

131st MAINE LEGISLATURE

SECOND REGULAR SESSION-2024

Legislative Document

No. 2177

H.P. 1392

House of Representatives, January 23, 2024

Resolve, Regarding Legislative Review of Portions of Chapter 101: MaineCare Benefits Manual, Chapter III, Section 29: Allowances for Support Services for Adults with Intellectual Disabilities or Autism Spectrum Disorder, a Major Substantive Rule of the Department of Health and Human 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.

Reference to the Committee on Health and Human Services 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
- 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 101: 15 MaineCare Benefits Manual, Chapter III, Section 29: Allowances for Support Services for 16 Adults with Intellectual Disabilities or Autism Spectrum Disorder, a provisionally adopted 17 major substantive rule of the Department of Health and Human Services 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 legislation
 21 takes effect when approved.

22 SUMMARY

This resolve provides for legislative review of portions of Chapter 101: MaineCare
 Benefits Manual, Chapter III, Section 29: Allowances for Support Services for Adults with
 Intellectual Disabilities or Autism Spectrum Disorder, a major substantive rule of the
 Department of Health and Human Services.