

MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

SECOND REGULAR SESSION-2006

Legislative Document

No. 2066

H.P. 1461

House of Representatives, March 14, 2006

**Resolve, Regarding Legislative Review of Portions of Chapter 1.03:
Waters of Special Significance, a Major Substantive Rule of the
Department of Inland Fisheries and Wildlife**

(EMERGENCY)

Reported by Representative WATSON of Bath for the Department of Inland Fisheries and Wildlife pursuant to the Maine Revised Statutes, Title 5, section 8072.

Reference to the Committee on Inland Fisheries and Wildlife 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

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 judgment of the Legislature, these facts create an emergency within
11 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 1.03:
15 Waters of Special Significance, a provisionally adopted major substantive rule of the
16 Department of Inland Fisheries and Wildlife that has been submitted to the Legislature
17 for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A,
18 is authorized.

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

21 **SUMMARY**

22 This resolve provides for legislative review of portions of Chapter 1.03: Waters of
23 Special Significance, a major substantive rule of the Department of Inland Fisheries and
24 Wildlife.