

## **125th MAINE LEGISLATURE**

## FIRST REGULAR SESSION-2011

**Legislative Document** 

No. 593

H.P. 451

House of Representatives, February 15, 2011

**Resolve, Regarding Legislative Review of Chapter 3: Eligibility Requirements for Specialized Case Types, a Major Substantive Rule of the Maine Commission on Indigent Legal Services** 

(EMERGENCY)

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

Reference to the Committee on Judiciary suggested and ordered printed pursuant to Joint Rule 218.

Heath & Print

HEATHER J.R. PRIEST 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
- Whereas, the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires
  legislative authorization before major substantive agency rules may be finally adopted by
  the agency; and
- 6 **Whereas,** the above-named major substantive rule has been submitted to the 7 Legislature for review; and
- 8 **Whereas,** immediate enactment of this resolve is necessary to record the 9 Legislature's 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 3: Eligibility 15 Requirements for Specialized Case Types, a provisionally adopted major substantive rule 16 of the Maine Commission on Indigent Legal Services that has been submitted to the 17 Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, 18 subchapter 2-A, is authorized.
- 19 Emergency clause. In view of the emergency cited in the preamble, this
  20 legislation takes effect when approved.
- 21 SUMMARY

This resolve provides for legislative review of Chapter 3: Eligibility Requirements for
 Specialized Case Types, a major substantive rule of the Maine Commission on Indigent
 Legal Services.