

130th MAINE LEGISLATURE

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Legislative Document

No. 40

H.P. 6

House of Representatives, January 13, 2021

Resolve, Regarding Legislative Review of Portions of Chapter 305: Rules and Regulations Pertaining to Traffic Movement Permits, a Major Substantive Rule of the Department of Transportation

(EMERGENCY)

Reported by Representative MARTIN of Sinclair for the Department of Transportation pursuant to the Maine Revised Statutes, Title 5, section 8072.

Received by the Clerk of the House on January 11, 2021. Referred to the Committee on Transportation pursuant to Joint Rule 308.2 and ordered printed.

ROBERT B. HUNT

R(+ B. Hunt

Clerk

1 **Emergency preamble.** Whereas, acts and resolves of the Legislature do not 2 become effective until 90 days after adjournment unless enacted as emergencies; and 3 Whereas, the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires 4 legislative authorization before major substantive agency rules may be finally adopted by 5 the agency; and 6 Whereas, a major substantive rule has been submitted to the Legislature for review; 7 and 8 Whereas, immediate enactment of this resolve is necessary to record the Legislature's 9 position on final adoption of the rule; and 10 Whereas, in the judgment of the Legislature, these facts create an emergency within 11 the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, 12 13 therefore, be it 14 **Sec. 1. Adoption. Resolved:** That final adoption of portions of Chapter 305: Rules and Regulations Pertaining to Traffic Movement Permits, a provisionally adopted major 15 substantive rule of the Department of Transportation that has been submitted to the 16 17 Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized. 18 19 **Emergency clause.** In view of the emergency cited in the preamble, this legislation 20 takes effect when approved. SUMMARY 21 22 This resolve provides for legislative review of portions of Chapter 305: Rules and Regulations Pertaining to Traffic Movement Permits, a major substantive rule of the 23 24 Department of Transportation.