

MAINE STATE LEGISLATURE

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120th MAINE LEGISLATURE

FIRST REGULAR SESSION-2001

Legislative Document

No. 1769

H.P. 1305

House of Representatives, April 12, 2001

Resolve, Regarding Legislative Review of Chapter 55.58: Penobscot River Fishing Closure, a Major Substantive Rule of the Department of Marine Resources.

(EMERGENCY)

Reported by Representative LEMOINE for the Department of Marine Resources pursuant to the Maine Revised Statutes, Title 5, section 8072.

Reference to the Joint Standing Committee on Marine Resources suggested and printing ordered under Joint Rule 218.

Millicent M. MacFarland

MILLICENT M. MacFARLAND, Clerk

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

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

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

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

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18 **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

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22 **Sec. 1. Adoption. Resolved:** That the final adoption of Chapter
55.58: Penobscot River Fishing Closure, a provisionally adopted
major substantive rule of the Department of Marine Resources,
that has been submitted to the Legislature for review pursuant to
the Maine Revised Statutes, Title 5, chapter 375, subchapter II-A
is authorized.

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

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SUMMARY

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This resolve provides for legislative review of Chapter
55.58: Penobscot River Fishing Closure, a major substantive rule
of the Department of Marine Resources.

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