

MARYLAND REGISTER

Proposed Action on Regulations

Transmittal Sheet PROPOSED OR REPROPOSED Actions on Regulations	Date Filed with AELR Committee	TO BE COMPLETED BY DSD
	07/25/2014	Date Filed with Division of State Documents
		Document Number
		Date of Publication in MD Register

1. Desired date of publication in Maryland Register: 9/5/2014

2. COMAR Codification

Title Subtitle Chapter Regulation

12 10 01 02

3. Name of Promulgating Authority

Department of Public Safety and Correctional Services

4. Name of Regulations Coordinator Telephone Number
George H Hall 410 339 5073

Mailing Address

300 E Joppa Road Suite 400B

City State Zip Code
Towson MD 21286

Email

ghhall@dpscs.state.md.us

5. Name of Person to Call About this Document Telephone No.
Thomas C. Smith 410 875 3605

Email Address

tcsmith@dpscs.state.md.us

6. Check applicable items:

New Regulations

X- Amendments to Existing Regulations

Date when existing text was downloaded from COMAR online: July 18, 2014.

- Repeal of Existing Regulations
- Recodification
- 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

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

X- 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.

X- 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 Stuart M. Nathan, Assistant Attorney General, (telephone #410 585 3070) on July 21, 2014. A written copy of the approval is on file at this agency.

Name of Authorized Officer

Gregg L. Hershberger

Title

Secretary

Date

July 23, 2014

Telephone No.

410 339 5000

DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES

Subtitle 10 CORRECTIONAL TRAINING COMMISSION

12.10.01 General Regulations

Authority: Correctional Services Article, §8-208, Annotated Code of Maryland

Notice of Proposed Action

□

The Secretary of Public Safety and Correctional Services proposes to , in cooperation with the Correctional Training Commission amend Regulation .02 under COMAR 12.10.01 — General Regulations.

This action was considered by the Correctional Training Commission at a public meeting on July 16, 2014.

Statement of Purpose

The purpose of this action is to This action establishes a time limit on meeting Commission selection standards in connection with submitting an Application for Certification (AFC).

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 Thomas C. Smith, Director, Policy and Process Review, Maryland Police and Correctional Training Commissions, 6852 4th Street Sykesville, MD 21784, or call 410 875 3605, or email to tcsmith@dpscs.state.md.us, or fax to 410 875 3584. Comments will be accepted through October 5, 2014. A public hearing has not been scheduled.

Open Meeting

Final action on the proposal will be considered by Correctional Training Commission

during a public meeting to be held on To Be Announced, at To Be Announced.

Economic Impact Statement Part C

A. Fiscal Year in which regulations will become effective: FY 2015

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 proposal only establishes administrative requirement that imposes a 1 year limitation within which the Commission's selection standards must be met before an Application for Certification may be submitted in connection with certification or re-certification of an individual in a mandated position. This action places written policy in line with practice.

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

These regulations affect State and local government only.

G. Small Business Worksheet:

Attached Document:

Title 12 DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES

Subtitle 10 CORRECTIONAL TRAINING COMMISSION

Chapter 01 General Regulations

Authority: Correctional Services Article, §8-208, Annotated Code of Maryland

.02 Processing and Reporting Employment Status.

A. (text unchanged)

B. Filing the AFC.

(1) An agency head shall [forward] *submit* the AFC to the Commission *no more than 1 year* after the individual has met [the] *each* applicable selection [standards] *standard* under Regulation .04 or .08 of this chapter.

(2) The Commission:

(a) Shall issue a provisional appointment for the individual in the mandated position after receipt of a properly completed AFC indicating:

(i) [the completion of] *The individual has met each applicable Commission selection [standards] standard* under Regulation .04 or .08 of this chapter; [or] *and*

(ii) *Each applicable Commission selection standard was met no more than 1 year before the AFC was submitted to the Commission; or*

(b) (text unchanged)

(3) (text unchanged)

C. (text unchanged)