

MAINE STATE LEGISLATURE

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130th MAINE LEGISLATURE

SECOND REGULAR SESSION-2022

Legislative Document

No. 2026

H.P. 1507

House of Representatives, March 21, 2022

Resolve, Regarding Legislative Review of Chapter 180: Appliance Efficiency Standards, a Late-filed Major Substantive Rule of the Department of Environmental Protection's Bureau of Air Quality

(EMERGENCY)

Reported by Representative TUCKER of Brunswick for the Department of Environmental Protection pursuant to the Maine Revised Statutes, Title 5, section 8072 and approved for introduction by a majority of the Legislative Council.

Received by the Clerk of the House on March 17, 2022. Referred to the Committee on Environment and Natural Resources pursuant to Joint Rule 308.2 and ordered printed.

A handwritten signature in cursive script that reads "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

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 outside the
7 legislative rule acceptance period; 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
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 Chapter 180: Appliance
15 Efficiency Standards, a provisionally adopted major substantive rule of the Department of
16 Environmental Protection's bureau of air quality that has been submitted to the Legislature
17 for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A
18 outside the legislative rule acceptance period, is authorized.

19 **Emergency clause.** In view of the emergency cited in the preamble, this legislation
20 takes effect when approved.

21 SUMMARY

22 This resolve provides for legislative review of Chapter 180: Appliance Efficiency
23 Standards, a major substantive rule of the Department of Environmental Protection's bureau
24 of air quality that was filed outside the legislative rule acceptance period.