

MAINE STATE LEGISLATURE

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128th MAINE LEGISLATURE

SECOND REGULAR SESSION-2018

Legislative Document

No. 1800

H.P. 1245

House of Representatives, January 23, 2018

**Resolve, Regarding Legislative Review of Portions of Chapter 101:
MaineCare Benefits Manual, Chapter III, Section 29, Allowances
for Support Services for Adults with Intellectual Disabilities or
Autism Spectrum Disorder, a Major Substantive Rule of the
Department of Health and Human Services**

(EMERGENCY)

Reported by Representative HYMANSON of York 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.

Handwritten signature of Robert B. Hunt in cursive.

ROBERT B. HUNT
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 portions of Chapter 101:
15 MaineCare Benefits Manual, Chapter III, Section 29, Allowances for Support Services
16 for Adults with Intellectual Disabilities or Autism Spectrum Disorder, a provisionally
17 adopted major substantive rule of the Department of Health and Human Services that has
18 been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title
19 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

23 This resolve provides for legislative review of portions of Chapter 101: MaineCare
24 Benefits Manual, Chapter III, Section 29, Allowances for Support Services for Adults
25 with Intellectual Disabilities or Autism Spectrum Disorder, a major substantive rule of
26 the Department of Health and Human Services.