

MAINE STATE LEGISLATURE

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DRAFT

January 31, 2019

Honorable Ned Claxton, Senate Chair
Honorable Roland “Danny” Martin, House Chair
Members of the Joint Standing Committee on State and Local Government
2 State House Station
Augusta, Maine 04333-0002

Dear Senator Claxton, Representative Martin and Members of the Joint Standing Committee on State and Local Government:

Pursuant to 5 MRS §8056-A, herein is the Secretary of State’s report on the progress of the Maine Administrative Procedure Act (APA).

During the year 2018, there were 291 proposed rule filings and 278 adopted rule filings. This represents an increase of 101 proposed rule filings and an increase of 69 adopted rule filings from 2017. There were 17 provisional major substantive rule adoptions submitted by agencies to the Secretary of State and the Legislature during 2018, which is 2 more than 2017. During 2018, 21 new rule chapters were adopted, and 30 were repealed. At the end of 2018 there were 2,067 current rule chapters in effect and on file with the Secretary of State under the APA, 9 fewer than 2017.

Additionally during 2018, the cost of publishing the Wednesday rule-making proposal notices in five daily newspapers was \$242,164. This was an increase of \$48,246 from 2017. This cost was spread among the rule-making agencies *pro rata*. Pursuant to Chapter 380 of the *Public Laws of 2011*, notice of the adoption of rules is no longer published in the newspapers. Weekly adoption notices are included on the Bureau’s (CEC) website along with the rulemaking proposal notices.

The Secretary of State solicited comments on the progress of the Maine APA by publishing a notice in five daily newspapers and on the Internet, and by e-mail to state agencies. No comments were received.

Direct access to the full text of Maine's rule chapters and regulatory agendas may be found on the Department's website at: www.maine.gov/sos/cec/rules.

If you have any questions regarding the Administrative Procedure Act, please contact me or Julie Flynn, Deputy Secretary of State at 624-7650.

Sincerely,

Matthew Dunlap
Secretary of State