

# MAINE STATE LEGISLATURE

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**Legislative Record**  
**House of Representatives**  
**One Hundred and Twenty-Eighth Legislature**  
**State of Maine**

**Daily Edition**

**Second Special Session**

beginning June 19, 2018

beginning at page H-1739

ONE HUNDRED TWENTY-EIGHTH LEGISLATURE  
SECOND SPECIAL SESSION  
4th Legislative Day  
Monday, June 25, 2018

The Speaker resumed the Chair.  
The House met according to adjournment and was called to order by the Speaker.  
Prayer by Honorable Betty A. Austin, Skowhegan.  
National Anthem by Honorable Betty A. Austin, Skowhegan.  
Pledge of Allegiance.  
The Journal of Thursday, June 21, 2018 was read and approved.

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Under suspension of the rules, members were allowed to remove their jackets.

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The following items were taken up out of order by unanimous consent:

**SENATE PAPERS**

Bill "An Act To Increase Funding in the Maine Budget Stabilization Fund" (EMERGENCY)

(S.P. 738) (L.D. 1908)

Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** suggested and ordered printed.

Came from the Senate, with the Bill and accompanying papers **INDEFINITELY POSTPONED**.

On motion of Representative HERBIG of Belfast, **TABLED** pending **REFERENCE** and later today assigned.

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Resolve, To Fund a New Comprehensive Child Welfare Information System

(S.P. 739) (L.D. 1909)

Committee on **HEALTH AND HUMAN SERVICES** suggested and ordered printed.

Came from the Senate, with the Resolve and accompanying papers **INDEFINITELY POSTPONED**.

On motion of Representative HERBIG of Belfast, **TABLED** pending **REFERENCE** and later today assigned.

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**Non-Concurrent Matter**

An Act To Stabilize Funding for the County Jails

(S.P. 519) (L.D. 1490)

(C. "A" S-268)

**PASSED TO BE ENACTED** in the House on June 15, 2017.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-268) AS AMENDED BY SENATE AMENDMENT "A" (S-535)** thereto in **NON-CONCURRENCE**.

Speaker GIDEON of Freeport moved that the House **RECEDE AND CONCUR**.

Representative FREDETTE of Newport **REQUESTED** a roll call on the motion to **RECEDE AND CONCUR**.

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

The SPEAKER: The Chair recognizes the Representative from Brooksville, Representative Chapman, and inquires as to what his Point of Order is.

Representative **CHAPMAN**: Yeah, thank you, Madam Speaker. The board is showing "An Act To Stabilize Funding for County Jails;" is that the motion that we're voting on, LD 1490?

The SPEAKER: The Chair would answer in the affirmative. We're voting will the House Recede and Concur on item 1-3, "An Act To Stabilize Funding for the County Jails."

The Chair recognizes the Representative from Brooksville, Representative Chapman.

Representative **CHAPMAN**: Thank you, Madam Speaker. Friends and Colleagues in the House, this is a matter that we're trying to revive from the dead files, and I'm presenting this order on behalf of my seatmate who is unable to be here today, the good Representative Henry Bear of the Maliseet -- Houlton Band of Maliseets; and I just want to spend about 30 seconds telling you of the importance of the bill and why we're trying to revive it from the dead files. And that is to say that this issue is an issue of utmost importance to tribal members and to; in the State of Maine. And, I want to add a little personal note here, because most of you probably do not know that personally I have strong objections to gaming in general and I'm very unhappy that the State allows gaming. But the tribal Representative, my seatmate, Representative Bear, has pointed out to all of us that there are -- there is a U.S. Supreme Court decision that says that if a state allows gaming, it actually, cannot regulate gaming on tribal lands, and at the same time, we haven't pressed that issue here in the State of Maine. I believe it has been the tribal member's preference to try to work as cooperatively as possible with the State Government in order to see to the needs that they have in their community and to meet those needs for economic development in a way that can sustain important matters to their health and well-being. And it's for that reason that this particular bill, which would authorize tribal gaming, be brought back for reconsideration. Members in this body have often looked favorably upon this matter, and I hope we can do so again, and at the very least, bring a little bit of additional attention to the plight of our tribal neighbors. Thank you, Madam Speaker.

The SPEAKER: A roll call has been ordered. The pending question before the House is to Recede and Concur. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 685**

YEA - Ackley, Alley, Austin B, Babbidge, Bailey, Bates, Beebe-Center, Berry, Bickford, Black, Blume, Brooks, Campbell, Cardone, Casas, Chapman, Collings, Corey, Daughtry, DeChant, Dunphy, Farnsworth, Fay, Fecteau, Frey, Fuller, Gattine, Golden, Grant, Grohman, Guerin, Hamann, Handy, Hanington, Harlow, Herbig, Hickman, Higgins, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kumiega, Longstaff, Luchini, Madigan C, Madigan J, Martin J, Martin R, Mastraccio, McCrea, McCreight, McElwee, McLean, Melaragno, Monaghan, Moonen, O'Neil, Parker, Pierce T, Pouliot, Riley, Rykerson, Sanborn, Sheats, Skolfield, Spear, Stanley, Stearns, Stewart, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Tuell, Ward, Warren, Zeigler, Madam Speaker.

NAY - Austin S, Bradstreet, Cebra, Chace, Craig, Dillingham, Espling, Foley, Fredette, Gerrish, Gillway, Ginzler, Haggan, Hanley, Hawke, Johansen, Kinney J, Lockman, Lyford, Malaby, Mason, Ordway, Parry, Perkins, Picchiotti, Pickett, Pierce J, Sampson, Sherman, Simmons, Stetkis, Sutton, Timberlake, Turner, Vachon, Wadsworth, Wallace, White, Winsor, Wood.

ABSENT - Battle, Bryant, Cooper, Denno, Devin, Doore, Duchesne, Farrin, Grignon, Harrington, Harvell, Head, Herrick, Hilliard, Kinney M, Lawrence, Marean, Nadeau, O'Connor, Perry, Prescott, Reckitt, Reed, Sanderson, Schneck, Seavey, Sirocki, Strom, Theriault.

Yes, 82; No, 40; Absent, 29; Excused, 0.

82 having voted in the affirmative and 40 voted in the negative, with 29 being absent, and accordingly the House voted to **RECEDE AND CONCUR**.

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**Non-Concurrent Matter**

An Act To Promote Social and Emotional Learning and Development in Early Childhood

(S.P. 450) (L.D. 1321)  
(C. "A" S-128)

**PASSED TO BE ENACTED** in the House on May 30, 2017.

Came from the Senate **PASSED TO BE ENGROSSED AS AMENDED BY COMMITTEE AMENDMENT "A" (S-128) AS AMENDED BY SENATE AMENDMENT "B" (S-533)** thereto in **NON-CONCURRENCE**.

Speaker GIDEON of Freeport moved that the House **RECEDE AND CONCUR**.

Representative FREDETTE of Newport **REQUESTED** a roll call on the motion to **RECEDE AND CONCUR**.

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 to Recede and Concur. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 686**

YEA - Ackley, Alley, Austin B, Babbidge, Bailey, Bates, Beebe-Center, Berry, Bickford, Blume, Brooks, Cardone, Casas, Chapman, Collings, Corey, Daughtry, DeChant, Dunphy, Farnsworth, Fay, Fecteau, Frey, Fuller, Gattine, Golden, Grant, Grohman, Hamann, Handy, Hanington, Harlow, Hawke, Herbig, Hickman, Higgins, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kumiega, Longstaff, Luchini, Madigan C, Madigan J, Malaby, Martin J, Martin R, Mastraccio, McCrea, McCreight, McElwee, McLean, Melaragno, Monaghan, Moonen, O'Neil, Parker, Perry, Pierce J, Pierce T, Pouliot, Riley, Rykerson, Sanborn, Sheats, Simmons, Spear, Stanley, Stearns, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Vachon, Warren, Zeigler, Madam Speaker.

NAY - Austin S, Black, Bradstreet, Campbell, Cebra, Chace, Craig, Dillingham, Espling, Foley, Fredette, Gerrish, Gillway, Ginzler, Guerin, Haggan, Hanley, Harrington, Johansen, Kinney J, Lockman, Lyford, Mason, Ordway, Parry, Perkins, Picchiotti, Pickett, Sampson, Sherman, Skolfield, Stetkis, Stewart, Sutton, Timberlake, Tuell, Turner, Wadsworth, Wallace, Ward, White, Winsor, Wood.

ABSENT - Battle, Bryant, Cooper, Denno, Devin, Doore, Duchesne, Farrin, Grignon, Harvell, Head, Herrick, Hilliard, Kinney M, Lawrence, Marean, Nadeau, O'Connor, Prescott, Reckitt, Reed, Sanderson, Schneck, Seavey, Sirocki, Strom, Theriault.

Yes, 81; No, 43; Absent, 27; Excused, 0.

81 having voted in the affirmative and 43 voted in the negative, with 27 being absent, and accordingly the House voted to **RECEDE AND CONCUR**.

**Non-Concurrent Matter**

Bill "An Act Regarding Energy Costs"

(H.P. 1328) (L.D. 1895)

**REFERRED** to the Committee on **ENERGY, UTILITIES AND TECHNOLOGY** in the House on April 2, 2018.

Came from the Senate with the Bill and accompanying papers **INDEFINITELY POSTPONED** in **NON-CONCURRENCE**.

The House voted to **INSIST**.

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**COMMUNICATIONS**

The Following Communication: (H.C. 547)

**STATE OF MAINE**

**128TH MAINE LEGISLATURE**

June 22, 2018

To the Honorable Members of the 128th Maine Legislature: Pursuant to the Joint Order (S.P. 750) passed on June 21, 2018, the Senate and House of Representatives will convene on Monday, June 25, 2018, at 10:00 a.m.

Sincerely,

S/Sara Gideon

Speaker of the House

S/Michael D. Thibodeau

President of the Senate

**READ and ORDERED PLACED ON FILE.**

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By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

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**PETITIONS, BILLS AND RESOLVES REQUIRING REFERENCE**

Resolve, To Name a Bridge over the Saco River in the Town of Fryeburg the Nathan Desjardins Memorial Bridge

(H.P. 1361) (L.D. 1916)

Sponsored by Representative WADSWORTH of Hiram.

Cosponsored by Senator CYRWAY of Kennebec and Representative: PICKETT of Dixfield, Senators: DAVIS of Piscataquis, DION of Cumberland, HAMPER of Oxford.

Committee on **TRANSPORTATION** suggested.

Under suspension of the rules, the Resolve was given its **FIRST READING WITHOUT REFERENCE** to a committee.

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

Under further suspension of the rules, the Resolve was **PASSED TO BE ENGROSSED** and sent for concurrence.

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By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

**ORDERS**

On motion of Representative CHAPMAN of Brooksville, the following Joint Order: (H.P. 1358)

ORDERED, the Senate concurring, that Bill, "An Act To Authorize Tribal Gaming," H.P. 838, L.D. 1201, and all its accompanying papers, be recalled from the legislative files to the House.

**READ.**

Pursuant to Joint Rule 404, this Joint Order required the affirmative vote of two-thirds of those present for **PASSAGE**.

The SPEAKER: The Chair recognizes the Representative from Brooksville, Representative Chapman, and inquires as to his Point of Order; inquires as to why he rises.

Representative **CHAPMAN**: I'm interested in a roll call, and I'm wondering if this is the time to request it.

The SPEAKER: The Chair would answer in the negative. The vote is open now. Once the Chair closes the vote, but before the Chair announces the vote, the Representative may rise and request a roll call.

Pursuant to Joint Rule 404, this Joint Order requires the affirmative vote of two-thirds of those present for passage.

Representative CHAPMAN of Brooksville **REQUESTED** a roll call on **PASSAGE**.

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 Passage. All those in favor will vote yes, those opposed will vote no.

Pursuant to Joint Rule 404, this Joint Order required the affirmative vote of two-thirds of those present for **PASSAGE**.

**ROLL CALL NO. 687**

YEA - Ackley, Alley, Austin B, Babbidge, Bailey, Bates, Beebe-Center, Berry, Blume, Brooks, Campbell, Casas, Chapman, Collings, Corey, Daughtry, DeChant, Dunphy, Farnsworth, Fay, Fecteau, Fuller, Gattine, Golden, Grant, Grohman, Hamann, Handy, Harlow, Herbig, Hickman, Higgins, Hogan, Hubbell, Hymanson, Jorgensen, Kumiega, Longstaff, Luchini, Madigan C, Madigan J, Malaby, Martin J, Martin R, Mastraccio, McCrea, McCreight, McLean, Melaragno, Monaghan, Moonen, O'Neil, Parker, Perry, Picchiotti, Riley, Rykerson, Sanborn, Sheats, Simmons, Skolfield, Spear, Stanley, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Vachon, Warren, Zeigler, Madam Speaker.

NAY - Austin S, Bickford, Black, Bradstreet, Cardone, Cebra, Chace, Craig, Dillingham, Espling, Foley, Fredette, Frey, Gerrish, Gillway, Ginzler, Guerin, Haggan, Hanington, Hanley, Harrington, Hawke, Johansen, Kinney J, Kornfield, Lockman, Lyford, Mason, McElwee, Ordway, Parry, Perkins, Pickett, Pierce J, Pierce T, Pouliot, Sampson, Sherman, Stearns, Stetkis, Stewart, Strom, Sutton, Timberlake, Tuell, Turner, Wadsworth, Wallace, Ward, White, Winsor, Wood.

ABSENT - Battle, Bryant, Cooper, Denno, Devin, Doore, Duchesne, Farrin, Grignon, Harvell, Head, Herrick, Hilliard, Kinney M, Lawrence, Marean, Nadeau, O'Connor, Prescott, Reckitt, Reed, Sanderson, Schneck, Seavey, Sirocki, Theriault.

Yes, 73; No, 52; Absent, 26; Excused, 0.

73 having voted in the affirmative and 52 voted in the negative, with 26 being absent, and accordingly the Joint Order **FAILED PASSAGE**.

**SPECIAL SENTIMENT CALENDAR**

In accordance with House Rule 519 and Joint Rule 213, the following item:

**Recognizing:**

the Hall-Dale High School Boys Baseball Team, of Farmingdale, which won the Class C State Championship. This is the team's first state title in 17 years. We extend to all the members of the team our congratulations and best wishes;

(HLS 1435)

Presented by Representative WARREN of Hallowell.

Cosponsored by Representative GRANT of Gardiner, Senator BELLOWES of Kennebec.

On **OBJECTION** of Representative WARREN of Hallowell, was **REMOVED** from the Special Sentiment Calendar.

**READ.**

On motion of the same Representative, **TABLED** pending **PASSAGE** and later today assigned.

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By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

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**REPORTS OF COMMITTEE**

**Divided Report**

Majority Report of the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-800)** on Bill "An Act To Authorize a General Fund Bond Issue To Fund Wastewater Infrastructure Projects for Ratification by Voters in the June 2017 Election"

(H.P. 1034) (L.D. 1510)

Signed:

Senators:

HAMPER of Oxford  
BREEN of Cumberland  
KATZ of Kennebec

Representatives:

GATTINE of Westbrook  
FREY of Bangor  
HUBBELL of Bar Harbor  
JORGENSEN of Portland  
MARTIN of Eagle Lake  
SEAVEY of Kennebunkport  
TEPLER of Topsham  
TIMBERLAKE of Turner  
WINSOR of Norway

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Representative:

SIROCKI of Scarborough

**READ.**

Representative GATTINE of Westbrook moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

The same Representative **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report.

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

The SPEAKER: The Chair recognizes the Representative from Brunswick, Representative Tucker.

Representative **TUCKER**: Madam Speaker and Fellow Distinguished Members of the House, when appointed to the Environment and Natural Resources Committee, I thought our Committee would get field trips to visit pristine mountains, crystal clear lakes, bubbling streams, and breezy seashores, and the gentleman from Hudson would point out the tweeting birds along the way. But the only mountaintops we climbed were amazingly high, enormous mounds of garbage at our state's landfills, and the only streams on our field trips were of raw sewage flowing through our treatment plants, and the only birds were masses of screaming seagulls. So, put on your hip boots and let's talk about LD 1510, "A Bond Issue to Fund Wastewater Infrastructure Projects," in the amended amount of \$30 million.

The amendment compromises the amount down from the original request of \$50 million to \$30 million and changes the election date to November. The need is urgent. We have aging and deteriorating pipes, failing pumping stations, and outdated waste processing facilities. For example, in 2016, 25 communities discharged more than 470 million gallons of raw human sewage and storm water due to outdated sewer outflows. These antique systems endanger our lakes, our coastal waters, our shellfish industry, and the health of our people. The EPA and the DEP staff estimate we will need \$1,000,700,000 over the next 20 years to fund Maine's wastewater facilities. We have a town-by-town list of projects in 120 towns across the state. In the long run, modern, efficient sewage treatment will be much cheaper than running these antiquated systems.

This bond will help fund the first three years of DEP's wastewater infrastructure plan. We know what must be done, but these needs can't be supported by local sewer rates alone, especially in small towns. Funding of major sewer projects requires significant local financing by municipalities and the Clean Water State Revolving Fund, but state and federal grants are needed for major upgrades. Part of this grant money will assist small communities and homeowners with particular septic problems, especially those with direct septic discharge into coastal watersheds. With these grants, pollution in areas of high-value shellfish will be prioritized. This \$30 million in state grants can be combined with potential U.S. Department of Agriculture grants for rural sewage projects to give us a total grant pool of over \$100 million. That's a lot of jobs and spending right here in Maine to help local planners, contractors, and workers.

Good sewage is basic for business and economic progress and as basic as roads and broadband; my apologies to the gentleman from Gorham and the gentleman from Bowdoinham. Ryan Wingard of the American Society of Civil Engineers advises that Maine's wastewater rating of D+ is one of the weakest areas of Maine's infrastructure. Remember, we all contribute to the sewage problem directly, individually, and daily. We must thank the administration, the DEP Commissioner and DEP staff for bringing this forward, and also my thanks to the sponsor of this bond, the gentleman from Newport. In the past, sewer bonds have passed easily. In the 17 years between 1992 and 2009, Madam Speaker, there were 15 state wastewater bonds, but there have been no state wastewater bonds at all since 2009, so we need to get back on track.

Of course, this modest bond for sewage construction and coastal septic cleanup is only part of a broad societal effort to solve our water pollution problems, reaching way back to

Senator Edmund Muskie's historic Clean Water Act of 1972; 46 years ago. Bricks and mortar alone cannot solve the sewage problems we face, but we do need decent facilities to let our wastewater operators do a good job. Maine currently has 816 licensed wastewater operators trying to hold things together with often antiquated facilities. To help them with skills to hold things together, the AFA Committee in 2017 funded an additional 20,000 per year toward training programs for these operators. Additionally, the Northern Maine Community College will be offering a novel new course in the fall of 2018 to train technicians in the highly complex water treatment field. The human skills to run these facilities will not be neglected. We've come a long way to clean up our lakes, rivers, and mudflats. Let's give our construction workers and sewage treatment operators the tools they need, and let them finish the job. Thank you.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 688**

YEA - Ackley, Alley, Austin B, Austin S, Babbidge, Bailey, Bates, Beebe-Center, Berry, Bickford, Black, Blume, Bradstreet, Brooks, Bryant, Campbell, Cardone, Casas, Cebra, Chace, Chapman, Collings, Corey, Craig, Daughtry, DeChant, Dillingham, Dunphy, Espling, Farnsworth, Fay, Fecteau, Foley, Fredette, Frey, Fuller, Gattine, Gerrish, Gillway, Ginzler, Golden, Grant, Grohman, Guerin, Haggan, Hamann, Handy, Hanington, Hanley, Harlow, Harrington, Hawke, Herbig, Hickman, Higgins, Hogan, Hubbell, Hymanson, Johansen, Jorgensen, Kinney J, Kornfield, Kumiega, Lockman, Longstaff, Luchini, Lyford, Madigan C, Madigan J, Malaby, Martin J, Martin R, Mason, Mastraccio, McCreagh, McCreight, McElwee, McLean, Melaragno, Monaghan, Moonen, O'Neil, Ordway, Parker, Parry, Perkins, Perry, Picchiotti, Pickett, Pierce J, Pierce T, Pouliot, Riley, Rykerson, Sampson, Sanborn, Sheats, Sherman, Simmons, Skolfield, Spear, Stanley, Stearns, Stewart, Strom, Sutton, Sylvester, Talbot Ross, Tepler, Terry, Timberlake, Tipping, Tucker, Tuell, Vachon, Wadsworth, Wallace, Ward, Warren, White, Winsor, Wood, Zeigler, Madam Speaker.

NAY - Stetkis, Turner.

ABSENT - Battle, Cooper, Denno, Devin, Doore, Duchesne, Farrin, Grignon, Harvell, Head, Herrick, Hilliard, Kinney M, Lawrence, Marean, Nadeau, O'Connor, Prescott, Reckitt, Reed, Sanderson, Schneck, Seavey, Sirocki, Theriault. Yes, 124; No, 2; Absent, 25; Excused, 0.

124 having voted in the affirmative and 2 voted in the negative, with 25 being absent, and accordingly the Majority **Ought to Pass as Amended Report was ACCEPTED.**

The Bill was **READ ONCE. Committee Amendment "A" (H-800) 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-800)** and sent for concurrence.

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By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

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The following items were taken up out of order by unanimous consent:

Majority Report of the Committee on **APPROPRIATIONS AND FINANCIAL AFFAIRS** reporting **Ought to Pass as Amended by Committee Amendment "A" (H-802)** on Bill "An Act To Authorize a General Fund Bond Issue To Build Maine's Workforce Development Capacity by Modernizing and Improving the Facilities and Infrastructure of Maine's Public Universities"

(H.P. 585) (L.D. 836)

Signed:

Senators:

HAMPER of Oxford  
BREEN of Cumberland  
KATZ of Kennebec

Representatives:

GATTINE of Westbrook  
FREY of Bangor  
HUBBELL of Bar Harbor  
JORGENSEN of Portland  
MARTIN of Eagle Lake  
TEPLER of Topsham

Minority Report of the same Committee reporting **Ought Not to Pass** on same Bill.

Signed:

Representatives:

SEAVEY of Kennebunkport  
SIROCKI of Scarborough  
TIMBERLAKE of Turner  
WINSOR of Norway

**READ.**

Representative GATTINE of Westbrook moved that the House **ACCEPT** the Majority **Ought to Pass as Amended** Report.

The same Representative **REQUESTED** a roll call on the motion to **ACCEPT** the Majority **Ought to Pass as Amended** Report.

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

The **SPEAKER**: The Chair recognizes the Representative from Portland, Representative Jorgensen.

Representative **JORGENSEN**: Thank you, Madam Speaker. So, I'm rising today in support of the University Community College bond proposal, LD 836, which is a proposal for \$64 million split for \$45 million for the University of Maine System and \$15 for the community colleges. I hope you'll all consider supporting this measure, which I think reaches truly into every district and touches every single town in the state.

In the last session, we provided critical bonding support for science facilities at the University of Maine. This package completes what was begun with that, providing a strategic and carefully-targeted investment package in the other university campuses as well as our community colleges. The UMaine System has emerged from a period of hard choices, of staff reductions and belt-tightening, and is now seeing higher enrollments, especially due to increased out-of-state recruitment. This is extraordinarily good news for our state, and under the leadership of Chancellor Page, I think it's fair to say that this institution is significantly stronger than it was a decade ago.

The narrative of the community college is equally impressive. It's a story of serving more students across the state while keeping costs in check. And with both these systems, Maine is providing a quality education at a very good price. But, keeping tuition flat, while critical for students, comes at a cost of being able to modernize and upgrade. These bonds will be matched at least one-to-one with other funds; both private and federal, to provide a cost-effective means to achieve a number of critical strategic investments that will touch every one of the campuses and which will focus on teaching the skills that Maine businesses say they need most in the workforce. These are outlined in the information sheets on your desk that were distributed this morning. But, for the university part of the bond, let me just say that some of the highlights include a doubling of engineering teaching capacity at USM as well as cybersecurity and computer science labs there. It includes a new childcare and education center in Farmington. It includes a four-year nursing education program in central and southern Aroostook County through a UMFK and UMPI partnership. It includes educational support centers for new and nontraditional students at the UMA campuses in Augusta and Bangor. It includes desperately-needed marine science classrooms in Machias and it provides for a new student and career services center which will transform USM's Portland campus.

To keep our kids in Maine and, equally important, attract those from out of state, our college and university facilities simply must be competitive. Maine's public higher ed system draws nearly 6,000 young people from elsewhere to Maine each year, and those are our future workers and taxpayers. But while out-of-state recruitment adds considerably to the bottom line of these campuses, students coming from in-state also have expectations, and those are for facilities that are up-to-date and which can compete with similar institutions across the nation.

Ladies and gentlemen, what this bill proposes is an investment that will cost less than a single new high school, yet it's one that will surely bring more students, more jobs, investment and opportunities to our public university and college campuses across Maine. We often talk about economic development in this room, and that comes from a combination of the correct tax and regulatory policies as well as the availability of a well-trained workforce. Maine's universities and community colleges are a primary tool for creating that workforce. This isn't an investment in the university and community college system. I would say it's an investment in Maine's future economic success. And, with that, I'll just say thank you, Madam Speaker, I appreciate your listening.

The **SPEAKER**: The Chair recognizes the Representative from Bangor, Representative Kornfield.

Representative **KORNFIELD**: Thank you, Madam Speaker. The University of Maine System and the community college system are this state's pride and joy. As chair of Education Committee, I've had a firsthand look at the trustees whom the Chief Executive has appointed and their fiscal management of the system. They've made tough decisions to right size, cutting \$82 million from their annual operating budget and closing a structural gap that at one time was estimated to be nearly \$100 million. They've advanced affordability, raising tuition just once in the last seven years, and expanded early college so now nearly 3,000 high school students earn college credit at low or no cost each year. We also have seen a historic level of collaboration between the university and community college systems, working together to

advance educational and economic opportunities for the people of Maine. Every year, over 700 community college students transfer to the University of Maine System, and the two systems are committed to making the transfer process as seamless as possible in order to reduce college costs for Maine students and speed their time to degree completion.

When it comes to higher education investment, it is not a question of either/or. Maine needs to invest in both systems to meet its workforce and demographic challenges. Maine cannot afford to lose its young people, but, current conditions of UMS facilities is costing us students. To keep kids in Maine and attract those from out of state, university facilities must be modernized and competitive. As many of you know, whether we like it or not, if you've ever taken a son and daughter on a college tour, you know that the visual impression that the school makes when they walk around campus is a big part of their decision as to whether to go there or not, and we need to hang on to and attract every student we can. We need it for the economic future of the state. Please support this bond.

The SPEAKER: The Chair recognizes the Representative from Bar Harbor, Representative Hubbell.

Representative **HUBBELL**: Thank you, Madam Speaker. I rise first merely to echo the remarks of my colleagues from Portland and Bangor in relation to the prospective prosperity that I think the state will enjoy as a consequence of this bond bill, and also, just to add some detail about the community college portion. In direct support of improving Maine's workforce, if approved by voters, this bond will allow the following capital improvements in the community college system, which serves some 23,000 students and 150 businesses across the state at the lowest postsecondary tuition rate in New England. It will renovate and expand labs at Central Maine Community College in Auburn. It will convert heating systems to natural gas at Eastern Maine Community College in Bangor. It will purchase equipment for a new program in millwrighting and industrial mechanics at Kennebec Community College in Fairfield. It will expand the diesel hydraulics lab at Northern Maine Community College in Presque Isle. It will expand library space for student support and remediation at Southern Maine Community College in South Portland. It will renovate and expand instructional labs at Washington County Community College in Calais, and it will fund the development of an industrial trade center at York County Community College in Sanford. Please join me in supporting this bill.

The SPEAKER: The Chair recognizes the Representative from Brooksville, Representative Chapman.

Representative **CHAPMAN**: Thank you, Madam Speaker. May I pose a question to anyone through the Chair?

The SPEAKER: The Representative may proceed.

Representative **CHAPMAN**: Thank you. My question is: as you know, Maine has three institutions of higher education, and I've heard eloquent speeches concerning both the University of Maine System and the community college system in Maine, and I'm wondering if this bond also applies to the Maine Maritime Academy, and if not, why not? Thank you, Madam Speaker.

The SPEAKER: The Representative from Brooksville has posed a question through the Chair, if there is anyone who is able to answer. The Chair recognizes the Representative from Westbrook, Representative Gattine.

Representative **GATTINE**: Madam Speaker, this specific bond does not propose to have any bonding related to Maine Maritime Academy, but there are still other matters before this body that we may be taking up in the future.

The SPEAKER: The Chair recognizes the Representative from Eagle Lake, Representative Martin.

Representative **MARTIN**: Thank you, Madam Speaker. Just an additional point to be made: There is a request that came from Maine Maritime Academy, and that's actually going to be included in the highway bond package.

The SPEAKER: The pending question is acceptance of the Majority Ought to Pass as Amended Report. The Chair recognizes the Representative from Bridgton, Representative Ginzler.

Representative **GINZLER**: Thank you, Madam Speaker. I can't be any more eloquent than my colleagues who preceded me, so I won't try. But I will say that I strongly; I strongly support the motion, and I want to make it very clear that there's very strong bipartisan support within Committee for this motion, for this bond, and as well as caucus members. Thank you.

The SPEAKER: A roll call has been ordered. The pending question before the House is Acceptance of the Majority Ought to Pass as Amended Report. All those in favor will vote yes, those opposed will vote no.

**ROLL CALL NO. 689**

YEA - Ackley, Alley, Austin B, Austin S, Babbidge, Bailey, Bates, Beebe-Center, Berry, Bickford, Black, Blume, Bradstreet, Brooks, Bryant, Campbell, Cardone, Casas, Chace, Chapman, Collings, Corey, Craig, Daughtry, DeChant, Dunphy, Farnsworth, Fay, Fecteau, Foley, Fredette, Frey, Fuller, Gattine, Gerrish, Gillway, Ginzler, Golden, Grant, Grohman, Guerin, Haggan, Hamann, Handy, Hanington, Harlow, Harrington, Hawke, Herbig, Hickman, Higgins, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kumiega, Longstaff, Luchini, Lyford, Madigan C, Madigan J, Malaby, Martin J, Martin R, Mastraccio, McCrea, McCreight, McElwee, McLean, Melaragno, Monaghan, Moonen, O'Neil, Parker, Parry, Perkins, Perry, Picchiotti, Pierce J, Pierce T, Pouliot, Riley, Rykerson, Sampson, Sanborn, Sheats, Sherman, Simmons, Skolfield, Spear, Stanley, Stearns, Stewart, Strom, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Tuell, Vachon, Wadsworth, Ward, Warren, Wood, Zeigler, Madam Speaker.

NAY - Cebra, Dillingham, Espling, Hanley, Johansen, Kinney J, Lockman, Mason, Ordway, Pickett, Sirocki, Stetkis, Sutton, Timberlake, Turner, White, Winsor.

ABSENT - Battle, Cooper, Denno, Devin, Doore, Duchesne, Farrin, Grignon, Harvell, Head, Herrick, Hilliard, Kinney M, Lawrence, Marean, Nadeau, O'Connor, Prescott, Reckitt, Reed, Sanderson, Schneck, Seavey, Theriault, Wallace.

Yes, 109; No, 17; Absent, 25; Excused, 0.

109 having voted in the affirmative and 17 voted in the negative, with 25 being absent, and accordingly the Majority **Ought to Pass as Amended Report was ACCEPTED.**

The Bill was **READ ONCE. Committee Amendment "A" (H-802) 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-802)** and sent for concurrence.

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By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

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**BILLS RECALLED FROM LEGISLATIVE FILES**

(Pursuant to Joint Order - House Paper 1359)

An Act To Clarify Which Municipalities May Receive a Portion of Day Use and Camping Fees from State Parks and Historic Sites (EMERGENCY)

(H.P. 1357) (L.D. 1915)

On motion of Representative CHAPMAN of Brooksville, the rules were **SUSPENDED** for the purpose of **RECONSIDERATION**.

On further motion of the same Representative, the House **RECONSIDERED** its action whereby it voted to **RECEDE AND CONCUR**.

Subsequently, the House voted to **INSIST**.

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By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

**BILLS RECALLED FROM GOVERNOR**

(Pursuant to Joint Order - House Paper 1360)

An Act To Simplify Nonresident Hunting and Fishing Licenses

(H.P. 548) (L.D. 768)

(C. "A" H-615)

- In House, **PASSED TO BE ENACTED** on March 15, 2018.

- In Senate, **PASSED TO BE ENACTED** on June 20, 2018.

On motion of Representative HARLOW of Portland, 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 ENACTED**.

On further motion of the same Representative, the rules were **SUSPENDED** for the purpose of **FURTHER RECONSIDERATION**.

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

On further motion of the same Representative, the rules were **SUSPENDED** for the purpose of **FURTHER RECONSIDERATION**.

On further motion of the same Representative, the House **RECONSIDERED** its action whereby **Committee Amendment "A" (H-615)** was **ADOPTED**.

The same Representative **PRESENTED House Amendment "A" (H-803) to Committee Amendment "A" (H-615)** which was **READ** by the Clerk.

The SPEAKER: The Representative may proceed.'

Representative **HARLOW**: Thank you, Madam Speaker. This amendment is just correcting a technical error, as the Good Representative from Hudson explained last week. Thank you, Madam Speaker.

Subsequently, **House Amendment "A" (H-803) to Committee Amendment "A" (H-615)** was **ADOPTED**.

**Committee Amendment "A" (H-615) as Amended by House Amendment "A" (H-803)** thereto was **ADOPTED**.

The Bill was **PASSED TO BE ENGROSSED as Amended by Committee Amendment "A" (H-615) as Amended by House Amendment "A" (H-803)** thereto in **NON-CONCURRENCE** and sent for concurrence. **ORDERED SENT FORTHWITH**.

**ENACTORS**

**Acts**

An Act To Promote Social and Emotional Learning and Development in Early Childhood

(S.P. 450) (L.D. 1321)

(S. "B" S-533 to C. "A" S-128)

An Act To Stabilize Funding for the County Jails

(S.P. 519) (L.D. 1490)

(S. "A" S-535 to C. "A" S-268)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

**BILLS RECALLED FROM LEGISLATIVE FILES**

(Pursuant to Joint Order - House Paper 1352)

An Act To Authorize the Public Utilities Commission To Determine the Amount of the E-9-1-1 Surcharge

(S.P. 615) (L.D. 1671)

On motion of Representative BERRY of Bowdoinham, the rules were **SUSPENDED** for the purpose of **RECONSIDERATION**.

On further motion of the same Representative, the House **RECONSIDERED** its action whereby it voted to **INSIST**.

On further motion of the same Representative, the House voted to **RECEDE**.

On further motion of Representative, the Minority **Ought to Pass as Amended Report** was **ACCEPTED**.

The Bill was **READ ONCE**. **Committee Amendment "A" (S-436)** was **READ** by the Clerk.

The same Representative **PRESENTED House Amendment "A" (H-801) to Committee Amendment "A" (S-436)**, which was **READ** by the Clerk.

The SPEAKER: The Chair recognizes the Representative from Bowdoinham, Representative Berry.

Representative **BERRY**: Thank you, Madam Speaker. Madam Speaker and Men and Women of the House, the amendment before us would simply remove the piece of the Committee Amendment "A," the Minority Report, which others found objectionable, which was the reason for the bill previously being moved Ought Not to Pass, and would specifically, it would remove the change to the statewide E-911 surcharge and the prepaid wireless E-911 surcharge. It would leave in, and allow us to go forward with, a very creative proposal to create a fund to provide grants for transitions, for non-recurrent funding only, for dispatch centers to consolidate with existing public safety answering points. Thank you.

The SPEAKER: The Chair recognizes the Representative from Hiram, Representative Wadsworth.

Representative **WADSWORTH**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. While we couldn't quite find consensus on reduction of the E-911 surcharge in the 128th Maine Legislature, I want to thank Representative O'Connor and Representative Berry for sticking it out and saving the section of the bill that we could all agree on; and, as you heard earlier, this bill directs funds for grants for the dispatch consolidation, which I think is a great piece of work. Thank you.

Subsequently, **House Amendment "A" (H-801) to Committee Amendment "A" (S-436)** was **ADOPTED**.

**Committee Amendment "A" (S-436) as Amended by House Amendment "A" (H-801) thereto was 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" (S-436) as Amended by House Amendment "A" (H-801) thereto in NON-CONCURRENCE** and sent for concurrence.

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By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

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**ENACTORS  
Resolves**

Resolve, To Name a Bridge over the Saco River in the Town of Fryeburg the Nathan Desjardins Memorial Bridge (H.P. 1361) (L.D. 1916)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed, **FINALLY PASSED**, signed by the Speaker and sent to the Senate.

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By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

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**Bond Issue**

An Act To Authorize a General Fund Bond Issue To Fund Wastewater Infrastructure Projects

(H.P. 1034) (L.D. 1510)  
(C. "A" H-800)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. In accordance with the provisions of Section 14 of Article IX of the Constitution, a two-thirds vote of the House being necessary, a total was taken. 117 voted in favor of the same and 5 against, and accordingly the Bond Issue was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

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**Bond Issue**

An Act To Authorize a General Fund Bond Issue To Build Maine's Workforce Development Capacity by Modernizing and Improving the Facilities and Infrastructure of Maine's Public Universities and Community Colleges

(H.P. 585) (L.D. 836)  
(C. "A" H-802)

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

The **SPEAKER**: The Chair recognizes the Representative from Arundel, Representative Parry.

Representative **PARRY**: Thank you, Madam Speaker, Ladies and Gentlemen of the House. Like the previous bond, I believe this is an important bond; but I would be remiss, as somebody that spent eight years on Transportation, with

passing through these bonds and not the highway fund bond. So, I reluctantly am going to have to vote against this pending motion until we take care of the most important bond we have. Thank you.

The **SPEAKER**: The Chair recognizes the Representative from Newport, Representative Fredette.

Representative **FREDETTE**: Thank you, Madam Speaker. Madam Speaker, Ladies and Gentlemen of the House, the good Representative from Arundel makes a valid point, and as we near the conclusion of our work, I think it's important that we look at all the matters sort of in totality; and I think at this juncture, I'll be voting against the pending motion, understanding that we need to resolve a number of issues in order to find our way out of the building. And, so, I would be asking that you follow my light. Thank you.

Representative **HERBIG** of Belfast **REQUESTED** a roll call **PASSAGE TO BE ENACTED**.

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 Passage to be Enacted. All those in favor will vote yes, those opposed will vote no.

In accordance with the provisions of Section 14 of Article IX of the Constitution, a two-thirds vote of the House being necessary, a total was taken.

**ROLL CALL NO. 690**

**YEA** - Ackley, Alley, Austin B, Babbidge, Bailey, Bates, Beebe-Center, Berry, Bickford, Blume, Brooks, Bryant, Cardone, Casas, Chapman, Collings, Corey, Daughtry, DeChant, Doore, Dunphy, Farnsworth, Fay, Fecteau, Frey, Fuller, Gattine, Golden, Grant, Grohman, Hamann, Handy, Harlow, Herbig, Hickman, Higgins, Hogan, Hubbell, Hymanson, Jorgensen, Kornfield, Kumiega, Longstaff, Luchini, Madigan C, Madigan J, Martin J, Martin R, Mastraccio, McCrea, McCreight, McLean, Melaragno, Monaghan, Moonen, O'Neil, Ordway, Parker, Perry, Pierce T, Riley, Rykerson, Sanborn, Sheats, Spear, Stanley, Sylvester, Talbot Ross, Tepler, Terry, Tipping, Tucker, Warren, Zeigler, Madam Speaker.

**NAY** - Austin S, Black, Bradstreet, Campbell, Cebra, Chace, Craig, Dillingham, Espling, Foley, Fredette, Gerrish, Guerin, Haggan, Hanington, Hanley, Harrington, Hawke, Johansen, Kinney J, Lockman, Lyford, Malaby, Mason, McElwee, Parry, Perkins, Picchiotti, Pickett, Pierce J, Pouliot, Sampson, Simmons, Sirocki, Skolfield, Stearns, Stetkis, Stewart, Strom, Sutton, Timberlake, Turner, Vachon, Wadsworth, Ward, Winsor, Wood.

**ABSENT** - Battle, Cooper, Denno, Devin, Duchesne, Farrin, Gillway, Ginzler, Grignon, Harvell, Head, Herrick, Hilliard, Kinney M, Lawrence, Marean, Nadeau, O'Connor, Prescott, Reckitt, Reed, Sanderson, Schneck, Seavey, Sherman, Theriault, Tuell, Wallace, White.

Yes, 75; No, 47; Absent, 29; Excused, 0.

75 having voted in the affirmative and 47 voted in the negative, with 29 being absent, and accordingly the Bond Issue **FAILED PASSAGE TO BE ENACTED** and was sent to the Senate.

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By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

**COMMUNICATIONS**

The Following Communication: (S.C. 1050)

**MAINE SENATE  
128TH LEGISLATURE  
OFFICE OF THE SECRETARY**

June 25, 2018

Honorable Robert B. Hunt

Clerk of the House

2 State House Station

Augusta, Maine 04333

Dear Clerk Hunt:

Please be advised the Senate today insisted to its previous action whereby it Indefinitely Postponed Bill "An Act Regarding Energy Costs" (H.P. 1328) (L.D. 1895) and all accompanying papers in non-concurrence.

Best Regards,

S/Heather J.R. Priest

Secretary of the Senate

**READ and ORDERED PLACED ON FILE.**

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**ENACTORS**

**Emergency Measure**

An Act To Clarify Which Municipalities May Receive a Portion of Day Use and Camping Fees from State Parks and Historic Sites

(H.P. 1357) (L.D. 1915)

Reported by the Committee on **Engrossed Bills** as truly and strictly engrossed. This being an emergency measure, a two-thirds vote of all the members elected to the House being necessary, a total was taken. 114 voted in favor of the same and 2 against, and accordingly the Bill was **PASSED TO BE ENACTED**, signed by the Speaker and sent to the Senate.

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By unanimous consent, all matters having been acted upon were **ORDERED SENT FORTHWITH** with the exception of matters being held.

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On motion of Representative CHAPMAN of Brooksville, the House adjourned at 4:58 p.m., until 1:00 p.m., Tuesday, June 26, 2018.