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**An Act To Make Certain MaineCare Rules Regarding Service
Provided by the Department of Health and Human Services
through the Department of Education Major Substantive Rules**

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this Act is intended to provide legislative oversight of rules adopted by the Department of Health and Human Services which relate to implementation of the Child Development Services System administered by the Department of Education; and

Whereas, it is critical that this oversight begin as soon as possible to ensure protection of children in this State in need of services; and

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 enacted by the People of the State of Maine as follows:

Sec. 1. 20-A MRSA §7209, sub-§9 is enacted to read:

9. Certain MaineCare rules. Rules adopted by the Department of Health and Human Services under the MaineCare program pursuant to Title 22, chapter 855 that pertain to services provided or funded by the Department of Health and Human Services in whole or in part through the Child Development Services System, including but not limited to early intervention services, day treatment services and school-based rehabilitative services, are major substantive rules as defined in Title 5, chapter 375, subchapter 2-A.

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

SUMMARY

This bill is an emergency bill providing that MaineCare rules adopted by the Department of Health and Human Services pertaining to the Child Development Services System are major substantive rules.