



125th MAINE LEGISLATURE

FIRST REGULAR SESSION-2011

Legislative Document

No. 14

H.P. 6

House of Representatives, January 4, 2011

Resolve, Regarding Legislative Review of the Final Repeal of Chapter 270: Adjustment of Volume Fees, a Major Substantive Rule of the Department of Professional and Financial Regulation

(EMERGENCY)

Reported by Representative STRANG BURGESS of Cumberland for the Department of Professional and Financial Regulation pursuant to the Maine Revised Statutes, Title 5, section 8072.

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

Heath & Fuit

HEATHER J.R. PRIEST Clerk

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- 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4 legislative authorization before major substantive agency rules may be finally adopted, 5 amended, suspended or repealed by the agency; and
- 6 **Whereas,** the repeal of the above-named major substantive rule has been submitted 7 to the Legislature for review; and
- 8 **Whereas,** immediate enactment of this resolve is necessary to record the 9 Legislature's position on final repeal 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. Repeal. Resolved:** That final repeal of Chapter 270: Adjustment of 15 Volume Fees, a provisionally repealed major substantive rule of the Department of 16 Professional and Financial Regulation that has been submitted to the Legislature for 17 review pursuant to the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 authorized.
- Emergency clause. In view of the emergency cited in the preamble, this
 legislation takes effect when approved.
- 21 SUMMARY

This resolve provides for legislative review of the repeal of Chapter 270: Adjustment
 of Volume Fees, a major substantive rule of the Department of Professional and Financial
 Regulation.