

MAINE STATE LEGISLATURE

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1 SECOND REGULAR SESSION
2

3 ONE HUNDRED AND ELEVENTH LEGISLATURE
4

5 Legislative Document

No. 1881

6
7 H.P. 1436

House of Representatives, January 10, 1984

8 Submitted by the Department of Marine Resources pursuant to Joint
9 Rule 24.

10 Reference to the Committee on Marine Resources is suggested and
ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative Ainsworth of Yarmouth.

11 Cosponsors: Representative Holloway of Edgecomb, Representative
Melendy of Rockland and Senator Minkowsky of Androscoggin.

12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-FOUR
16

17 AN ACT to Clarify the Adoption of
18 Emergency Regulations.
19

20 Be it enacted by the People of the State of Maine as
21 follows:

22 12 MRSA §6192, sub-§1, ¶B, as enacted by PL 1977,
23 c. 661, §5, is repealed and the following enacted in
24 its place:

25 B. In an emergency adoption or amendment of reg-
26 ulations relating to the general welfare, includ-
27 ing regulations authorized under section 6171,
28 the regulation shall be effective immediately as
29 provided in subsection 4, but a public hearing
30 shall be promptly held thereafter if requested.
31 Notice of that hearing shall be published once,
32 not less than 5 days prior to the hearing.

1 STATEMENT OF FACT

2 The current law provides for emergency regula-
3 tions but imposes a requirement for a public hearing,
4 if requested prior to promulgation; a requirement in-
5 consistent with the emergency nature of the proposed
6 regulation in question, Revised Statutes, Title 12,
7 section 6192. This bill clarifies that regulations
8 promulgated under emergency conditions are effective
9 immediately, while allowing for a public hearing, if
10 requested, as soon as possible thereafter.

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