

132nd MAINE LEGISLATURE

FIRST REGULAR SESSION-2025

Legislative Document

No. 269

H.P. 172

House of Representatives, January 28, 2025

Resolve, Regarding Legislative Review of Portions of Chapter 375: No Adverse Environmental Effect Standards of the Site Location of Development Act, a Major Substantive Rule of the Department of Environmental Protection

(EMERGENCY)

Reported by Representative DOUDERA of Camden for the Department of Environmental Protection pursuant to the Maine Revised Statutes, Title 5, section 8072.

Received by the Clerk of the House on January 23, 2025. Referred to the Committee on Environment and Natural Resources 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 Whereas, immediate enactment of this resolve is necessary to record the Legislature's 8 9 position on final adoption of the rule; and 10 Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as 11 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 portions of Chapter 375: No Adverse Environmental Effect Standards of the Site Location of Development Act, a 15 provisionally adopted major substantive rule of the Department of Environmental 16 17 Protection 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 375: No Adverse Environmental Effect Standards of the Site Location of Development Act, a major 23 24 substantive rule of the Department of Environmental Protection.