

131st MAINE LEGISLATURE

FIRST REGULAR SESSION-2023

Legislative Document

No. 374

H.P. 225

House of Representatives, January 31, 2023

Resolve, Regarding Legislative Review of Chapter 12: Transportation of Human Remains, a Major Substantive Rule of the Department of Professional and Financial Regulation, Maine State Board of Funeral Service

(EMERGENCY)

Reported by Representative ROBERTS of South Berwick for the Department of Professional and Financial Regulation pursuant to the Maine Revised Statutes, Title 5, section 8072.

Reference to the Committee on Innovation, Development, Economic Advancement and Business suggested and ordered printed pursuant to Joint Rule 218.

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 Chapter 12: Transportation of Human Remains, a provisionally adopted major substantive rule of the Department of 15 Professional and Financial Regulation, Maine State Board of Funeral Service that has been 16 submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, 17 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 Chapter 12: Transportation of Human Remains, a major substantive rule of the Department of Professional and Financial 23 24 Regulation, Maine State Board of Funeral Service.