

MAINE STATE LEGISLATURE

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124th MAINE LEGISLATURE

SECOND REGULAR SESSION-2010

Legislative Document

No. 1766

H.P. 1256

House of Representatives, February 4, 2010

**Resolve, Regarding Legislative Review of Chapter 15: Batterer
Intervention Program Certification, a Major Substantive Rule of the
Department of Corrections**

(EMERGENCY)

Reported by Representative HASKELL of Portland for the Department of Corrections pursuant to the Maine Revised Statutes, Title 5, section 8072.

Reference to the Committee on Criminal Justice and Public Safety suggested and ordered printed pursuant to 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 Chapter 15: Batterer
15 Intervention Program Certification, a provisionally adopted major substantive rule of the
16 Department of Corrections 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
19 legislation takes effect when approved.

20

SUMMARY

21 This resolve provides for legislative review of Chapter 15: Batterer Intervention
22 Program Certification, a major substantive rule of the Department of Corrections.