

MAINE STATE LEGISLATURE

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131st MAINE LEGISLATURE

SECOND REGULAR SESSION-2024

Legislative Document

No. 2226

H.P. 1427

House of Representatives, February 22, 2024

Resolve, Regarding Legislative Review of Chapter 213: Rules for the Salmonella Enteritidis Risk Reduction and Surveillance Program for Commercial Egg-type Flocks, a Late-filed Major Substantive Rule of the Department of Agriculture, Conservation and Forestry

(EMERGENCY)

Reported by Representative PLUECKER of Warren for the Department of Agriculture, Conservation and Forestry 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 Agriculture, Conservation and Forestry 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**, 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 213: Rules for the
15 Salmonella Enteritidis Risk Reduction and Surveillance Program for Commercial Egg-type
16 Flocks, a provisionally adopted major substantive rule of the Department of Agriculture,
17 Conservation and Forestry that has been submitted to the Legislature for review pursuant
18 to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A outside the legislative
19 rule acceptance period, is authorized.

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

22 **SUMMARY**

23 This resolve provides for legislative review of Chapter 213: Rules for the Salmonella
24 Enteritidis Risk Reduction and Surveillance Program for Commercial Egg-type Flocks, a
25 major substantive rule of the Department of Agriculture, Conservation and Forestry that
26 was filed outside the legislative rule acceptance period.