## MAINE STATE LEGISLATURE

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L.D. 1293

2	(Filing No. H-652 )
4	(Filing No. H-032)
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8	STATE OF MAINE HOUSE OF REPRESENTATIVES 116TH LEGISLATURE
10	FIRST REGULAR SESSION
12	HOUSE AMENDMENT " $\mathcal{C}$ " to COMMITTEE AMENDMENT "A" to H.P. 962.
14	L.D. 1293, "RESOLUTION, Proposing an Amendment to the Constitution of Maine to Provide Legislative Review of Delegated
16	Rule-making Authority"
18	Amend the amendment by striking out all of the 2nd and 3rd paragraphs after the title (page 1, lines 21 to 37 in amendment)
20	and inserting in their place the following:
22	'Constitution Art. IV, Part Third, §2-A is enacted to read:
24	Section 2-A. Legislative review of administrative rules stay of rules by committee action; Governor's override. Prior to
26	adoption, an administrative rule must be submitted to the Legislature for review. Prior to taking effect, a rule may be
28	stayed by vote of a committee of the Legislature. The Governormay overrule a stay by issuing an executive order allowing the
30	rule to take effect. The Legislature may enact legislation implementing this section.
32	
34	Further amend the resolution by striking out all of the question (page 2, lines 1 to 4 in resolution) and inserting in
36	its place the following:
38	' "Do you favor amending the Constitution of Maine to allow a committee of the Legislature to stay the effect of ar administrative rule adopted by an agency, subject to ar
40	override of the stay by an executive order by the Governor?" ' '
12	OGVCIMUI;

Page 1-LR0980(6)

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HOUSE AMENDMENT "LO COMMITTEE AMENDMENT "A" to H.P. 962, L.D. 1293

## STATEMENT OF FACT

This amendment clearly limits the power of a legislative committee to stay a rule to the period before it takes effect. Further, the amendment deletes the specific notice period, allowing the Legislature to use implementing legislation to establish appropriate periods for different types of rules. Finally, the amendment simplifies the language to establish the principle of the committee stay on rules, leaving it to implementing legislation to establish the necessary specific details.

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Filed by Rep. Joseph of Waterville Reproduced and distributed under the direction of the Clerk of the House 6/9/93 (Filing No. H-652)

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