



## **122nd MAINE LEGISLATURE**

## **SECOND REGULAR SESSION-2006**

**Legislative Document** 

No. 1977

H.P. 1385

House of Representatives, January 25, 2006

**Resolve, Regarding Legislative Review of Portions of Chapter 355: Coastal Sand Dune Rules, a Major Substantive Rule of the Department of Environmental Protection** 

(EMERGENCY)

Reported by Representative KOFFMAN of Bar Harbor for the Department of Environmental Protection pursuant to the Maine Revised Statutes, Title 5, section 8072. Reference to the Committee on Natural Resources suggested and ordered printed under Joint Rule 218.

Millicent M. Mac Failand

MILLICENT M. MacFARLAND Clerk 1 **Emergency preamble. Whereas,** acts and resolves of the Legislature do not 2 become effective until 90 days after adjournment unless enacted as emergencies; and

3 **Whereas,** the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires 4 legislative authorization before major substantive agency rules may be finally adopted by 5 the agency; and

6 Whereas, the above-named major substantive rule has been submitted to the 7 Legislature for review; and

8 Whereas, immediate enactment of this resolve is necessary to record the 9 Legislature's position on final adoption of the rule; and

10 Whereas, in the judgement of the Legislature, these facts create an emergency 11 within the meaning of the Constitution of Maine and require the following legislation as 12 immediately necessary for the preservation of the public peace, health and safety; now, 13 therefore, be it

14 Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 355: 15 Coastal Sand Dune Rules, a provisionally adopted major substantive rule of the 16 Department of Environmental Protection that has been submitted to the Legislature for 17 review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is 18 authorized.

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

## SUMMARY

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This resolve provides for legislative review of portions of Chapter 355: Coastal Sand Dune Rules, a major substantive rule of the Department of Environmental Protection.