

Proposed Action on Regulations

Transmittal Sheet PROPOSED OR REPROPOSED Actions on Regulations	Date Filed with AELR Committee	TO BE COMPLETED BY DSD
	10/10/2014	Date Filed with Division of State Documents
		Document Number
		Date of Publication in MD Register

1. Desired date of publication in Maryland Register: 11/14/2014

2. COMAR Codification

Title	Subtitle	Chapter	Regulation
11	01	10	01

3. Name of Promulgating Authority

Department of Transportation

4. Name of Regulations Coordinator	Telephone Number
Natalie I Henson	410-865-1091

Mailing Address

7201 Corporate Center Drive

City	State	Zip Code
Hanover	MD	21076

Email
nwolfe@mdot.state.md.us

5. Name of Person to Call About this Document	Telephone No.
Matthew Garbark	410-865-1096

Email Address
mgarbark@mdot.state.md.us

6. Check applicable items:

- New Regulations
- Amendments to Existing Regulations
Date when existing text was downloaded from COMAR online: May 30, 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 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

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 Michelle Sawyer, Assistant Attorney General, (telephone #410-865-1116) on September 5, 2014. A written copy of the approval is on file at this agency.

Name of Authorized Officer

James T. Smith, Jr.

Title

Secretary

Telephone No.

410-865-1000

Date

October 8, 2014

**Title 11
DEPARTMENT OF TRANSPORTATION**

Subtitle 01 OFFICE OF THE SECRETARY

11.01.10 Maryland Minority Business

Authority: Transportation Article, §2-103; State Finance and Procurement Article, §§14-301—
14-308, Maryland Annotated Code

Notice of Proposed Action

The Secretary of the Maryland Department of Transportation proposes to amend Regulation .01 under COMAR 11.01.10 - Maryland Minority Business Enterprise/Federal Disadvantaged Business Enterprise Program.

Statement of Purpose

The purpose of this action is to update existing regulations to reflect the most recent revisions to the Maryland Minority Business Enterprise Program Manual.

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 Mr. Matthew Garbark, State Legislative Analyst, Maryland Department of Transportation, 7201 Corporate Center Drive, MS-340, Hanover MD 21076, or call 410-865-1096, or email to mgarbark@mdot.state.md.us, or fax to 410-865-1113. Comments will be accepted through December 14, 2014. A public hearing has not been scheduled.

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?

No

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

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

N/A

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

These regulations are technical in nature, updating the reference to latest version of the Maryland Minority Business Enterprise Program Manual.

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 are technical in nature, updating the reference to latest version of the Maryland Minority Business Enterprise Program Manual. The Manual is currently being used, so there will be no impact to businesses.

G. Small Business Worksheet:

Attached Document:

Title 11 DEPARTMENT OF TRANSPORTATION

Subtitle 01 OFFICE OF THE SECRETARY

.10 Maryland Minority Business

Transportation Article, §2-103; State Finance and Procurement Article, §§14-301—14-308, Md. Code Ann.

.01 Incorporation by Reference.

The Maryland Minority Business Enterprise Program Manual, formerly known as The Maryland Minority Business Enterprise/Federal Disadvantaged Business Enterprise Program (Maryland Department of Transportation, November 1999), as amended February 2009 and July 2014, is incorporated by reference.

IBR Approval from DSD on Next Page

STATE OF MARYLAND
EXECUTIVE DEPARTMENT

OFFICE OF THE SECRETARY OF STATE
DIVISION OF STATEDOCUMENTS

MARTIN O'MALLEY
Governor

ANTHONY G. BROWN
Lt. Governor

Maryland Register

Code of Maryland Regulations
(COMAR)

JOHNP.
MCDONOUGH
H
Secretary of State

Incorporation by
Reference
APPROVAL
FORM

Date: August 5, 2014
COMAR: 11.01.10.01

Matthew Garbark
Maryland Department of
Transportation 7201 Corporate
Center Drive
MS-340
Hanover, MD

21076 Dear

Mr. Garbark:

The document entitled "State of Maryland-Maryland Minority Business Enterprise Program Manual Formerly known as the Maryland Minority Business Enterprise/Federal Disadvantaged Business Enterprise Program (November 1999) is approved for incorporation by reference.

Please note the following special instructions: Pages 4, 20, 54, 60, 62, 64, 74, 78, 80, 82, 94, 100, 104, 116, 132, 138, 140, 166, 176, 176, 184, 186, 188, 194, 200, and 202 are missing. If these pages are in fact blanks, please indicate on the previous page what the next page is (ex: on page 4, type "The next page is 6."). Also, page 198, which is the list of depository libraries, does not have a page number. That list is also out of date. Please use the list which appeared in 41: I Md. R. 9 (January 10, 2014).

Attach a copy of this approval form when submitting an emergency or proposed regulation to the AELR Committee and when submitting a proposed regulation to DSD for publication in the Maryland Register. If submitting through ELF, include as part of the attachment.

Any future changes to the incorporated documents do not automatically become part of the regulation. If there are subsequent changes to the incorporated documents, and the agency wishes those changes to become a part of its regulations, the agency must amend the regulation incorporating the documents.

Please call us if you have any questions.

Sincerely,
Gail S.

Klakring
Senior
Editor

Office of the Secretary of State, Division of State Documents, State House,
Annapolis, MD 21401 410-974-2486, 800-633-9657; fax 410-280-5647; email
statedocs@dsd.state.md.us