

## **129th MAINE LEGISLATURE**

## **SECOND REGULAR SESSION-2020**

**Legislative Document** 

No. 2070

H.P. 1471

House of Representatives, January 23, 2020

Resolve, Regarding Legislative Review of Portions of Chapter 26: Standards for Indoor Pesticide Applications and Notification for All Occupied Buildings Except K-12 Schools, a Major Substantive Rule of the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control

(EMERGENCY)

Reported by Representative HICKMAN of Winthrop for the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control pursuant to the Maine Revised Statutes, Title 5, section 8072.

Reference to the Committee on Agriculture, Conservation and Forestry suggested and ordered printed pursuant to Joint Rule 218.

R(+ B. Hunt

ROBERT 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
- Whereas, the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires
  legislative authorization before major substantive agency rules may be finally adopted by
  the agency; and
- Whereas, a major substantive rule has been submitted to the Legislature for review;
  and
- 8 **Whereas,** immediate enactment of this resolve is necessary to record the 9 Legislature's position on final adoption of the rule; and
- Whereas, in the judgment of the Legislature, these facts create an emergency within 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, therefore, be it
- 14 Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 26: 15 Standards for Indoor Pesticide Applications and Notification for All Occupied Buildings 16 Except K-12 Schools, a provisionally adopted major substantive rule of the Department 17 of Agriculture, Conservation and Forestry, Board of Pesticides Control that has been 18 submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, 19 chapter 375, subchapter 2-A, is authorized.
- 20 **Emergency clause.** In view of the emergency cited in the preamble, this 21 legislation takes effect when approved.
- 22

## SUMMARY

This resolve provides for legislative review of portions of Chapter 26: Standards for Indoor Pesticide Applications and Notification for All Occupied Buildings Except K-12 Schools, a major substantive rule of the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control.