



121st MAINE LEGISLATURE

SECOND SPECIAL SESSION-2004

Legislative Document

No. 1963

S.P. 812

In Senate, April 28, 2004

An Act To Provide a Consistent Deadline for Filing Regulatory Agendas

(AFTER DEADLINE)

(EMERGENCY)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Reference to the Committee on State and Local Government suggested and ordered printed.

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JOY J. O'BRIEN Secretary of the Senate

Presented by President DAGGETT of Kennebec.

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Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Maine Revised Statutes, Title 5, section 8060
6 requires each agency with rule-making authority to file an annual regulatory agenda within 100 days after adjournment of a regular
8 legislative session; and

10 Whereas, the last regulatory agenda issued by state agencies covers the period from October 1, 2003 to October 1, 2004; and

Whereas, the Second Regular Session of the 121st Legislature adjourned on January 30, 2004, establishing May 10, 2004 as the deadline for state agencies to file a regulatory agenda for the coming year, which would create confusion due to an overlap in the time period for filing the 2003-04 regulatory agenda and the 2004-05 regulatory agenda; and

20 Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of 22 Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and 24 safety; now, therefore,

26 Be it enacted by the People of the State of Maine as follows:

28 Sec. 1. 5 MRSA §8060. sub-§2. as amended by PL 1993, c. 362, §7, is further amended to read:

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Due date. A regulatory agenda must be issued between
 the-beginning-of-a-regular-legislative session-and-100-days-after
 adjournment by October 1st of each year.

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

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SUMMARY

This bill changes the deadline for state agencies to file an 42 annual regulatory agenda to a date certain of October 1st instead of the current deadline of 100 days after the end of a regular 44 legislative session.