

MAINE STATE LEGISLATURE

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129th MAINE LEGISLATURE

SECOND REGULAR SESSION-2020

Legislative Document

No. 2132

H.P. 1521

House of Representatives, March 3, 2020

**Resolve, Regarding Legislative Review of Chapter 104: Certain
Payments Not Immediate, a Late-filed Major Substantive Rule of
the Office of the Treasurer of State**

(EMERGENCY)

Reported by Representative MARTIN of Sinclair for the Office of the Treasurer of State 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 State and Local Government suggested and ordered printed pursuant to Joint Rule 218.

A handwritten signature in cursive script that reads "Robert 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,** a major substantive rule has been submitted to the Legislature outside the
7 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 104: Certain
15 Payments Not Immediate, a provisionally adopted major substantive rule of the Office of
16 the Treasurer of State that has been submitted to the Legislature for review pursuant to
17 the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A outside the legislative
18 rule 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**

22 This resolve provides for legislative review of Chapter 104: Certain Payments Not
23 Immediate, a major substantive rule of the Office of the Treasurer of State that was filed
24 outside the legislative rule acceptance period.