MAINE STATE LEGISLATURE

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130th MAINE LEGISLATURE

SECOND REGULAR SESSION-2022

Legislative Document

No. 1926

H.P. 1433

House of Representatives, January 20, 2022

Resolve, Regarding Legislative Review of Portions of Chapter 301: Fee Schedule and Administrative Procedures for Payment of Commission Assigned Council, a Major Substantive Rule of the Maine Commission on Indigent Legal Services

(EMERGENCY)

Reported by Representative HARNETT of Gardiner for the Maine Commission on Indigent Legal Services pursuant to the Maine Revised Statutes, Title 5, section 8072.

Received by the Clerk of the House on January 18, 2022. Referred to the Committee on Judiciary pursuant to Joint Rule 308.2 and ordered printed.

ROBERT B. HUNT

R(+ 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, a major substantive rule has been submitted to the Legislature for review; 7 and 8 Whereas, immediate enactment of this resolve is necessary to record the Legislature's 9 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 immediately necessary for the preservation of the public peace, health and safety; now, 12 13 therefore, be it 14 **Sec. 1. Adoption. Resolved:** That final adoption of portions of Chapter 301: Fee Schedule and Administrative Procedures for Payment of Commission Assigned Council, a 15 provisionally adopted major substantive rule of the Maine Commission on Indigent Legal 16 17 Services that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized. 18 19 **Emergency clause.** In view of the emergency cited in the preamble, this legislation 20 takes effect when approved. SUMMARY 21 22 This resolve provides for legislative review of portions of Chapter 301: Fee Schedule and Administrative Procedures for Payment of Commission Assigned Council, a major 23 24 substantive rule of the Maine Commission on Indigent Legal Services.