## MAINE STATE LEGISLATURE

The following document is provided by the LAW AND LEGISLATIVE DIGITAL LIBRARY at the Maine State Law and Legislative Reference Library http://legislature.maine.gov/lawlib



Reproduced from electronic originals (may include minor formatting differences from printed original)



## 128th MAINE LEGISLATURE

## **SECOND REGULAR SESSION-2018**

**Legislative Document** 

No. 1852

H.P. 1289

House of Representatives, March 1, 2018

Resolve, Regarding Legislative Review of Portions of Chapter 115: the Credentialing of Educational Personnel, a Late-filed Major Substantive Rule of the Department of Education

(EMERGENCY)

Reported by Representative KORNFIELD of Bangor for the Department of Education 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 Education and Cultural Affairs suggested and ordered printed pursuant to Joint Rule 218.

ROBERT B. HUNT

R(+ B. Hunt

Clerk

Whereas, the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A require legislative authorization before major substantive agency rules may be finally adopted be the agency; and  Whereas, the above-named major substantive rule has been submitted to the Legislature outside the legislative rule acceptance period; 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 a 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 115: the Credentialing of Educational Personnel, 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 outside the legislative rule acceptance period, is authorized.  Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.  SUMMARY  This resolve provides for legislative review of portions of Chapter 115: the		
legislative authorization before major substantive agency rules may be finally adopted be the agency; and  Whereas, the above-named major substantive rule has been submitted to the Legislature outside the legislative rule acceptance period; 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 115: the Credentialing of Educational Personnel, 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 outside the legislative rule acceptance period, is authorized.  Emergency clause. In view of the emergency cited in the preamble, the legislation takes effect when approved.  SUMMARY  This resolve provides for legislative review of portions of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of Educational Personnel, a major substantive rule of the Department of Educational Personnel, a major substantive rule of the Department of Educational Personnel, a major substantive rule of the Department of Educational Personnel, a major substantive rule of the Department of Educational Personnel, a major substantive rule of the Department of Educational Personnel, a major substantive rule of the Department of Educational Personnel, a major substantive rule of the Department of Educational Personnel, a major substantive rule of the Department of Educational Personnel, a major substantive rule of the Department of Educational Personnel, a major substantive rule of the Department of Educational Personnel, a major s		<b>Emergency preamble. Whereas,</b> acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; 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 a 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 115: the Credentialing of Educational Personnel, 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 outside the legislative rule acceptance period, is authorized.  Emergency clause. In view of the emergency cited in the preamble, the legislation takes effect when approved.  SUMMARY  This resolve provides for legislative review of portions of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of Credentialing of Educational Personnel, a major substantive rule of the Department of Credentialing of Educational Personnel, a major substantive rule of the Department of Credentialing of Educational Personnel, a major substantive rule of the Department of Credentialing of Educational Personnel, a major substantive rule of the Department of Credentialing of Educational Personnel, a major substantive rule of the Department of Educational Personnel, a major substantive rule of the Department of Educational Personnel, a major substantive rule of the Department of Educational Personnel, a major substantive rule of the Department of Educational Personnel, a major substantive rule of the Department of Educational Personnel, a major substantive rule of the Department of Educational Personnel, a major substantive rule of the Department of Educational Personnel, a major substantive rule of the Department of Educational Personnel Personnel Personnel Personnel Pers	4	<b>Whereas,</b> 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, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation a 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 115: the Credentialing of Educational Personnel, 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 outside the legislative rule acceptance period, is authorized.  Emergency clause. In view of the emergency cited in the preamble, the legislation takes effect when approved.  SUMMARY  This resolve provides for legislative review of portions of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of th		Whereas, the above-named major substantive rule has been submitted to the Legislature outside the legislative rule acceptance period; and
the meaning of the Constitution of Maine and require the following legislation a 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 115: the Credentialing of Educational Personnel, 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 outside the legislative rule acceptance period, is authorized.  Emergency clause. In view of the emergency cited in the preamble, the legislation takes effect when approved.  SUMMARY  This resolve provides for legislative review of portions of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of Credentialing of Educational Personnel, a major substantive rule of the Department of Credentialing of Educational Personnel, a major substantive rule of the Department of Credentialing of Educational Personnel, a major substantive rule of the Department of Credentialing of Educational Personnel, a major substantive rule of the Department of Credentialing of Educational Personnel, a major substantive rule of the Department of Credentialing of Educational Personnel, a major substantive rule of the Department of Credentialing of Educational Personnel, a major substantive rule of the Department of Credentialing of Educational Personnel, a major substantive rule of the Department of Credentialing of Educational Personnel, a major substantive rule of the Department of Credentialing of Educational Personnel, a major substantive rule of the Department of Credentialing of Educational Personnel, a major substantive rule of the Department of Credentialing of Educational Personnel, a major substantive rule of the Department of Credentialing of Educational Personnel, a major substantive rule of the Department of Credentialing of Educational Personnel, a major substantive rule o		<b>Whereas,</b> immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; and
Credentialing of Educational Personnel, 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 outside the legislative rule acceptance period, is authorized.  Emergency clause. In view of the emergency cited in the preamble, the legislation takes effect when approved.  SUMMARY  This resolve provides for legislative review of portions of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of	11 12	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
20 legislation takes effect when approved.  21 SUMMARY  22 This resolve provides for legislative review of portions of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of Chapter 115: the Credentialing of Educational Personnel Personne	15 16 17	<b>Sec. 1. Adoption. Resolved:</b> That final adoption of portions of Chapter 115: the Credentialing of Educational Personnel, 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 outside the legislative rule acceptance period, is authorized.
This resolve provides for legislative review of portions of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of Chapter 115: the Chap		<b>Emergency clause.</b> In view of the emergency cited in the preamble, this legislation takes effect when approved.
Credentialing of Educational Personnel, a major substantive rule of the Department of	21	SUMMARY
	23	This resolve provides for legislative review of portions of Chapter 115: the Credentialing of Educational Personnel, a major substantive rule of the Department of Education that was filed outside the legislative rule acceptance period.