

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
TWO THOUSAND TWENTY-ONE

—
H.P. 421 - L.D. 578

**Resolve, Regarding Legislative Review of Portions of Chapter 113:
Regulations Governing the Licensing and Functioning of Assisted Housing
Programs: Infection Prevention and Control, a Major Substantive Rule of
the Department of Health and Human Services, Division of Licensing and
Certification**

Emergency preamble. Whereas, acts and resolves of the Legislature do not 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

Whereas, immediate enactment of this resolve is necessary to record the 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

Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 113: Regulations Governing the Licensing and Functioning of Assisted Housing Programs: Infection Prevention and Control, a provisionally adopted major substantive rule of the Department of Health and Human Services, division of licensing and certification that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized. Notwithstanding Title 5, section 8072, subsection 8, when finally adopted in accordance with this resolve, this rule takes effect immediately upon filing with the Secretary of State.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.