

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

**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

Constantine, Cote, Daggett, DiPietro, Donnelly, Duplessis, Dutremble, L.; Erwin, Farnsworth, Farnum, Farren, Foss, Garland, Goodridge, Gould, R. A.; Gray, Greenlaw, Gurney, Gwadosky, Hale, Handy, Hanley, Heesch, Heino, Michens, Hoglund, Holt, Hussey, Joseph, Kerr, Ketover, Ketterer, Kilkelly, Kontos, Kutasi, Lawrence, Lebowitz, Lemke, Libby, Lipman, Lord, Luther, MacBride, Macomber, Manning, Marsano, Marsh, Mayo, McHenry, McKeen, Merrill, Michael, Morrison, Murphy, Nash, Norton, O'Dea, O'Gara, Oliver, Ott, Paradis, P.; Parent, Paul, Pendexter, Pendleton, Pines, Plourde, Powers, Rand, Reed, G.; Reed, W.; Richards, Ricker, Rotondi, Saint Onge, Salisbury, Savage, Sheltra, Simonds, Skoglund, Spear, Stevens, A.; Stevens, P.; Stevenson, Strout, Swazey, Tardy, Tracy, Treat, Tupper, Vigue, Waterman, Whitcomb.

ABSENT - Boutilier, Carleton, Carroll, J.; Hastings, Hepburn, Jalbert, Look, Small, Townsend, The Speaker.

Yes, 32; No, 109; Absent, 10; Paired, 0; Excused, 0.

32 having voted in the affirmative and 109 in the negative with 10 being absent, the motion did not prevail.

Subsequently, the House voted to concur.

By unanimous consent, ordered sent forthwith to Engrossing.

(At Ease)

The House was called to order by the Speaker.

The following item appearing on Supplement No. 7 was taken up out of order by unanimous consent:

**ENACTOR**

**Emergency Measure**

An Act to Make Supplemental Appropriations and Allocations for the Expenditures of State Government for the Fiscal Years Ending June 30, 1992 and June 30, 1993 and to Change Certain Provisions of Law (H.P. 1402) (L.D. 1985) (H. "C" H-785; H. "V" H-804; H. "W" H-805; H. "Y" H-807; H. "BB" H-810; H. "NN" H-824; H. "CCC" H-840; H. "JJJ" H-854; S. "A" S-479; S. "F" S-484; S. "H" S-486; S. "J" S-488; S. "T" S-499; S. "X" S-504; S. "Y" S-505; S. "DD" S-517; S. "A" S-516 and S. "B" S-520 to S. "C" S-481; and S. "B" S-515 to S. "N" S-492)

Was reported by the Committee on Engrossed Bills as truly and strictly engrossed.

Representative Martin of Eagle Lake requested a roll call.

The SPEAKER: A roll call has been requested. For the Chair to order a roll call, it must have the expressed desire of more than one-fifth of the members present and voting. Those in favor will vote yes; those opposed will vote no.

A vote of the House was taken and more than one-fifth of the members present and voting having

expressed a desire for a roll call, a roll call was ordered.

The SPEAKER: The Chair recognizes the Representative from Gray, Representative Carroll.

Representative CARROLL: Mr. Speaker, Men and Women of the House: I have sat very quietly and very patiently for the last two and a half to three days and watched with pride as a process that has been chastised once or twice in this chamber, work and work well. I have watched an institution of state government that is here to represent the people have the people's voice be heard over and over again with a stack of amendments to try to resolve a crisis that we are in.

We were given a proposal from the Chief Executive that was not at all a proposal that anybody liked, it was rejected by this caucus, it was rejected by the Republican caucus and unanimously by our committee. We did have two unanimous votes, one very early on and one after some very painstaking and hard work. All of you wanted to be part of this process, all of you became part of the process. I have got to say that that proposal had some type of a Washingtonian mentality and methodology to it, that some of those cuts were more shifts, not unlike Washington shifts to us, and we have to carry that burden. We were shifting a lot to municipalities. To a member on that Appropriations Committee, we wanted to do something to mitigate that. We worked hard to do that and we weren't totally successful of getting those cuts down as well as all of you and all of us wanted it to be.

I have got to say why we are all here is because we were able to reach a unanimous decision in that committee. Probably it was the first time in the history of this state that a legislature could be called in and that was if a committee reached a unanimous decision. You have been here for three long days and I need to tell you that the men and the women on the Appropriations Committee, over the last year, have spent ten months in this building. For a part-time citizen legislature to do the job of the people in ten out of twelve months says something for the integrity and the pride of all of us who serve here. That should not go unnoticed.

I also need to say that there are no heroes, no matter what we do tonight. If we vote for this budget, if you don't vote for this budget, you or I will not be or cannot be heroes.

I said in the committee last Saturday that I was not elected to represent leadership, I was not elected to represent a committee, I was elected to represent the people in District 44, Gray and New Gloucester.

I also have the role to represent the best interests of the citizens of the State of Maine. That is why we are here tonight. The vote we are about to take has got to reflect that trust and that faith and the integrity of the institution in each of us as to why we took the oath of office. No matter what we do as a legislature, we are in a lose/lose situation.

This budget proposal is not the best that it could be. No budget — if we walk out of here tonight without a budget, we have in fact failed to meet the responsibility that we were chosen and elected to do. The opposite of no budget is a third-quarter curtailment of allotments, not a one month, a quarter. As I walked down the hall in the last recess, that translates, according to a piece of

paper that was handed to me, to anywhere between \$5 and \$6 million dollars per month to General Purpose Aid and possibly \$3 to \$4 million in revenue sharing. You need to understand that. You have to understand that, no matter what you do, the only way you can be a hero is to show the courage it takes to make the vote that you believe is proper, the vote that you believe is the best reflection of those people who sent you here and the people of the State of Maine. It is imperative that you make that decision and it will not be easy. It has not been easy for any of us who served on the Appropriations Committee. When you are given a stacked deck, you do the best you can to win the hand that you are dealt. We have done that. You have participated very actively with some 70 amendments to this bill and it is now time to push a button, yea or nay. I would encourage and urge you all to vote for the passage of this document to preserve the integrity of this institution and the pride that all of us share in serving here.

The SPEAKER: A roll call has been ordered. The pending question before the House is passage to be enacted. This being an emergency measure, a two-thirds vote of all the members elected to the House is necessary. Those in favor will vote yes; those opposed will vote no.

## ROLL CALL NO. 276

YEA - Aikman, Anderson, Ault, Bailey, H.; Bailey, R.; Barth, Bell, Bennett, Bowers, Butland, Carroll, D.; Cashman, Chonko, Constantine, Cote, Crowley, Daggett, Donnelly, Dore, Duffy, Duplessis, Erwin, Farnum, Farren, Foss, Garland, Graham, Greenlaw, Gwadosky, Hale, Hanley, Heino, Hichborn, Hichens, Ketterer, Kontos, Kutasi, Larrivee, Lebowitz, Lemke, Libby, Lipman, Lord, MacBride, Marsano, Marsh, Mayo, Melendy, Merrill, Mitchell, E.; Morrison, Murphy, Nadeau, Norton, O'Dea, Ott, Paradis, J.; Parent, Paul, Pendexter, Pendleton, Pfeiffer, Pines, Poulin, Pouliot, Reed, G.; Reed, W.; Richards, Ricker, Ruhlin, Rydell, Salisbury, Savage, Simpson, Skoglund, Spear, Stevens, A.; Stevenson, Swazey, Tamaro, Tardy, Tupper, Vigue, Waterman, Whitcomb, The Speaker.

NAY - Adams, Aliberti, Anthony, Cahill, M.; Cathcart, Clark, H.; Clark, M.; Coles, DiPietro, Dutremble, L.; Farnsworth, Gean, Goodridge, Gould, R. A.; Gray, Gurney, Handy, Heeschen, Hogle, Holt, Hussey, Jacques, Joseph, Kerr, Ketover, Kilkelly, Lawrence, Luther, Mahany, Manning, Martin, H.; McHenry, McKeen, Michael, Michaud, Mitchell, J.; Nash, Nutting, O'Gara, Oliver, Pineau, Plourde, Powers, Rand, Richardson, Rotondi, Saint Onge, Sheltra, Simonds, Stevens, P.; Strout, Tracy, Treat, Wentworth.

ABSENT - Boutilier, Carleton, Carroll, J.; Hastings, Hepburn, Jalbert, Look, Macomber, Paradis, P.; Small, Townsend.

Yes, 86; No, 54; Absent, 11; Paired, 0; Excused, 0.

86 having voted in the affirmative and 54 in the negative with 11 being absent, the Bill failed of enactment.

By unanimous consent, ordered sent forthwith to the Senate.

(At Ease)