



129th MAINE LEGISLATURE

FIRST REGULAR SESSION-2019

Legislative Document

No. 1837

H.P. 1308

House of Representatives, June 6, 2019

Resolve, Regarding Legislative Review of Chapter 1: Adult Use Marijuana, a Late-filed Major Substantive Rule of the Department of Administrative and Financial Services, Office of Marijuana Policy

(EMERGENCY)

Reported by Representative SCHNECK of Bangor for the Department of Administrative and Financial Services pursuant to the Maine Revised Statutes, Title 5, section 8072 and approved for introduction by a majority of the Legislative Council.

Reference to the Committee on Veterans and Legal Affairs suggested and ordered printed pursuant to Joint Rule 218.

R(+ B. Hunt

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
- 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,** a major substantive rule has been submitted to the Legislature outside the 7 legislative rule acceptance period; and
- 8 **Whereas,** immediate enactment of this resolve is necessary to record the 9 Legislature's position on final adoption of the rule; and
- Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it
- 14 Sec. 1. Adoption. Resolved: That final adoption of Chapter 1: Adult Use 15 Marijuana, a provisionally adopted major substantive rule of the Department of 16 Administrative and Financial Services, office of marijuana policy that has been submitted 17 to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, 18 subchapter 2-A outside the legislative rule acceptance period, is authorized.
- Emergency clause. In view of the emergency cited in the preamble, this
 legislation takes effect when approved.

SUMMARY

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This resolve provides for legislative review of Chapter 1: Adult Use Marijuana, a major substantive rule of the Department of Administrative and Financial Services, office of marijuana policy that was filed outside the legislative rule acceptance period.