

131st MAINE LEGISLATURE

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Legislative Document

No. 390

H.P. 241

House of Representatives, February 2, 2023

Resolve, Regarding Legislative Review of Portions of Chapter 25: Standards for Placing Wood into Stream Channels to Enhance Cold Water Fisheries Habitat, a Major Substantive Rule of the Department of Agriculture, Conservation and Forestry, Bureau of Forestry

(EMERGENCY)

Reported by Representative PLUECKER of Warren for the Department of Agriculture, Conservation and Forestry 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.

ROBERT B. HUNT Clerk

R(+ B. Hunt

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 25: Standards for Placing Wood into Stream Channels to Enhance Cold Water Fisheries 15 Habitat, a provisionally adopted major substantive rule of the Department of Agriculture, 16 17 Conservation and Forestry, Bureau of Forestry that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is 18 19 authorized. 20 **Emergency clause.** In view of the emergency cited in the preamble, this legislation 21 takes effect when approved. 22 **SUMMARY** 23 This resolve provides for legislative review of portions of Chapter 25: Standards for 24 Placing Wood into Stream Channels to Enhance Cold Water Fisheries Habitat, a major 25 substantive rule of the Department of Agriculture, Conservation and Forestry, Bureau of 26 Forestry.