



THE MARYLAND GENERAL ASSEMBLY  
ANNAPOLIS, MARYLAND 21401-1991

JOINT COMMITTEE ON ADMINISTRATIVE, EXECUTIVE, AND LEGISLATIVE REVIEW

**Memorandum**

**To:** Members of the AELR Committee  
Standing Committee Chairs

**From:** Marie H. Razulis, AELR Committee Counsel  
George H. Butler, Jr., AELR Committee Counsel  
Crystal L. Lemieux, AELR Committee Counsel

**Date:** April 25, 2016

**Re:** **Synopses of Regulations received from 4/8/2016 through 4/24/2016**

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Enclosed please find synopses of regulations received by the AELR Committee during the weeks noted above.

The Office of Policy Analysis prepares analyses of the regulations to determine if there are any problem areas, to ensure that the regulations comply with statutory authority and legislative intent, and to assess the fiscal impact of the regulations. If any regulation is of particular interest to you, please feel free to contact us at 410-946-5350 and we will supply you with a copy of the regulation along with the legal and fiscal analysis.

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cc: Victoria L. Gruber  
Alexandra Hughes

**Agriculture, Department of**

**Proposed Regulation**

**DLS Control No. 16-053**

**Department of Agriculture:**

**Soil and Water Conservation:**

**Agricultural Nutrient and Sediment Credit Certification Program:**

COMAR 15.20.12.01, .02, .05, .07, .08, and .09

According to the department, the purpose of this action is to clarify existing requirements under the Department's Agricultural Nutrient and Sediment Credit Certification Program by amending certain definitions and explaining other requirements, making stylistic changes and correcting grammatical and typographical errors.

**Housing and Community Development, Department of**

**Proposed Regulations**

**DLS Control No. 16-052**

**Department of Housing and Community Development:**

**Special Loan Programs:**

**Lead Hazard Reduction Grant and Loan Program:** COMAR 05.04.06.07 and .09

According to the department, the purpose of this action is to increase the amount of loan and grant commitments the Department may make in a fiscal year to a sponsor of a lead hazard reduction project.

**Labor, Licensing and Regulation, Department of**

**Proposed Regulation**

**DLS Control No. 16-058**

**Department of Labor, Licensing, and Regulation:**

**Commission of Real Estate Appraisers, Appraisal Management Companies, and Home Inspectors – Real Estate Appraisers:**

**Temporary Permits and Reciprocity:** COMAR 09.19.08.02

According to the department, the purpose of this action is to amend Regulation .02 under COMAR 09.19.08 Temporary Permits and Reciprocity to comply with a change to Title XI of the Financial Institutions Reform, Recovery and Enforcement Act of 1989 (Title XI) affecting reciprocal licensing for real estate appraisers and as required by the Dodd-Frank Wall Street Reform and Consumer Protection Act of 2010. This action eliminates language restricting reciprocal licensing to states that reciprocate equally with Maryland licensees and makes the

requirements for reciprocal licensing set forth in the regulation consistent with Maryland statutory requirements and federal requirements.

### **Insurance Administration, Maryland**

#### **Proposed Regulations**

#### **DLS Control No. 16-051**

#### **Maryland Insurance Administration:**

#### **Taxes and Fees:**

**Allocation and Taxation of Premiums:** COMAR 31.06.01.00

**Retaliatory Tax:** COMAR 31.06.02.01, and .02

**Premium Tax – Required Filings, Payments, Penalties, and Interest:**

COMAR 31.06.04.04

According to the administration, the purpose of this action is to update the enabling authority of 31.06.01; amend 31.06.02.01 to include two systems for premium tax filings (the MIA website and a new premium tax online filing system); amend 31.06.02.02 with a technical change that improves clarity; amend 31.06.04.04A to be consistent with Section 6-108(a) of the Insurance Article (making the assessment of penalties against a taxpayer discretionary); and amend 31.06.04.04A(1) to add an additional reference to clarify that an assessment of penalties can be against both a carrier's annual premium tax payment and a carrier's quarterly premium tax estimate payments.

### **Retirement and Pension System, State**

#### **Proposed Regulation**

#### **DLS Control No. 16-054**

#### **State Retirement and Pension System:**

#### **Option and Annuity Tables:**

**Option Factors and Annuity Values:** COMAR 22.02.01.01, .02, .03, .04, and .05

According to the State Retirement Agency, the purpose of this action is to update the option factors and annuity factors used by the State Retirement Agency when making calculations related to benefits payable upon the commencement of a retirement allowance, vested allowance, or allowance payable on the death of an active member. These proposed regulations are being amended to define certain terms and to explain when the updated factors will apply to the Agency's calculation.