



127th MAINE LEGISLATURE

FIRST REGULAR SESSION-2015

Legislative Document

No. 1172

H.P. 803

House of Representatives, March 31, 2015

**Resolve, Regarding Legislative Review of Rules for Permitting
Overlimit Commercial Motor Vehicles of Specified Configurations
To Travel Designated Routes, a Late-filed Major Substantive Rule
of the Department of Transportation**

(EMERGENCY)

Reported by Representative McLEAN of Gorham for the Department of Transportation pursuant to the Maine Revised Statutes, Title 5, section 8072 and approved for introduction by a majority of the Legislative Council.

Reference to the Committee on Transportation suggested and ordered printed pursuant to Joint Rule 218.

Handwritten signature of Robert B. Hunt in cursive.

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,** the above-named major substantive rule has been submitted to the
7 Legislature outside the legislative rule acceptance period; and

8 **Whereas,** immediate enactment of this resolve is necessary to record the
9 Legislature's 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 Rules for Permitting
15 Overlimit Commercial Motor Vehicles of Specified Configurations To Travel Designated
16 Routes, a provisionally adopted major substantive rule of the Department of
17 Transportation that has been submitted to the Legislature for review pursuant to the
18 Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A outside the legislative rule
19 acceptance period, is authorized.

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

22 **SUMMARY**

23 This resolve provides for legislative review of Rules for Permitting Overlimit
24 Commercial Motor Vehicles of Specified Configurations To Travel Designated Routes, a
25 major substantive rule of the Department of Transportation that was filed outside the
26 legislative rule acceptance period.