

132nd MAINE LEGISLATURE

FIRST SPECIAL SESSION-2025

Legislative Document

No. 1976

H.P. 1320

House of Representatives, May 13, 2025

Resolve, Regarding Legislative Review of Chapter 379: Compensation for Impacts to High-Value Agricultural Land from Solar Energy Development, a Late-filed Major Substantive Rule of the Department of Environmental Protection

(EMERGENCY)

Reported by Representative GRAMLICH of Old Orchard Beach for the Department of Environmental Protection 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 Environment and Natural Resources 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 outside the 7 legislative rule acceptance period; 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 Chapter 379: Compensation 15 for Impacts to High-Value Agricultural Land from Solar Energy Development, a 16 provisionally adopted major substantive rule of the Department of Environmental 17 Protection that has been submitted to the Legislature for review pursuant to the Maine 18 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 legislation 21 takes effect when approved.
- 22 SUMMARY
- This resolve provides for legislative review of Chapter 379: Compensation for Impacts
 to High-Value Agricultural Land from Solar Energy Development, a major substantive rule
 of the Department of Environmental Protection that was filed outside the legislative rule
 acceptance period.