



STATE OF MAINE

OFFICE
OF THE
SECRETARY OF STATE

MATTHEW DUNLAP
SECRETARY OF STATE

RECEIVED JAN 31 2019

February 1, 2019

Mr. Grant Pennoyer, Executive Director
Maine State Legislative Council
115 State House Station
Augusta, ME 04333-0115

Dear Mr. Pennoyer,

Maine Revised Statutes Title 5, §8053-A, sub-§5, provides that by February 1st of each year, the Secretary of State shall provide the Executive Director of the Legislative Council with lists, by agency, of all rules adopted by each agency in the previous calendar year. I am pleased to present the report for 2018.

The list must include, for each rule adopted, the following information:

- A) The statutory authority for the rule and the rule chapter number and title;
- B) The principal reason or purpose for the rule;
- C) A written statement explaining the factual and policy basis for each rule;
- D) Whether the rule was routine technical or major substantive;
- E) If the rule was adopted as an emergency; and
- F) The fiscal impact of the rule.

In 2018, there were 278 rule adoption filings. Following is a list of the agencies with the number of adopted rule filings:

Agency	Total Adopted	Routine Technical	Major Substantive	Emergency	Non Emergency
Department of Agriculture, Conservation and Forestry	30	30	0	12	18
Department of Professional and Financial Regulation	24	24	0	0	24
Department of Education	11	8	3	0	11
Department of Environmental Protection	15	13	2	0	15
Department of Inland Fisheries and Wildlife	12	12	0	2	10
Department of Health and Human Services	59	52	7	22	37
Department of Labor	7	7	0	0	7
Department of Marine Resources	42	41	1	15	27
Department of Public Safety	11	10	1	0	11
Department of Transportation	2	2	0	0	2
Department of Administrative and Financial Services	4	4	0	0	4
Secretary of State	11	11	0	2	9
Public Utilities Commission	9	8	1	0	9

Agency	Total Adopted	Routine Technical	Major Substantive	Emergency	Non Emergency
Independent agencies:					
Workers' Compensation Commission	16	16	0	0	16
Board of Licensure of Water System Operators	1	1	0	0	1
Maine Health Data Organization	1	1	0	0	1
Maine Arts Commission	2	2	0	0	2
Kim Wallace Adaptive Equipment Loan Program Fund Board	1	1	0	0	1
Commission on Governmental Ethics and Election Practices	2	1	1	0	2
Maine Public Employees Retirement System	2	2	0	0	2
Finance Authority of Maine	2	2	0	0	2
Motor Carrier Review Board	3	3	0	0	3
Efficiency Maine Trust	2	2	0	0	2
Maine State Housing Authority	8	8	0	0	8
Maine Rural Development Authority	1	1	0	0	1
Totals for 2018	278	262	16	53	225

The report is presented in multiple files:

- 1) An Excel spreadsheet, sorted by agency, that includes for each rule -- the agency name and umbrella unit and the rule chapter number, title, statutory authority, effective date, the rule type (i.e. routine technical or major substantive) and whether the rule is an emergency rule. The internal log number used by the APA office is also included so that this Bureau can easily find the complete filing if requested; and
- 2) A Word document for each agency that includes the above information for each rule, as well as the principal reason or purpose for adopting the rule, the basis statement and the fiscal impact of the rule. This information was extracted from the documentation that is required to be filed with our office for each adoption.

If further information is requested for any rule, our office can provide the complete filing which includes additional information including the dates and locations of any hearings held on the proposed rules and public comments received regarding the rule.

If you have any questions regarding the Administrative Procedure Act, please contact me at 626-8400 or Julie Flynn, Deputy Secretary of State at the Bureau of Corporations, Elections and Commissions at 624-7650.

Sincerely,



Matthew Dunlap
Secretary of State