

MARYLAND REGISTER

Proposed Action on Regulations

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2. COMAR Codification

Title Subtitle Chapter Regulation

26 05 02 10

3. Name of Promulgating Authority

Department of the Environment

4. Name of Regulations Coordinator

Renee D Matthews

Telephone Number

410-537-3567

Mailing Address

1800 Washington Blvd

City State Zip Code

Baltimore MD 21230

Email

rmatthews@mde.state.md.us

5. Name of Person to Call About this Document

Christine Nagle

Telephone No.

410-537-3157

Email Address

christine.nagle@maryland.gov

Title 26
DEPARTMENT OF THE ENVIRONMENT
Subtitle 05 BOARD OF WELL DRILLERS

26.05.02 Issuance, Renewal, and Reinstatement of Licenses

Authority: Environment Article, §13-101et. seq., Annotated Code of Maryland

Notice of Proposed Action

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The Secretary of the Environment proposes to amend Regulation .10 under COMAR 26.05.02 Payment of Fees.
This action was considered

Statement of Purpose

The purpose of this action is to is to reduce the fees assessed by the Board of Well Drillers for items and services provided.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

I. Summary of Economic Impact.

The purpose of this regulatory action is to reduce the fees assessed by the Board of Well Drillers for items and services provided. The application fee will be reduced from \$150 to \$75, and the license and renewal fees will be reduced by 50%. There is no economic impact on local government, other State agencies, or other professionals or industries, or the general public.

II. Types of Economic Impact.	Revenue (R+/R-) Expenditure (E+/E-)	Magnitude
A. On issuing agency:	(R-)	0
B. On other State agencies:	NONE	
C. On local governments:	NONE	
	Benefit (+) Cost (-)	Magnitude
D. On regulated industries or trade groups:	(+)	\$60,000

E. On other industries or trade groups: NONE

F. Direct and indirect effects on public: NONE

III. Assumptions. (Identified by Impact Letter and Number from Section II.)

A. It is anticipated that the General Fund of the State will receive fifty percent less revenue for application fees, initial license fees and renewal fees. Revenues from the Board's certification and application fees vary from year to year based on the number of new licenses issued and the renewal cycles of existing licensees. Below are the revenues collected for the past three (3) fiscal years.

FY2015: \$192,959

FY2014: \$ 27,350

FY2013: \$206,850

D. Assume a positive revenue to industry on decrease of fees.

Economic Impact on Small Businesses

The proposed action has a meaningful economic impact on small business. An analysis of this economic impact follows.

They will see a positive economic impact of \$60,000 per year.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Christine Nagle, Acting Executive Director, Maryland Department of the Environment, Water Management Administration, 1800 Washington Blvd., Baltimore, MD 21230, or call 410-537-3584, or email to christine.nagle@maryland.gov, or fax to 410-537-3157. Comments will be accepted through July 25, 2016. A public hearing has not been scheduled.

Economic Impact Statement Part C

A. Fiscal Year in which regulations will become effective: FY 2017

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: funding for staff is provided by General Funds. The fees collected under this section go the General Fund.

The reduction of the application fee and the renewal fees assessed by the Board of Well

Drillers will have a positive economic benefit to the business who must obtain these licenses.

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:

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

G. Small Business Worksheet:

1a. Intended Beneficiaries. Who are the intended beneficiaries of the proposed regulation? Are these intended beneficiaries primarily households or businesses?

The primary beneficiary is businesses.

1b. Intended Beneficiaries: Households. If households are the primary intended beneficiaries, will the proposal affect their income or purchasing power such that the volume or patterns of their consumer spending will change? If so, what directions of change would you anticipate? Will these expected spending changes have a disproportionate impact on small businesses? Can you descriptively identify the industries or types of business activities that are impacted?

N/A

1c. Intended Beneficiaries: Businesses. If businesses are the intended beneficiaries, identify the businesses by industry or by types of business activities.

Well Drillers

How will businesses be impacted?

The proposed changes will require well drillers to pay reduced fees. These businesses will see a benefit of approximately \$60,000.

Are these Maryland establishments' disproportionately small businesses? Yes

If so, how will these Maryland small businesses be affected?

There will be a positive economic benefit.

Can you identify or estimate the present number of small businesses affected?

Presently, there are 500 licensed well drillers in the State.

Can you estimate the present total payroll or total employment of small businesses affected? No

2a. Other Direct or Indirect Impacts: Adverse. Businesses may not be the intended beneficiaries of the proposal. Instead, the proposal may direct or otherwise cause businesses to incur additional expenses of doing business in Maryland. Does this proposal require Maryland businesses to respond in such a fashion that they will incur additional work-time costs or monetary costs in order to comply?

N/A

Describe how Maryland establishments may be adversely affected. N/A

Will Maryland small businesses bear a disproportionate financial burden or suffer consequences that affect their ability to compete? N/A

Can you estimate the possible number of Maryland small businesses adversely affected? (Note that small business compliance costs in the area of regulation are the sum of out-of-pocket (cash) costs plus time costs — usually expressed as payroll, akin to calculations for legislative fiscal notes. Precise compliance costs may be difficult to estimate, but the general nature of procedures that businesses must accomplish to comply can be described.) N/A

2b. Other Direct or Indirect Impacts: Positive. Maryland businesses may positively benefit by means other than or in addition to changed consumer spending patterns. How may Maryland businesses be positively impacted by this initiative?

This initiative will only affect Maryland businesses (see above).

Will Maryland small businesses share proportionately or disproportionately in these gains?

See Above

Can you estimate the possible number of Maryland small businesses positively affected?

3. Long-Term Impacts. There are instances where the longer run economic impact effects from regulations differ significantly from immediate impact. For example, regulations may impose immediate burdens on Maryland small businesses to comply, but the overall restructuring of the industry as a consequence of monitoring and compliance may provide offsetting benefits to the affected small businesses in subsequent years. Can you identify any long run economic impact effects on Maryland small businesses that over time (a) may compound or further aggravate the initial economic impact described above, or (b) may mitigate or offset the initial economic impact described above? N/A

4. Estimates of Economic Impact. State Government Article, §2-1505.2 requires that an agency include estimates, as appropriate, directly relating to: (1) cost of providing goods and services; (2) effect on the work force; (3) effect on the cost of housing; (4) efficiency in production and marketing; (5) capital investment, taxation, competition, and economic development; and (6) consumer choice. N/A

Attached Document:

DOWNLOAD DATE 05-04-2016

Title 26 DEPARTMENT OF THE ENVIRONMENT

Subtitle 05 BOARD OF WELL DRILLERS

Chapter 02 Issuance, Renewal, and Reinstatement of Licenses

Authority: Environment Article, §13-101 et seq., Annotated Code of Maryland

.10 Payment of Fees.

A.(text unchanged)

B. The following fees are established by the Board for items and services provided under this subtitle:

(1) Application fee [~~\$150~~] \$75;

(2) License fee:

<i>License Class and Category</i>	<i>Initial Fee</i>	<i>Renewal Fee</i>	<i>Temporary Fee</i>
(a) Master Well Driller			
(i) General	[\$300] \$150	[\$400] \$200	\$1,200
(ii) Geotechnical	[300] 150	[400] 200	1,200
(iii) Water Supply	[300] 150	[400] 200	1,200
(b) Journeyman Well Driller:			
(i) General	[200] 100	[300] 150	900
(ii) Geotechnical	[200] 100	[300] 150	900
(iii) Water Supply	[200] 100	[300] 150	900
(c) Well Rig Operator	[200] 100	[300] 150	900
(d) Water Conditioner Installer	[300] 150	[400] 200	1,200
(e) Water Pump Installer	[300] 150	[400] 200	1,200
(f) Apprentice:			
(i) Well Driller	[100] 50	[200] 100	600
(ii) Water Conditioner Installer	[100] 50	[200] 100	600
(iii) Water Pump Installer	[100] 50	[200] 100	600

B. (3) — (8) (text unchanged)