

RESOLUTION 5

DEPARTMENT AUTHORITY TO OBTAIN INFORMATION

Effective Date: November 15, 2023

Expiration Date: November 17, 2026 (unless rescinded earlier)

Preamble:

Under its enabling statute the Board is authorized to delegate its powers to the Executive Director. The relevant provisions pertaining to the proposed delegation are as follows:

8 M.R.S. §1003. POWERS AND DUTIES OF BOARD

1. **Powers.** In administering and enforcing this chapter, the board or the director, as delegated by the board, may: ...
 - A. Take any action as may be reasonable or appropriate to protect the public interest and enforce this chapter and the rules adopted under this chapter...
2. **Duties.** The Commissioner of Public Safety, with the advice and the consent of the board, and on a timetable directed by the board, shall hire an executive director. The director shall hire staff in accordance with the Civil Service Law and retain professional services that the board considers necessary to carry out its responsibilities. In addition, the board or the director or staff, as delegated by the board, shall:
 - A. Enforce the provisions of this chapter and any rules adopted under this chapter.

Resolve:

Whenever the board is authorized to demand or receive any information, document or object from any party during the enforcement of the provisions of Title 8 Chapter 31, or any rules adopted under Title 8 Chapter 31, such power is delegated to the director and his or her staff.

Adoption of Resolution 5:

Adopted by the Board on November 15, 2023, by a vote of 3 in favor, 0 opposed, 0 abstained, 1 absent.

Dated: 11/15/23


Steven J. Silver, Board Chair