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H.P. 546

House of Representatives, January 28, 1999

Resolve, Regarding Legislative Review of Chapter 311: Renewable Resource Portfolio Requirement, a Major Substantive Rule of the Public Utilities Commission.

(EMERGENCY)

Reported by Representative DAVIDSON for the Public Utilities Commission pursuant to the Maine Revised Statutes, Title 5, section 8072.

Reference to the Joint Standing Committee on Utilities and Energy suggested and printing ordered under Joint Rule 218.

OSEPH W. MAYO, Clerk

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

Whereas, the Maine Administrative Procedure Act, Title 5, 6 chapter 375, subchapter II-A, requires legislative authorization before major substantive agency rules may be finally adopted by 8 the agency; and

10 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 14 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 Chapter 311: Renewable Resource Portfolio Requirement, a provisionally adopted major substantive rule of the Public Utilities Commission, and submitted to the Legislature for review pursuant to the Maine Administrative Procedure Act, is authorized. 28

Emergency clause. In view of the emergency cited in the 30 preamble, this resolve takes effect when approved.

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SUMMARY

This resolve provides for legislative review of Chapter 36 311: Renewable Resource Portfolio Requirement, a major substantive rule of the Public Utilities Commission.