wife, Nancy, and I struggle with these challenges every day as we juggle her and my own work obligations with the needs of our family and community. Concerns over economic security are very real for us, like they are for most Mainers. We pay our taxes dutifully because we believe that government plays an important role in helping our less fortunate fellow citizens. We also appreciate that government's resources are limited and they must be used wisely because the taxing and spending power of government can rob working people of economic opportunity. I believe that these concerns are really all of our concerns, shared by people not just from Cumberland, but also from Calais, Eliot, Fort Kent, Dexter, Lewiston, and Biddeford. They are the concerns that we must pay attention to in the session that lies ahead. Because so many share these concerns we must hold every piece of legislation to a new and higher standard. We don't need more laws. We need better laws that truly serve the interest of the people of Maine. So we should ask ourselves, is this necessary, does it solve a problem or does it merely make a problem worse? Can we afford it? Will it create jobs and help the average Maine citizen? These should be our guiding principles because they are the principles of those who elected us.

As I assume the leadership of this body, I will use as my guiding principle the words of Thomas Jefferson, who said in his first inaugural address, "A wise and frugal government, which shall restrain men from injuring one another, shall leave them otherwise free to regulate their own pursuits, and shall not take from the mouth of labor the bread it has earned. This is the sum of good government." As we work with the House and our new Governor, I will do what I can to serve with distinction and to make our government work again for the working people and families of the State of Maine. Thank you.

At this point, the President noted the presence in the Senate Chamber of Senator-elect **BENOIT** of Franklin. In accordance with a longstanding and unique tradition of the Maine Senate, the Senator-elect from Franklin has been absent to attend to the furnace and make sure they are well stoked. The President requested that the Senator from Androscoggin, Senator **STEVENS** escort the Senator-elect from Franklin, Senator **BENOIT**, to the Governor's office for the purpose of subscribing to the oaths of office required by the Constitution.

The Sergeant-At-Arms escorted the Senator from Androscoggin, Senator **STEVENS**, and the Senator-elect from Franklin, Senator **BENOIT**, to the Governor's Office.

Senate at Ease

Senate called to order by the President.

Subsequently, the Senator from Androscoggin, Senator **STEVENS**, reported that he had attended to the duties to which he was assigned and was pleased to report that the Senator from Franklin, Senator **BENOIT**, had, before the Governor, taken and subscribed to the oaths of office as required by the Constitution. Thereupon, Senator **BENOIT** of Franklin was escorted to his seat in the Senate Chamber by the Senator from Androscoggin, Senator **STEVENS**.

THE PRESIDENT: Nominations are now in order for the Office of Assistant Secretary of the Senate of the 117th Legislature. The Chair recognizes the Senator from Sagadahoc, Senator Small.

Senator **SMALL:** Thank you Mr. President, Ladies and Gentlemen of the Senate. I want to assure my distinguished colleagues in the Senate that I don't usually get up and speak this often in an entire session, but it just happens that two of my very good friends are both being nominated today and I am very honored to be chosen by them to make the nomination speech.

I am pleased today to nominate Pamela Cahill for the position of Assistant Secretary of the Senate. Pam has been a good friend and colleague for many years and I have come to respect her knowledge of the process and her ability to take on a tough job and see it through to completion. Pam understands how the Senate works and I think, more importantly, how the Senators work. I think it is refreshing to have someone assisting who has been one of us. Back home Pam is almost revered in our district. All during the campaign for "Pam's seat" the most frequent question I was asked was, "What is Pam Cahill going to do now? Isn't it a shame that we are not going to be able to use all of her experience and talent." I think the best endorsement of Pam Cahill came from an older constituent that I met in Shaw's one evening. He asked me what Pam was doing now and I told him that Pam was going to be the Assistant Secretary of the Senate. He told me, "I don't know what that is, but I'm sure she'll be darn good at it." Pam will be a darn good Assistant Secretary of the Senate.

I hope that you will join me today in supporting our friend and former colleague, Pam Cahill, for Assistant Secretary of the Senate. Thank you.

THE PRESIDENT: The name of **PAMELA L. CAHILL** has been placed in nomination for the Assistant Secretary of the Senate for the 117th Legislature. The Chair recognizes the Senator from Cumberland, Senator Esty.

Senator **ESTY:** Thank you Mr. President, Ladies and Gentlemen of the Senate. I am pleased to rise today to second the nomination of Pam Cahill as Assistant Secretary of the Maine Senate. As many of you know, Pam and I served as Minority and Majority Floor Leaders during the 116th Legislature. Much has been made of the bipartisan spirit of cooperation

that existed in this chamber during that past session. Pam played a great role in making that happen. She has been a fine example of responsible leadership and professional courtesy. We worked very hard together to help establish a new air of trust and respect in the Maine Senate. Pam asking me to second her nomination today is further testimony that we can work with each other and that today is the beginning for all of us to pull together to address the problems of our State. Pam Cahill is a fair person who will dedicate herself to being an outstanding Assistant Secretary of the Senate, for all of the Senators, regardless of party. Pam will do a good job and I am very proud to support her nomination today.

I further move that nominations cease and that one ballot be cast on the part of the Senate in favor of **PAMELA L. CAHILL** for Assistant Secretary of the Senate of the 117th Legislature. Thank you.

This being done, **PAMELA L. CAHILL** was duly elected Assistant Secretary of the Senate of the 117th Legislature. (Applause, the Members rising.)

The Senator from Sagadahoc, Senator **SMALL**, escorted the Assistant Secretary-elect to the Governor's Office for the purpose of taking and subscribing to the necessary oaths of office to qualify her to enter upon the discharge of the duties of the Assistant Secretary of the Senate.

The Sergeant-At-Arms escorted the Senator and the Assistant Secretary-elect to the Governor's Office.

Senate at Ease

Senate called to order by the President.

Subsequently, the Senator from Sagadahoc, Senator **SMALL**, reported to the Senate that she had attended to the duty assigned to her and that **PAMELA L. CAHILL** had, before the Governor, taken and subscribed to the necessary oaths of office to qualify her to enter upon the discharge of the duties of Assistant Secretary of the Senate of the 117th Legislature.

Thereupon, the Assistant Secretary of the Senate was escorted to the rostrum by the Sergeant-At-Arms.

Senator **BUSTIN** of Kennebec was granted unanimous consent to address the Senate on the Record.

Senator **BUSTIN:** Thank you Mr. President, Ladies and Gentlemen of the Senate. I just want to

take a moment for us to reflect on the good work that my good and dear friend, Pam Lovley, has done as the Assistant Secretary of the Maine Senate for the last twelve years. I have known Pam since before I became a legislator. She has always been a forthright, upright, staunch worker. Anything you asked her to do she would do. She has helped run this Senate in an exemplary manner. She has taught all of us how to do routines and procedures, what to do with bills, she has been there for us. I, for one, am going to miss one of the greatest friends that I have had on this third floor and I know everyone who has served while Pam was the Assistant Secretary feels the same way. She treated us all equally and she treated us all with the greatest of friendship. She has been a great support for me and for this body.

I don't want to take away from how much support and friendship I have from Pam Cahill, who is the new Assistant Secretary. She has been a very good friend to me throughout the years and I have enjoyed serving with her on the Council. Now I know I will get the same service from her that we got from Pam Lovley. For Pam Lovley, thank you very much, and the body thanks you.

THE PRESIDENT was granted unanimous consent to address the Senate on the Record.

THE PRESIDENT: I would like to add my thanks on behalf of the body also, and wish Pam Lovley all the best in all future endeavors. Thank you.

THE PRESIDENT: Nominations are now in order for the Office of the Secretary of the Senate of the 117th Legislature. The Chair recognizes the Senator from York, Senator Carpenter.

Senator **CARPENTER:** Thank you Mr. President, Ladies and Gentlemen of the Senate. I rise today to nominate my good friend and the real leader of the Republican Senate for Secretary of the Senate May M. Ross. She has been a good friend. I was first elected in 1988. Believe it or not, that makes me the senior Republican Senator here and it wasn't that long ago. I might tell a little anecdote or two instead of just a speech, she said she really doesn't want just a long speech today. When I was first elected there was an ongoing battle between May Ross and Senator Webster as to who really got the gentleman to oppose me in a primary race. Senator Webster always said it was May Ross and May Ross always said it was Senator Webster. May, I really don't care now because I think you're wonderful and I did win that race and a couple of others. I think most everybody here knows or had heard of May Ross. I am sure she is the person under this dome, at least, if not in the State, that people go to for questions of policy or laws or the history of what happened ten or twenty years ago. She seems to know the answers and she certainly does keep us Senators straight. There is no doubt about that.

Senator Kieffer might think he is going to be the boss but somebody is going to be watching out for him and the same for Senator Butland. A couple of years ago May was temporarily discouraged and she was thinking maybe it was time for her to retire. I

think we all talked to her as much as possible, I know I did, and we convinced her. I don't think she thought this day was ever going to arrive before she did retire. We are all so glad and fortunate to have May Ross' name submitted as Secretary of the Senate. It is going to be a great moment. Thank you.

THE PRESIDENT: The Senator from York, Senator **CARPENTER** nominates **MAY M. ROSS** for Secretary of the Senate of the 117th Legislature. The Chair recognizes the Senator from Aroostook, Senator Kieffer.

Senator **KIEFFER:** Thank you Mr. President, Ladies and Gentlemen of the Senate. It is tough to follow my good friend, Dave; but I do have something to say about my good friend, May Ross. During my first term in the Maine State Senate I made many friends and have worked during this time with many outstanding professionals here in Augusta. However, there is no one individual that better combines and emulates the qualities of friendship and professionalism than this nominee. Perhaps if May has a fault it is the fact that she has treated us all too good. I have discovered it is easier to just ask May instead of doing my own research and looking for answers and information. As a result we certainly all lean on her as a very critical crutch. She may be short in stature but her smile, her mannerisms, her professionalism, her keen mind, and her unsurpassed knowledge of the rules which the Maine Senate operates under often make me think of May Ross as being seven feet tall. I am sincerely honored to know May Ross and it is with pride and total confidence in her ability that I second her nomination for Secretary of the Maine State Senate. Thank you.

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

Senator **CARPENTER:** Thank you Mr. President, Ladies and Gentlemen of the Senate. I move that the Senator from Aroostook, Senator Kieffer, cast one ballot for May M. Ross as Secretary of the Maine Senate. Thank you.

This being done, **MAY M. ROSS** was duly elected Secretary of the Senate of the 117th Legislature. (Applause, the Members rising.)

The Senator from York, Senator **CARPENTER**, escorted the Secretary-elect to the Governor's Office for the purpose of taking and subscribing to the necessary oaths of office to qualify her to enter upon the discharge of the duties of the Secretary of the Senate.

Senate at Ease

Senate called to order by the President.

Subsequently, the Senator from York, Senator **CARPENTER**, reported to the Senate that he had attended to the duty assigned to him and that **MAY M. ROSS** had, before the Governor, taken and subscribed to the necessary oaths of office to qualify her to enter upon the discharge of the duties of Secretary of the Senate of the 117th Legislature.

Senate at Ease

Senate called to order by the President.

Thereupon, the Secretary of the Senate was escorted to the rostrum by the Sergeant-At-Arms.

Subsequently, the Senator from Aroostook, Senator **KIEFFER**, reported that he had delivered the message with which he was charged.

Off Record Remarks

On motion by Senator **KIEFFER** of Aroostook, the following Senate Order:

ORDERED, that a committee of seven be appointed by the President to whom the returns of votes for Senators for the political years of 1995 and 1996 shall be referred for examination and report.

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

ORDERED, that the subordinate officers of the Senate be appointed by the Secretary as follows: sufficient staff to attend to the duties of the Office of the Secretary.

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

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

The President appointed the following: The Senator from Aroostook, Senator **KIEFFER**; the Senator from Cumberland, Senator **AMERO**; the Senator from Lincoln, Senator **BEGLEY**; the Senator from Cumberland, Senator **HARRIMAN**; the Senator from York, Senator **LAWRENCE**; the Senator from Kennebec, Senator **BUSTIN**; and the Senator from Cumberland, Senator **RAND**.

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

ORDERED, that a message be sent to the House of Representatives informing that Body that the Senate has organized by the choice of **JEFFREY H. BUTLAND** of Cumberland as President, **MAY M. ROSS** of Kennebec as Secretary, and **PAMELA L. CAHILL** of Sagadahoc as Assistant Secretary of the 117th Legislature.

ORDERS

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

On motion by Senator **KIEFFER** of Aroostook, the following Senate Order:

ORDERED, that a message be sent to the House of Representatives proposing a Convention of the two branches of the Legislature in the Hall of the House, for the purpose of electing a Secretary of State for the Political Years 1995 & 1996, a State Treasurer for the Political Years 1995 & 1996, and an Attorney General for the Political Years 1995 & 1996 at 2:00 in the afternoon.

The President appointed the Senator from Cumberland, Senator **AMERO**, to deliver the message to the House of Representatives.

The Sergeant-At-Arms escorted the Senator to the Hall of the House.

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

Senate at Ease

Senate called to order by the President.

The President appointed the Senator from Aroostook, Senator **KIEFFER**, to deliver the message to the House.

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

Off Record Remarks

Senator LAWRENCE of York was granted unanimous consent to address the Senate on the Record.

Senator LAWRENCE: Thank you Mr. President, Ladies and Gentlemen of the Senate. Before we recess today I would just like to express my appreciation and I know the appreciation of the entire Senate for the work Joy O'Brien has done for us over the last twelve years as the Secretary of the Senate. I am one of the people who is probably the least experienced with the work Joy has done, having only served one term in the Senate; but if there is one thing I remember most about Joy when I first came to the Senate and throughout my time in the Legislature, is her personality, her character, and her personal charm and the charisma with which she carried herself while in that office. We want to thank her for her service as Secretary of the Senate and wish her the best in the future. Thank you.

Senate at Ease

Senate called to order by the President.

At this point, a message was received from the House of Representatives borne by Representative MITCHELL of Vassalboro, informing the Senate that the House had organized by the choice of DAN A. GHADOSKY of Fairfield, as Speaker of the House; JOSEPH W. MAYO, of Thomaston, as Clerk of the House; and HILLICENT M. MCFARLAND, of Augusta, as Assistant Clerk of the House of the 117th Legislature and was ready to transact such business as might come before the House.

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

At this point, a message was received from the House of Representatives borne by Representative JACQUES of Waterville, informing the Senate that the House of Representatives concurred with the proposition for a Joint Convention to be held in the Hall of the House at 2:00 p.m. for the purpose of electing an Attorney General, a Secretary of State, and a State Treasurer.

Off Record Remarks

On motion by Senator KIEFFER of Aroostook, RECESSED until 1:45 in the afternoon.

After Recess

Senate called to order by the President.

At this point, the Senate retired to the Hall of the House where a Joint Convention was formed.

AFTER CONVENTION

IN SENATE

Senate called to order by the President

Off Record Remarks

On motion by Senator KIEFFER of Aroostook, ADJOURNED until one o'clock tomorrow.