

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
TWO THOUSAND TWENTY-FOUR

—
H.P. 1397 - L.D. 2182

Resolve, Regarding Legislative Review of Portions of Chapter 132: Learning Results: Parameters for Essential Instruction, a Major Substantive Rule of the Department of Education

Emergency preamble. Whereas, acts and resolves of the Legislature do not 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

Whereas, a major substantive rule has been submitted to the Legislature for review; and

Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 132: Learning Results: Parameters for Essential Instruction, a provisionally adopted major substantive rule of the Department of Education that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is not authorized.

Sec. 2. Social studies standards. Resolved: That the Department of Education shall initiate rulemaking on the portion of the department's rule Chapter 132: Learning Results: Parameters for Essential Instruction that provides the parameters for instruction for the content area of social studies and submit a provisionally adopted rule to the Legislature in the First Regular Session of the 132nd Legislature for review. The department may adjust the content areas subject to review and submission to the Legislature in the First Regular Session of the 132nd Legislature pursuant to the Maine Revised

Statutes, Title 20-A, section 6209, subsection 4 as necessary to accomplish the purposes of this section.

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