

## **127th MAINE LEGISLATURE**

## **SECOND REGULAR SESSION-2016**

**Legislative Document** 

No. 1458

H.P. 999

House of Representatives, November 30, 2015

Resolve, Regarding Legislative Review of Chapter 30: Prior Approval Process and Stop Work Orders, a Major Substantive Rule of the Department of Agriculture, Conservation and Forestry, Bureau of Forestry

(EMERGENCY)

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

Received by the Clerk of the House on November 23, 2015. Referred to the Committee on Agriculture, Conservation and Forestry pursuant to Joint Rule 308.2 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,** 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 Chapter 30: Prior Approval 15 Process and Stop Work Orders, a provisionally adopted major substantive rule of the 16 Department of Agriculture, Conservation and Forestry, Bureau of Forestry that has been 17 submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, 18 chapter 375, subchapter 2-A, is authorized.
- 19 Emergency clause. In view of the emergency cited in the preamble, this
  20 legislation takes effect when approved.
- 21 SUMMARY

This resolve provides for legislative review of Chapter 30: Prior Approval Process
 and Stop Work Orders, a major substantive rule of the Department of Agriculture,
 Conservation and Forestry, Bureau of Forestry.