

MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

FIRST REGULAR SESSION-1999

Legislative Document

No. 623

H.P. 460

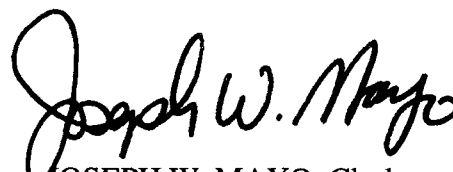
House of Representatives, January 26, 1999

Resolve, Regarding Legislative Review of Chapter 565: Nutrient Management Rules, a Major Substantive Rule of the Department of Agriculture, Food and Rural Resources.

(EMERGENCY)

Reported by Representative PIEH for the Department of Agriculture, Food and Rural Resources pursuant to the Maine Revised Statutes, Title 5, section 8072.

Reference to the Joint Standing Committee on Agriculture, Conservation and Forestry suggested and printing ordered under Joint Rule 218.


JOSEPH W. MAYO, Clerk

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

Whereas, the Maine Administrative Procedure Act, Title 5, chapter 375, subchapter II-A, requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

Whereas, the above named major substantive rule has been submitted to the Legislature for review; and

Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; and

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

Sec. 1. Adoption. Resolved: That final adoption of Sec. 3(6), 8 and 9 of Chapter 565: Nutrient Management Rules, a provisionally adopted major substantive rule of the Department of Agriculture, Food and Rural Resources, and submitted to the Legislature for review pursuant to the Maine Administrative Procedure Act, is authorized.

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

SUMMARY

This resolve provides for legislative review of Sec. 3(6), 8 and 9 of Chapter 565: Nutrient Management Rules, a major substantive rule of the Department of Agriculture, Food and Rural Resources.