MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

SECOND REGULAR SESSION-2006

Legislative Document

No. 2010

H.P. 1412

House of Representatives, February 8, 2006

Resolve, Regarding Legislative Review of Portions of Chapter 113: Regulations Governing the Licensing and Functioning of Assisted Housing Programs: Level II Residential Care Facilities, a Major Substantive Rule of the Department of Health and Human Services

(EMERGENCY)

Reported by Representative PINGREE of North Haven for the Department of Health and Human Services pursuant to the Maine Revised Statutes, Title 5, section 8072.

Reference to the Committee on Health and Human Services suggested and ordered printed under Joint Rule 218.

Millicent M. MacFarland
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 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 Whereas, the above-named major substantive rule has been submitted to the 6 7 Legislature for review; and 8 Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; and 9 10 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 11 immediately necessary for the preservation of the public peace, health and safety; now, 12 13 therefore, be it 14 Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 113: Regulations Governing the Licensing and Functioning of Assisted Housing Programs: 15 Level II Residential Care Facilities, a provisionally adopted major substantive rule of the 16 Department of Health and Human Services 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 19 authorized 20 Emergency clause. In view of the emergency cited in the preamble, this resolve 21 takes effect when approved. 22 SUMMARY 23 This resolve provides for legislative review of portions of Chapter 113: Regulations 24

Governing the Licensing and Functioning of Assisted Housing Programs: Level II Residential Care Facilities, a major substantive rule of the Department of Health and 25 Human Services. 26