



127th MAINE LEGISLATURE

SECOND REGULAR SESSION-2016

Legislative Document

No. 1665

H.P. 1135

House of Representatives, March 22, 2016

Resolve, Regarding Legislative Review of Chapter 120: Release of Data to the Public, a Late-filed Major Substantive Rule of the Maine Health Data Organization

(EMERGENCY)

Reported by Representative GATTINE of Westbrook for the Maine Health Data Organization pursuant to the Maine Revised Statutes, Title 5, section 8072 and approved for introduction by a majority of the Legislative Council.

Reference to the Committee on Health and Human Services suggested 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 outside the legislative rule acceptance period; 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 120: Release of 15 Data to the Public, a provisionally adopted major substantive rule of the Maine Health 16 Data Organization that has been submitted to the Legislature for review pursuant to the 17 Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A outside the legislative rule 18 acceptance period, 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 120: Release of Data to the Public, a major substantive rule of the Maine Health Data Organization that was filed outside the legislative rule acceptance period.