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ERIK GUNDERSEN
DIRECTOR

January 12, 2022

Dear AUMP Stakeholder:

I write today, following up on my letter of September 29, 2021, to let you know that the Office of Marijuana Police (OMP) has completed provisional adoption of revisions to the administrative regulations which govern the Adult Use Marijuana Program (AUMP). You may view a copy of the provisionally adopted rule here: <https://www.maine.gov/dafs/omp/adult-use/rules-statutes/rulemaking/provisionally-adopted-rules>.

Provisional adoption is a formal term appearing in the Maine Administrative Procedures Act which describes the process whereby a regulatory agency completes its work on major substantive regulations and submits them to the Maine Legislature for review and consideration.

With this process now complete, the legislature's Office of Policy and Legal Analysis will review the provisionally adopted rule and the Revisor of Statutes will draft a resolve that will permit OMP to proceed with its rulemaking activity. Once these requirements are complete, the resolve will be referred to a legislative committee by the Maine House of Representatives and Senate, which has typically been the Joint Standing Committee on Veterans and Legal Affairs.

The committee will then review the provisionally adopted rule and conduct a public hearing, which will provide another opportunity to participate and provide input on the rulemaking. It is also possible that work sessions will be held by the committee of jurisdiction. Members of the committee have three options when considering the provisionally adopted rules: accept the rules, reject the rules, or accept the rules with modifications requested. Once the committee of jurisdiction completes its work, the resolve continues through the normal legislative process.

Assuming the resolve becomes law, it would become effective 90 days after the adjournment of the Second Regular Session of the 130th Legislature—which is currently scheduled for April 20, 2022. Once the resolve goes into effect, OMP has 60 days before we must finally adopt the rule.

We look forward to engaging with you over the coming weeks and months as the Maine Legislature considers these proposed revisions. Should you have any questions or concerns about this process or next steps, I would invite you to contact OMP Policy Director Gabi Pierce at gabi.pierce@maine.gov.

Sincerely,

A handwritten signature in black ink, appearing to read 'Erik Gundersen'.

Erik Gundersen
Director