

## **130th MAINE LEGISLATURE**

## FIRST REGULAR SESSION-2021

**Legislative Document** 

No. 637

H.P. 468

House of Representatives, March 3, 2021

Resolve, Regarding Legislative Review of Portions of Chapter 21: Rules for the Provision of Room and Board Payments for Residential Programs Serving Children, a Major Substantive Rule of the Department of Health and Human Services, Office of Child and Family Services

(EMERGENCY)

Reported by Representative MEYER of Eliot for the Department of Health and Human Services pursuant to the Maine Revised Statutes, Title 5, section 8072.

Received by the Clerk of the House on March 1, 2021. Referred to the Committee on Health and Human Services pursuant to Joint Rule 308.2 and ordered printed.

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
- 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 12 immediately necessary for the preservation of the public peace, health and safety; now, 13 therefore, be it

14 Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 21: Rules 15 for the Provision of Room and Board Payments for Residential Programs Serving Children, 16 a provisionally adopted major substantive rule of the Department of Health and Human 17 Services, Office of Child and Family Services that has been submitted to the Legislature 18 for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is 19 authorized.

20 **Emergency clause.** In view of the emergency cited in the preamble, this legislation 21 takes effect when approved.

## 22 SUMMARY

This resolve provides for legislative review of portions of Chapter 21: Rules for the Provision of Room and Board Payments for Residential Programs Serving Children, a major substantive rule of the Department of Health and Human Services, Office of Child and Family Services.