

MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

FIRST SPECIAL SESSION-2005

Legislative Document

No. 1619

H.P. 1142

House of Representatives, May 3, 2005

**Resolve, Regarding Legislative Review of Portions of Chapter 2:
Aquaculture Lease Regulations - Lighting Standards and Noise
Standards, a Major Substantive Rule of the Department of Marine
Resources**

(EMERGENCY)

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

Reference to the Committee on Marine Resources suggested and ordered printed 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 2-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 2: Aquaculture Lease Regulations - Lighting Standards and
Noise Standards, 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 2-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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36 This resolve provides for legislative review of portions of
Chapter 2: Aquaculture Lease Regulations - Lighting Standards and
Noise Standards, a major substantive rule of the Department of
Marine Resources.

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