

MAINE STATE LEGISLATURE

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120th MAINE LEGISLATURE

SECOND REGULAR SESSION-2002

Legislative Document

No. 2095

H.P. 1590

House of Representatives, February 1, 2002

**Resolve, Regarding Legislative Review of Portions of Chapter 10,
Section 17(A)(2), (3) and (6), Standards for the Clearing of Vegetation
for Development, Major Substantive Rules of the Maine Land Use
Regulation Commission within the Department of Conservation.**

(EMERGENCY)

Reported by Representative McKEE for the Department of Conservation 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.

Millicent M. MacFarland

MILLCENT 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

4
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

8
10 **Whereas,** the above-named major substantive rule has been
submitted to the Legislature for review; and

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

16 **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

22 **Sec. 1. Adoption. Resolved:** That final adoption of portions of
Chapter 10, Section 17(A)(2), (3) and (6), Standards for the
Clearing of Vegetation for Development, a provisionally adopted
major substantive rule of the Maine Land Use Regulation
Commission within the Department of Conservation, that has been
submitted to the Legislature for review pursuant to the Maine
Revised Statutes, Title 5, chapter 375, subchapter II-A is
authorized.

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

34
36

SUMMARY

38 This resolve provides for legislative review of portions of
Chapter 10, Section 17(A)(2), (3) and (6), Standards for the
Clearing of Vegetation for Development, a major substantive rule
of the Maine Land Use Regulation Commission within the Department
of Conservation.