

MAINE STATE LEGISLATURE

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State of Maine

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First Special Session

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On motion of Representative TUTTLE of Sanford, the Majority **Ought to Pass as Amended Report was ACCEPTED.**

The Bill was **READ ONCE. Committee Amendment "A" (H-971) was READ** by the Clerk and **ADOPTED.**

Under suspension of the rules the Bill was given its **SECOND READING WITHOUT REFERENCE** to the Committee on **Bills in the Second Reading.**

Under further suspension of the rules the Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-971)** and sent for concurrence.

An Act to Amend the Motor Vehicle Laws

(H.P. 1406) (L.D. 1844)

(C. "A" H-941)

TABLED - March 25, 2002 (Till Later Today) by Representative FISHER of Brewer.

PENDING - PASSAGE TO BE ENACTED.

On motion of Representative WHEELER of Bridgewater, the rules were **SUSPENDED** for the purpose of **RECONSIDERATION.**

On further motion of the same Representative, the House **RECONSIDERED** its action whereby the Bill was **PASSED TO BE ENGROSSED.**

The same Representative **PRESENTED House Amendment "A" (H-1009)** which was **READ** by the Clerk.

The **SPEAKER:** The Chair recognizes the Representative from Bridgewater, Representative Wheeler.

Representative **WHEELER:** Mr. Speaker, Men and Women of the House. First, I want to apologize for not being in my seat the other day when we took this matter up. If I had have been, I would have been working against the Majority Report for the Minority Report in this bill. The part of the bill that I do not like is the part where we increase fees to the trucking industry, the sand and gravel guys, the farmers and the mobile home people for short one-day trip permits. It raises the fee from \$3 to \$6 on the low end and \$15 to \$30 on the high end. It produces a revenue of \$273,464 the first year. That means with that amount of increase there are a lot of people affected. You have to put out a lot of permits to get that kind of money. All of our constituents are affected by this fee increase. I am not concerned with all the other things that are in the bill with fine increases and dealing with titles for abandoned vehicles and all the other stuff in here. This is very important to my constituents. I feel obligated to stand up and do what I can for them. I would hope that you would vote to adopt this amendment. Thank you.

The **SPEAKER:** The Chair recognizes the Representative from Brewer, Representative Fisher.

Representative **FISHER:** Mr. Speaker, Men and Women of the House. This isn't quite as clean as that. This is a single-issue permit to overweight trucks. It increased from \$3 to \$6, as my good friend said, and from \$15 to \$30 on the high end of that issue. For the biennium it is a total of about \$600,000 or \$560,000 or 37 miles of road paving. These are trucks that beat up the road. As much as it pains me, I would move to Indefinitely Postpone this. Thank you.

Representative FISHER of Brewer moved that **House Amendment "A" (H-1009)** be **INDEFINITELY POSTPONED.**

The **SPEAKER:** The Chair recognizes the Representative from Bridgewater, Representative Wheeler.

Representative **WHEELER:** Mr. Speaker, Ladies and Gentlemen of the House. Just to counter what he had to say, these permits are based on weight, height, length and width. That can mean a bulldozer that you take down the road. It can

also mean weight. It can mean these mobile homes that we transport back and forth to different locations. It is not just the weight on the road that these permits are issued for. I would ask for a roll call.

Representative WHEELER of Bridgewater **REQUESTED** a roll call on the motion to **INDEFINITELY POSTPONE House Amendment "A" (H-1009).**

More than one-fifth of the members present expressed a desire for a roll call which was ordered.

The **SPEAKER:** A roll call has been ordered. The pending question before the House is Indefinite Postponement of House Amendment "A" (H-1009). All those in favor will vote yes, those opposed will vote no.

ROLL CALL NO. 566

YEA - Berry RL, Blanchette, Bouffard, Brannigan, Brooks, Bull, Bunker, Canavan, Chick, Chizmar, Colwell, Cote, Cowger, Cummings, Desmond, Dorr, Dudley, Dunlap, Duplessie, Etnier, Fisher, Fuller, Green, Hutton, Kane, Koffman, LaVerdiere, Laverriere-Boucher, Lemoine, Mailhot, Marley, Matthews, McDonough, McGowan, McKee, McLaughlin, McNeil, Michaud, Norbert, Norton, O'Brien LL, O'Neil, Paradis, Perry, Pineau, Povich, Richard, Richardson, Rines, Savage, Simpson, Skoglund, Tarazewich, Thomas, Tuttle, Twomey, Usher, Volenik, Watson, Mr. Speaker.

NAY - Andrews, Annis, Ash, Belanger, Berry DP, Bowles, Bruno, Bryant, Buck, Bumps, Carr, Clark, Clough, Collins, Cressey, Daigle, Davis, Dugay, Duncan, Duprey, Estes, Foster, Gagne, Glynn, Goodwin, Gooley, Hall, Haskell, Hatch, Hawes, Heidrich, Honey, Jacobs, Jodrey, Jones, Kasprzak, Labrecque, Landry, Ledwin, Lessard, Lundeen, MacDougall, Madore, Marrache, Mayo, McGlocklin, McKenney, Michael, Mitchell, Morrison, Murphy E, Murphy T, Muse K, Nass, Nutting, O'Brien JA, Patrick, Peavey, Perkins, Pinkham, Quint, Rosen, Schneider, Sherman, Shields, Smith, Snowe-Mello, Stanley, Stedman, Sullivan, Tessier, Tobin D, Tobin J, Trahan, Treadwell, Waterhouse, Weston, Wheeler EM, Wheeler GJ, Young.

ABSENT - Bagley, Baker, Bliss, Chase, Crabtree, Gerzofsky, Lovett, Mendros, Muse C, Tracy, Winsor.

Yes, 60; No, 80; Absent, 11; Excused, 0.

60 having voted in the affirmative and 80 voted in the negative, with 11 being absent, and accordingly motion to **INDEFINITELY POSTPONE House Amendment "A" (H-1009) FAILED.**

Subsequently, **House Amendment "A" (H-1009)** was **ADOPTED.**

The Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-941)** and **House Amendment "A" (H-1009)** in **NON-CONCURRENCE** and sent for concurrence. **ORDERED SENT FORTHWITH.**

The Chair laid before the House the following item which was **TABLED** earlier in today's session:

HOUSE DIVIDED REPORT - Majority (9) Ought to Pass as Amended by Committee Amendment "A" (S-472) - Minority (3) Ought to Pass as Amended by Committee Amendment "B" (S-473) - Committee on NATURAL RESOURCES on Bill "An Act Relating to Subdivision Review and Title Search Procedures"

(S.P. 779) (L.D. 2119)

Which was **TABLED** by Representative COWGER of Hallowell pending his motion to **ACCEPT** the Majority **Ought to Pass as Amended Report.**