

MARYLAND REGISTER

Proposed Action on Regulations

Transmittal Sheet PROPOSED OR REPROPOSED Actions on Regulations	Date Filed with AELR Committee	TO BE COMPLETED BY DSD
	06/04/2014	Date Filed with Division of State Documents
		Document Number
		Date of Publication in MD Register

1. Desired date of publication in Maryland Register: 7/11/2014

2. COMAR Codification

Title Subtitle Chapter Regulation

08 07 07 02

3. Name of Promulgating Authority

Department of Natural Resources

4. Name of Regulations Coordinator Telephone Number
Eileen C Mosley 410-260-8107

Mailing Address

Tawes State Office Building, 580 Taylor Avenue, C-4

City State Zip Code
Annapolis MD 21401

Email
emosley@dnr.state.md.us

5. Name of Person to Call About this Document Telephone No.
Marian Honeczy 410-260-8511

Email Address
mhoneczy@dnr.state.md.us

6. Check applicable items:
 New Regulations

X- Amendments to Existing Regulations

Date when existing text was downloaded from COMAR online: March 30, 2014.

Repeal of Existing Regulations

Recodification

X- Incorporation by Reference of Documents Requiring DSD Approval

Reproposal of Substantively Different Text:

: Md. R

(vol.) (issue) (page nos) (date)

Under Maryland Register docket no.: --P.

7. Is there emergency text which is identical to this proposal:

Yes **X-** No

8. Incorporation by Reference

X- Check if applicable: Incorporation by Reference (IBR) approval form(s) attached and 18 copies of documents proposed for incorporation submitted to DSD. (Submit 18 paper copies of IBR document to DSD and one copy to AELR.)

9. Public Body - Open Meeting

OPTIONAL - If promulgating authority is a public body, check to include a sentence in the Notice of Proposed Action that proposed action was considered at an open meeting held pursuant to State Government Article, §10-506(c), Annotated Code of Maryland.

OPTIONAL - If promulgating authority is a public body, check to include a paragraph that final action will be considered at an open meeting.

10. Children's Environmental Health and Protection

Check if the system should send a copy of the proposal to the Children's Environmental Health and Protection Advisory Council.

11. Certificate of Authorized Officer

I certify that the attached document is in compliance with the Administrative Procedure Act. I also certify that the attached text has been approved for legality by Shara Alpert, Assistant Attorney General, (telephone #410-260-8358) on June 4, 2014. A written copy of the approval is on file at this agency.

Name of Authorized Officer

Eileen Mosley

Title

Regulations Coordinator

Telephone No.

410-260-8107

Date

June 4, 2014

Title 08

DEPARTMENT OF NATURAL RESOURCES

Subtitle 07 FORESTS AND PARKS

08.07.07 Licensed Tree Experts

Authority: Natural Resources Article 1-404 and 5-415--5-423; State Government Article 10-206; Annotated Code of Maryland

Notice of Proposed Action

□

The Department of Natural Resources proposes to amend the Incorporation by Reference section to reflect the most current versions of the existing incorporated documents.

Statement of Purpose

The purpose of this action is to amend the Incorporation by Reference section to reflect the most current versions of the existing incorporated documents.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

The proposed action has no economic impact.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Marian Honecny, Supervisor, Urban & Community Forestry, MD DNR Forest Service, 580 Taylor Ave E-1 Annapolis. MD 21401 , or call 410-260-8511, or email to mhonecny@dnr.state.md.us, or fax to 410-260-8595. Comments will be accepted through August 11, 2014. A public hearing has not been scheduled.

Economic Impact Statement Part C

A. Fiscal Year in which regulations will become effective: FY 15

B. Does the budget for the fiscal year in which regulations become effective contain funds to implement the regulations?

Yes

C. If 'yes', state whether general, special (exact name), or federal funds will be used:

General

D. If 'no', identify the source(s) of funds necessary for implementation of these regulations:

E. If these regulations have no economic impact under Part A, indicate reason briefly:

The proposed change updates the existing incorporated documents referenced in the section.

F. If these regulations have minimal or no economic impact on small businesses under Part B, indicate the reason and attach small business worksheet.

The proposed change updates the existing incorporated documents referenced in the section.

G. Small Business Worksheet:

Attached Document:

Title 08 DEPARTMENT OF NATURAL RESOURCES

Subtitle 07 FORESTS AND PARKS

Chapter 07 Licensed Tree Experts

Authority: Natural Resources Article, §§1-404 and 5-415—5-423; State Government Article, §10-206; Annotated Code of Maryland

.02 Incorporation by Reference.

A. Text unchanged.

B. Documents Incorporated.

(1) American National Standard for Arboricultural Operations—Safety Requirements[, ANSI Z133.1—2006] *ANZI Z133 - 2012*;

(2) - (3) Text unchanged.

(4) American National Standard for *Tree Care Operations*—Tree, Shrub, and Other Woody Plant [Maintenance] *Management*—Standard Practices (Supplemental Support Systems)[,] ANSI A300 (Part 3)—[2006] *2013 Revision of ANSI A300 (Part 3) —[2000] 2006*;

(5) Text unchanged.

(6) American National Standard for *Tree Care Operations*—Tree, Shrub, and Other Woody Plant [Maintenance] *Management* — Standard Practices (Management of Trees and Shrubs During Site Planning, Site Development, and Construction) ANSI A300 (Part 5)—[2005 Management] *2012 Revision of ANSI A300 (Part 5) - 2005*;

(7) American National Standard for *Tree Care Operations*—Tree, Shrub, and Other Woody Plant [Maintenance] *Management* — Standard Practices (*Planting and Transplanting*)[,] ANSI A300 (Part 6)—[2005 Transplanting] *2012 Revision of ANSI A300 (Part 6) - 2005*;

(8) American National Standard for *Tree Care Operations*—Tree, Shrub, and Other Woody Plant [Maintenance] *Management*— Standard Practices (Integrated Vegetation Management a. [Electric] Utility Rights-of-way)[,] ANSI A300 (Part 7)—[2006 IVM; and] *2012 Revision of ANSI A300 (Part 7) - 2006*;

(9) *American National Standard for Tree Care Operations—Tree, Shrub, and Other Woody Plant Management—Standard Practices (Root Management) ANSI A300 (Part 8)—2013; and*

[(9)] (10) American National Standard for *Tree Care Operations*—Tree, Shrub, and Other Woody Plant *Management*—Standard Practices (Tree Risk Assessment a. Tree Structure Assessment) ANSI A300 (Part 9)—2011 *Tree Risk Assessment a. Tree Structure Assessment*.

JOSEPH P. GILL, SECRETARY
DEPARTMENT OF NATURAL RESOURCES