



## **125th MAINE LEGISLATURE**

## **SECOND REGULAR SESSION-2012**

Legislative Document

No. 1914

H.P. 1418

House of Representatives, April 13, 2012

Resolve, Regarding Legislative Review of Portions of Chapter 101, MaineCare Benefits Manual, Chapter III, Section 32: Allowances for Waiver Services for Children with Intellectual Disabilities or Pervasive Developmental Disorders, a Major Substantive Rule of the Department of Health and Human Services

(EMERGENCY)

Reported by Representative STRANG BURGESS of Cumberland for the Department of Health and Human Services 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

- 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 portions of Chapter 101, 15 MaineCare Benefits Manual, Chapter III, Section 32: Allowances for Waiver Services for 16 Children with Intellectual Disabilities or Pervasive Developmental Disorders, a 17 provisionally adopted major substantive rule of the Department of Health and Human 18 Services that has been submitted to the Legislature for review pursuant to the Maine 19 Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized.
- 20 Emergency clause. In view of the emergency cited in the preamble, this
   21 legislation takes effect when approved.
- 22

## **SUMMARY**

This resolve provides for legislative review of portions of Chapter 101, MaineCare
Benefits Manual, Chapter III, Section 32: Allowances for Waiver Services for Children
with Intellectual Disabilities or Pervasive Developmental Disorders, a major substantive
rule of the Department of Health and Human Services.