

MARYLAND REGISTER

Proposed Action on Regulations

Transmittal Sheet PROPOSED OR REPROPOSED Actions on Regulations	Date Filed with AELR Committee	TO BE COMPLETED BY DSD
	03/10/2015	Date Filed with Division of State Documents
		Document Number
		Date of Publication in MD Register

1. Desired date of publication in Maryland Register: 4/3/2015

2. COMAR Codification

Title Subtitle Chapter Regulation

28 03 01 03

3. Name of Promulgating Authority

Office of Administrative Hearings

4. Name of Regulations Coordinator

Wayne A Brooks

Telephone Number

410-229-4132

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11101 Gilroy Road

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Hunt Valley MD 21031

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5. Name of Person to Call About this Document

Denise Oakes Shaffer

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410-229-4174

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6. Check applicable items:

- New Regulations
 - Amendments to Existing Regulations
 - Date when existing text was downloaded from COMAR online: 02/12/2015.
 - 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 Michele J. McDonald, Assistant Attorney General, (telephone #410-576-6576) on 02/28/2015. A written copy of the approval is on file at this agency.

Name of Authorized Officer

Denise Oakes Shaffer

Title

Deputy Director of Operations

Telephone No.

410-229-4174

Date

03/10/2015

Title 28
OFFICE OF ADMINISTRATIVE HEARINGS

Subtitle 03 FEES

28.03.01 Fees

Authority: Authority: State Government Article, §§9-1604(b)(i)(v) and (vi), Annotated Code of Maryland

Notice of Proposed Action

[]

The Office of Administrative Hearings proposes to amend existing Regulations .03.

Statement of Purpose

The purpose of this action is to conform obsolete fee schedule with existing policy and fee schedule established by the Chief Administrative Law Judge.

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 , , , or call , or email to , or fax to . Comments will be accepted through . 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:

No funds are necessary to implement this regulation.

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

These regulations will have no economic impact because the Office of Administrative Hearings (OAH) is only proposing to conform an obsolete fee schedule with OAH's existing policy and fee schedule established by the Chief Administrative Law Judge.

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 will have no economic impact because the Office of Administrative Hearings (OAH) is only proposing to conform an obsolete fee schedule with OAH's existing policy and fee schedule established by the Chief Administrative Law Judge.

G. Small Business Worksheet:

Attached Document:

28.03.01.03 (2/12/15)

.03 Payment of Filing Fee.

A. Except as provided [for] in Regulation .06 of this chapter, the Office shall consider a request for a hearing from a party valid only when accompanied by payment of a [\$15] filing fee [.] *as specified in the Notice of Agency Action or as listed in the schedule of fees maintained on the Office's website.*

B. Payment of the Filing Fee.

(1) Payment of the filing fee may be by:

(a) Certified check;

(b) Cashier's check;

(c) Money order; or

(d) Personal check.

(2) The Office may not accept cash as payment of a filing fee.

C. The Office shall schedule a hearing only upon receipt of a valid hearing request.