

127th MAINE LEGISLATURE

FIRST REGULAR SESSION-2015

Legislative Document

No. 202

H.P. 145

House of Representatives, January 29, 2015

Resolve, Regarding Legislative Review of Portions of Chapter 22: Standards for Outdoor Application of Pesticides by Powered Equipment in Order To Minimize Off-target Deposition, a Major Substantive Rule of the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control

(EMERGENCY)

Reported by Representative HICKMAN of Winthrop for the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control pursuant to the Maine Revised Statutes, Title 5, section 8072.

Reference to the Committee on Agriculture, Conservation and Forestry 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
- Whereas, the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires
 legislative authorization before major substantive agency rules may be finally adopted by
 the agency; and
- 6 **Whereas,** the above-named major substantive rule has been submitted to the 7 Legislature for review; 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 portions of Chapter 22: 15 Standards for Outdoor Application of Pesticides by Powered Equipment in Order To 16 Minimize Off-target Deposition, a provisionally adopted major substantive rule of the 17 Department of Agriculture, Conservation and Forestry, Board of Pesticides Control that 18 has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, 19 Title 5, chapter 375, subchapter 2-A, is authorized.
- 20 **Emergency clause.** In view of the emergency cited in the preamble, this 21 legislation takes effect when approved.
- 22

SUMMARY

This resolve provides for legislative review of portions of Chapter 22: Standards for
 Outdoor Application of Pesticides by Powered Equipment in Order To Minimize Off target Deposition, a major substantive rule of the Department of Agriculture,
 Conservation and Forestry, Board of Pesticides Control.