

# MAINE STATE LEGISLATURE

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# LEGISLATIVE RECORD

OF THE

## **One Hundred And Fifteenth Legislature**

OF THE

## **State Of Maine**

### **VOLUME V**

#### **FIRST SPECIAL SESSION**

July 11, 1991 to July 18, 1991

Index

#### **FIRST CONFIRMATION SESSION**

October 2, 1991

Index

#### **SECOND SPECIAL SESSION**

December 18, 1991 to January 7, 1992

Index

#### **SECOND REGULAR SESSION**

House of Representatives

January 8, 1992 to March 9, 1992

An Act to Enhance the Integrated Pest Management Capabilities of Agriculture in the State (H.P. 875) (L.D. 1261) (S. "B" S-446 to C. "A" H-273) TABLED - July 16, 1991 (Till Later Today) by Representative MAYO of Thomaston.  
PENDING - Passage to be Enacted.

Subsequently, the bill was passed to be enacted, signed by the Speaker and sent to the Senate.

**BILL RECALLED FROM LEGISLATIVE FILES**

(Pursuant to Joint Order - House Paper 1392)

An Act to Make Unified Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds, and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 1991, June 30, 1992 and June 30, 1993 (EMERGENCY) (H.P. 1387) (L.D. 1976)

Subsequently, L.D. 1976 was indefinitely postponed. Sent up for concurrence.

The following item appearing on Supplement No. 6 was taken up out of order by unanimous consent:

**ORDERS**

On motion of Representative GEAN of Alfred, the following Joint Order: (H.P. 1398)

Ordered, the Senate concurring, that Bill, "An Act Relating to the Education of Homeless Students," S.P. 466, L.D. 1249, and all its accompanying papers, be recalled from the legislative files to the House.

Was read.

A two-thirds vote of all the members present and voting to the House being necessary, a total was taken. 95 voted in favor of same and none against, Joint Order (H.P. 1398) was passed and sent up for concurrence.

**ORDERS**

On motion of Representative KILKELLY of Wiscasset, the following Joint Order: (H.P. 1396)

Ordered, the Senate concurring, that the following bill with all its accompanying papers, which was placed in the legislative file upon adjournment without day of the First Regular Session of the 115th Legislature, be recalled from the file to the House and recommitted to the following joint standing committee of the Legislature:

Joint Standing Committee on State and Local Government

S.P. 42, L.D. 66  
RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide State Funding

any Mandate Imposed on Municipalities

; and be it further

Ordered, that this matter be carried over to the next special or regular session of the 115th Legislature.

Was read.

The SPEAKER: The Chair recognizes the Representative from Paris, Representative Hanley.

Representative HANLEY: Mr. Speaker, I would like to pose a question through the Chair.

To Representative Kilkelly, I was wondering why you were having this bill reconsidered now as far as recalling it for holdover rather than a vote, having been on the prevailing side or the majority side coming out of the State and Local Government Committee?

The SPEAKER: The Representative from Paris, Representative Hanley, has posed a question through the Chair to the Representative from Wiscasset, Representative Kilkelly, who may respond if she so desires.

The Chair recognizes that Representative.

Representative KILKELLY: Mr. Speaker, Ladies and Gentlemen of the House: I would be pleased to answer the question from the good Representative. We seem to do this often lately.

It is my belief that in order to address this issue more fully and to address this issue with the time that it truly deserves, and I do believe that it needs more time and under different circumstances than we are currently in, that this bill ought to be recommitted to the Committee on State and Local Government to address issues that need to be addressed further in order to assure its passage. I believe that it is an important issue that ought to be passed and I do not believe that, at this time, it is possible. In order to allow it to continue and to address some issues that other people have raised with me, I believe it is in the best interest of this bill and the best interests of communities in this state to refer it back to the committee.

A two-thirds vote of all the members present and voting to the House being necessary, a total was taken. 88 voted in favor of same and 13 against, Joint Order (H.P. 1396) was passed and sent up for concurrence.

By unanimous consent, all matters having been acted upon requiring Senate concurrence were ordered sent forthwith to the Senate.

The following item appearing on Supplement No. 1 was taken up out of order by unanimous consent:

**REPORTS OF COMMITTEES**

**Divided Report**

Majority Report of the Committee on Labor and the Committee on Banking and Insurance pursuant to Joint Order H.P. 1382 reporting "Ought to Pass" as