

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND TWELFTH LEGISLATURE
4

5 Legislative Document

No. 1242

6
7 H.P. 885

House of Representatives, April 9, 1985

8 Reference to the Committee on State Government suggested and ordered
9 printed.

10 EDWIN H. PERT, Clerk

Presented by Representative Scarpino of St. George.

11
12 STATE OF MAINE
13

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

17 AN ACT to Require Sufficient Notification in
18 Cases of Adoption of Agency Rules.
19

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

22 5 MRSA §8053-A is enacted to read:

23 §8053-A. Notification of adoption of rule

24 Upon the adoption of any rule, except an emergen-
25 cy rule adopted pursuant to section 8054, an agency
26 shall delay implementation of the rule for 30 days
27 from the date of adoption. During that 30-day peri-
28 od, the agency shall:

29 1. Publication. Publish a notice of the adoption
30 of the rule and an explanation of the rule:

31 A. In a newspaper of general circulation in each
32 area of the State affected by the rule; and

1 B. In any other trade, industry, professional or
2 interest group publication which the agency deems
3 effective in reaching persons affected; and

4 2. Notice. Notify:

5 A. Any person specified by the law authorizing
6 the rulemaking; and

7 B. Any person who has filed within the past year
8 a written request with the agency for notice of
9 rulemaking. Notification under this paragraph
10 shall be by mail or otherwise in writing to the
11 last address provided to the agency by that per-
12 son.

13 STATEMENT OF FACT

14 The purpose of this bill is to provide a 30-day
15 notice period prior to the implementation of any
16 agency rule. During this period, the agency will no-
17 tify those affected by the rule so that they might
18 comply with its provisions.

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