

## 125th MAINE LEGISLATURE

## **SECOND REGULAR SESSION-2012**

**Legislative Document** 

No. 1790

H.P. 1315

House of Representatives, January 19, 2012

Resolve, Regarding Legislative Review of Portions of Chapter 895: Underground Facility Damage Prevention Requirements, a Major Substantive Rule of the Public Utilities Commission

(EMERGENCY)

Reported by Representative FITTS of Pittsfield for the Public Utilities Commission pursuant to the Maine Revised Statutes, Title 5, section 8072.

Reference to the Committee on Energy, Utilities and Technology suggested and ordered printed pursuant to Joint Rule 218.

Heather J.R. PRIEST Clerk

1	Emergency preamble. Whereas, acts and resolves of the Legislature do not
2 3 4	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
5	the agency; and
6 7	<b>Whereas,</b> the above-named major substantive rule has been submitted to the Legislature for review; and
8 9	Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; and
10 11 12 13	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 immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it
14 15 16 17 18	<b>Sec. 1. Adoption. Resolved:</b> That final adoption of portions of Chapter 895: Underground Facility Damage Prevention Requirements, a provisionally adopted major substantive rule of the Public Utilities Commission that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized.
19 20	<b>Emergency clause.</b> In view of the emergency cited in the preamble, this legislation takes effect when approved.
21	SUMMARY
22 23 24	This resolve provides for legislative review of portions of Chapter 895: Underground Facility Damage Prevention Requirements, a major substantive rule of the Public Utilities Commission.