



125th MAINE LEGISLATURE

SECOND REGULAR SESSION-2012

Legislative Document

No. 1723

H.P. 1272

House of Representatives, December 29, 2011

Resolve, Regarding Legislative Review of Chapter 122: Grant Application and Award Procedure: Fund for the Efficient Delivery of Educational Services, a Major Substantive Rule of the Department of Education

(EMERGENCY)

Reported by Representative RICHARDSON of Carmel for the Department of Education pursuant to the Maine Revised Statutes, Title 5, section 8072.

Received by the Clerk of the House on December 27, 2011. Referred to the Committee on Education and Cultural Affairs pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 218.

Heath & Puit

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 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 122: Grant 15 Application and Award Procedure: Fund for the Efficient Delivery of Educational 16 Services, a provisionally adopted major substantive rule of the Department of Education 17 that has been submitted to the Legislature for review pursuant to the Maine Revised 18 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.

SUMMARY

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This resolve provides for legislative review of Chapter 122: Grant Application and
 Award Procedure: Fund for the Efficient Delivery of Educational Services, a major
 substantive rule of the Department of Education.