

126th MAINE LEGISLATURE

FIRST REGULAR SESSION-2013

Legislative Document

No. 633

S.P. 223

In Senate, February 21, 2013

An Act To Grant the Commissioner of Health and Human Services and the Commissioner's Designees the Independent Authority To Issue Adjudicatory Subpoenas

Submitted by the Department of Health and Human Services pursuant to Joint Rule 204. Reference to the Committee on Health and Human Services suggested and ordered printed.

DAREK M. GRANT Secretary of the Senate

Presented by Senator HAMPER of Oxford. Cosponsored by Representative SANDERSON of Chelsea.

1	Be it enacted by the People of the State of Maine as follows:
2	Sec. 1. 22-A MRSA §207, sub-§10 is enacted to read:
3 4 5 6 7	10. Adjudicatory subpoena power. In an adjudicatory proceeding conducted by the department, the commissioner may issue subpoenas to require the attendance and testimony of witnesses and the production of evidence or discovery relating to an issue of fact in the proceeding and may designate employees of the department to issue such subpoenas. Subpoenas must be issued in accordance with Title 5, section 9060.
8	SUMMARY
9 10 11	This bill grants to the Commissioner of Health and Human Services and the commissioner's designees the independent authority to issue administrative subpoenas for adjudicatory proceedings, consistent with statutory authority given to other agencies.