

MAINE STATE LEGISLATURE

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130th MAINE LEGISLATURE

FIRST REGULAR SESSION-2021

Legislative Document

No. 661

H.P. 488

House of Representatives, March 3, 2021

**An Act To Ensure Equity in Petitions for Rulemaking under the
Maine Administrative Procedure Act**

Received by the Clerk of the House on March 1, 2021. Referred to the Committee on Criminal Justice and Public Safety pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative TALBOT ROSS of Portland.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 5 MRSA §8055, sub-§4** is enacted to read:

3 **4. Petition submitted by inmates.** Notwithstanding subsection 3, the Department of
4 Corrections shall initiate appropriate rule-making proceedings within 60 days after receipt
5 of a petition to amend or modify a rule submitted by 150 inmates or by 25% of the total
6 male or female inmate population of a county or municipal detention facility or correctional
7 facility in the State, whichever is fewer.

8 **SUMMARY**

9 This bill requires the Department of Corrections to initiate appropriate rule-making
10 proceedings upon receipt of a petition from 150 inmates or 25% of the total male or female
11 population of a correctional facility or county or municipal detention facility, whichever is
12 fewer.