## MAINE STATE LEGISLATURE

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## 124th MAINE LEGISLATURE

## SECOND REGULAR SESSION-2010

Legislative Document

No. 1726

H.P. 1225

House of Representatives, January 7, 2010

Resolve, Regarding Legislative Review of Portions of Chapter 28: Notification Provisions for Outdoor Pesticide Applications, a Major Substantive Rule of the Department of Agriculture, Food and Rural Resources, Board of Pesticides Control

(EMERGENCY)

Reported by Representative PIEH of Bremen for the Department of Agriculture, Food and Rural Resources pursuant to the Maine Revised Statutes, Title 5, section 8072.

Reference to the Committee on Agriculture, Conservation and Forestry suggested and ordered printed pursuant to Joint Rule 218.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

1 2	Emergency preamble. Whereas, acts and resolves of the Legislature do not 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
5	legislative authorization before major substantive agency rules may be finally adopted by the agency; and
6 7	Whereas, the above-named major substantive rule has been submitted to the Legislature for review; and
8 9	Whereas, immediate enactment of this resolve is necessary to record the 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 28:
15	Notification Provisions for Outdoor Pesticide Applications, a provisionally adopted major
16	substantive rule of the Department of Agriculture, Food and Rural Resources, Board of
17	Pesticides Control that has been submitted to the Legislature for review pursuant to the
18	Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized.
19	Emergency clause. In view of the emergency cited in the preamble, this
20	legislation takes effect when approved.
21	SUMMARY
22	This resolve provides for legislative review of portions of Chapter 28: Notification
23	Provisions for Outdoor Pesticide Applications, a major substantive rule of the Department
7.4	of Agriculture, Food and Pural Resources, Roard of Pestigides Control