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H.P. 725

House of Representatives, March 2, 2007

Resolve, Regarding Legislative Review of Portions of Chapter 328: Rules Governing the Licensing and Inspection of Farm Cheese, a Major Substantive Rule of the Department of Agriculture, Food and Rural Resources

(EMERGENCY)

Reported by Representative PIEH of Bremen for the Department of Agriculture, Food and Rural Resources pursuant to the Maine Revised Statutes, Title 5, section 8072.

Reference to the Committee on Agriculture, Conservation and Forestry suggested and ordered printed under Joint Rule 218.

Millicent M. Mac Jarland

MILLICENT M. MacFARLAND 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4 legislative authorization before major substantive agency rules may be finally adopted, 5 amended, suspended or repealed by the agency; and

6 Whereas, the repeal of the above-named major substantive rule has been submitted 7 to the Legislature for review; and

8 Whereas, immediate enactment of this resolve is necessary to record the 9 Legislature's position on final repeal 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. Repeal. Resolved: That final repeal of portions of Chapter 328: Rules 15 Governing the Licensing and Inspection of Farm Cheese, a provisionally repealed major 16 substantive rule of the Department of Agriculture, Food and Rural Resources that has 17 been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 18 5, 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.

SUMMARY

22 This resolve provides for legislative review of the repeal of portions of Chapter 328:

23 Rules Governing the Licensing and Inspection of Farm Cheese, a major substantive rule

24 of the Department of Agriculture, Food and Rural Resources.

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