

# MAINE STATE LEGISLATURE

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# 115th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1991

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Legislative Document

No. 1975

S.P. 779

In Senate, July 10, 1991

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

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN  
Secretary of the Senate

Presented by Senator CAHILL of Sagadahoc

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STATE OF MAINE

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IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND NINETY-ONE

---

**An Act to Allow Agencies to Amend Legislative Agendas to  
Accommodate Unforeseen Events.**

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(EMERGENCY)



Emergency preamble. Whereas, Acts of the Legislature do not  
2 become effective until 90 days after adjournment unless enacted  
as emergencies; and

4  
Whereas, under current law, agencies are required to issue  
6 regulating agendas within 100 days after adjournment; and

8  
Whereas, this legislation seeks to make changes that will  
directly affect agencies in issuing those agendas; and

10  
Whereas, it is vitally necessary that this legislation be  
12 enacted as an emergency measure in order that agencies may comply  
with the terms of the law in a timely and complete manner; and

14  
Whereas, in the judgment of the Legislature, these facts  
16 create an emergency within the meaning of the Constitution of  
Maine and require the following legislation as immediately  
18 necessary for the preservation of the public peace, health and  
safety; now, therefore,

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

22  
5 MRSA §8064, as enacted by PL 1991, c. 540, §2, is amended  
24 to read:

26 **§8064. Limitation**

28 Except for emergency rules, as provided in section 8060,  
subsection 6 or as otherwise provided by law, an agency may not  
30 adopt any rule unless the agency has complied with the provisions  
in sections 8053-A and 8060, which ~~includes~~ include legislative  
32 review of the rule or filed an amendment to the agency's  
regulatory agenda with the Legislature and the Secretary of State  
34 30 days before beginning rule-making proceedings.

36  
Emergency clause. In view of the emergency cited in the  
preamble, this Act takes effect when approved.

38  
40 **STATEMENT OF FACT**

42  
This bill enables agencies to amend their legislative  
agendas to accommodate unforeseen events.