



125th MAINE LEGISLATURE

SECOND REGULAR SESSION-2012

Legislative Document

No. 1783

H.P. 1308

House of Representatives, January 19, 2012

Resolve, Regarding Legislative Review of Chapter 140: Public Charter Schools, 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.

Reference to the Committee on Education and Cultural Affairs suggested and ordered printed pursuant to Joint Rule 218.

Heath & Ruit

HEATHER J.R. PRIEST 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
- Whereas, the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires
 legislative authorization before major substantive agency rules may be finally adopted by
 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 140: Public Charter 15 Schools, a provisionally adopted major substantive rule of the Department of Education 16 that has been submitted to the Legislature for review pursuant to the Maine Revised 17 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

This resolve provides for legislative review of Chapter 140: Public Charter Schools, a
 major substantive rule of the Department of Education.