

MARYLAND REGISTER

Proposed Action on Regulations

Transmittal Sheet PROPOSED OR REPROPOSED Actions on Regulations	Date Filed with AELR Committee	TO BE COMPLETED BY DSD
	02/13/2020	Date Filed with Division of State Documents
		Document Number
		Date of Publication in MD Register

1. Desired date of publication in Maryland Register: 3/13/2020

2. COMAR Codification

Title	Subtitle	Chapter	Regulation
29	06	01	Fire Prevention Code

3. Name of Promulgating Authority

Maryland State Police

4. Name of Regulations Coordinator	Telephone Number
Brandon A Gosnell	410-653-4413

Mailing Address

1201 Reisterstown Road

City	State	Zip Code
Pikesville	MD	21208

Email
brandon.gosnell@maryland.gov

5. Name of Person to Call About this Document	Telephone No.
Sgt. Brandon Gosnell	410-653-4375

Email Address
Brandon.Gosnell@Maryland.Gov

6. Check applicable items:

- New Regulations
- Amendments to Existing Regulations
Date when existing text was downloaded from COMAR online: 12/19/2019.
- 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

If yes, corresponding proposed text published in:

- same issue
- future issue
- previous issue; it appeared in
:
Md. R
(vol.) (issue) (page no's) (date)
Under Maryland Register docket no.: --E.

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 General Provisions Article, §3-302(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 Mark H. Bowen, Assistant Attorney General, (telephone #410-653-4223) on 1/13/2020. A written copy of the approval is on file at this agency.

Name of Authorized Officer

William M. Pallozzi

Title

Secretary

Date

1/27/2020

Telephone No.

410-653-4219

Title 29

DEPARTMENT OF STATE POLICE

Subtitle 06 FIRE PREVENTION COMMISSION

29.06.01 Fire Prevention Code

Authority: Public Safety Article, §§6-206 and 6-501, Annotated Code of Maryland

Notice of Proposed Action

□

The Secretary of the Department of State Police proposes to amend regulation .09, under COMAR 29.06.01 Fire Prevention Code.

Statement of Purpose

The purpose of this action is to correct an oversight in the Fire Prevention Code to allow the enforcement of Sections 11.2 and 11.3 of NFPA 495 Explosive Materials Code (2013 edition), a national standard adopted by reference under the Fire Prevention Code. These sections deal with ground vibration and air overpressure requirements related to blasting operations. Similar requirements were previously enforced under regulations 29.06.01.10A and 29.06.01.10B which were deleted from the Fire Prevention Code effective October 7, 2019, in an effort to conform to nationally recognized industry standards.

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 Heidi Ritchie, Secretary , Fire Prevention Commission, 18345 Colonel Henry K. Douglas Drive, Suite 240, Hagerstown, MD 21740, or call 877-890-0199, or email to msp.sfpc@maryland.gov, or fax to 301-766-3889. Comments will be accepted through . A public hearing will be held, A public hearing will be scheduled (TBD)

Economic Impact Statement Part C

- A. Fiscal Year in which regulations will become effective: FY 2020
- 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 Funds
- 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 tasks associated with these regulations will be completed within existing operations.
- 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 do not have an impact on small business operations.
- G. Small Business Worksheet:

Attached Document:

29.06.01.00 (December 19, 2019)

Title 29 DEPARTMENT OF STATE POLICE

Subtitle 06 FIRE PREVENTION COMMISSION

Chapter 01 Fire Prevention Code

Authority: Public Safety Article, §§6-206 and 6-501, Annotated Code of Maryland

29.06.01.09

.09 Fireworks and Explosive Materials.

E. Amend Subsection 65.9.1 reference to NFPA 495 as follows:

[(1) Delete Sections 11.2 and 11.3.]

[(2)]1. (text unchanged)

[(3)]2. (text unchanged)