

MAINE STATE LEGISLATURE

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Legislative Document

No. 40

H.P. 41

House of Representatives, January 8, 2007

**Resolve, Regarding Legislative Review of Portions of Chapter 100:
Enforcement Procedures, a Major Substantive Rule of the Maine
Health Data Organization**

(EMERGENCY)

Reported by Representative PERRY of Calais for the Maine Health Data Organization 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

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 100:
15 Enforcement Procedures, a provisionally adopted major substantive rule of the Maine
16 Health Data Organization that has been submitted to the Legislature for review pursuant
17 to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized.

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

20 SUMMARY

21 This resolve provides for legislative review of portions of Chapter 100: Enforcement
22 Procedures, a major substantive rule of the Maine Health Data Organization.