



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: John J. Joyce, AELR Committee Counsel
Kathleen P. Kennedy, AELR Committee Counsel
Georganne Carter, AELR Committee Counsel

Date: February 19, 2021

Re: **Synopses of Regulations received from 2/8/2021 through 2/18/2021**

Enclosed please find synopses of regulations received by the Joint Committee on Administrative, Executive, and Legislative Review (AELR) 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.

/cr

cc: Jake Weissmann
Alexandra M. Hughes

Public Works, Board of

Proposed Regulations

DLS Control No. 21-007

Board of Public Works:

Program Administration:

- State Tidal Wetlands Licensing Procedures:** COMAR 23.02.04.01
- State Tidal Wetlands Licensing Procedures:** COMAR 23.02.04.02
- State Tidal Wetlands Licensing Procedures:** COMAR 23.02.04.03
- State Tidal Wetlands Licensing Procedures:** COMAR 23.02.04.04
- State Tidal Wetlands Licensing Procedures:** COMAR 23.02.04.05
- State Tidal Wetlands Licensing Procedures:** COMAR 23.02.04.06
- State Tidal Wetlands Licensing Procedures:** COMAR 23.02.04.07
- State Tidal Wetlands Licensing Procedures:** COMAR 23.02.04.08
- State Tidal Wetlands Licensing Procedures:** COMAR 23.02.04.09
- State Tidal Wetlands Licensing Procedures:** COMAR 23.02.04.10
- State Tidal Wetlands Licensing Procedures:** COMAR 23.02.04.11
- State Tidal Wetlands Licensing Procedures:** COMAR 23.02.04.12
- State Tidal Wetlands Licensing Procedures:** COMAR 23.02.04.13
- State Tidal Wetlands Licensing Procedures:** COMAR 23.02.04.14
- State Tidal Wetlands Licensing Procedures:** COMAR 23.02.04.15
- State Tidal Wetlands Licensing Procedures:** COMAR 23.02.04.16
- State Tidal Wetlands Licensing Procedures:** COMAR 23.02.04.17
- State Tidal Wetlands Licensing Procedures:** COMAR 23.02.04.18
- State Tidal Wetlands Licensing Procedures:** COMAR 23.02.04.19
- State Tidal Wetlands Licensing Procedures:** COMAR 23.02.04.20
- State Tidal Wetlands Licensing Procedures:** COMAR 23.02.04.22
- State Tidal Wetlands Licensing Procedures:** COMAR 23.02.04.23

According to the board, the purpose of this action is to revise the tidal wetlands licensing procedures in COMAR Title 23 to reflect current statutory law and program administration, improve the regulations' organization and structure and update the policy of the State for the issuance of tidal wetlands licenses.

Labor, Maryland Department of

Emergency/Proposed Regulations

DLS Control No. 21-003

Maryland Department of Labor:

Racing Commission:

Prohibited Acts: COMAR 09.10.03.08

According to the department, emergency status is being requested to resolve an unintended consequence of horses being penalized for competing in certain races that do not permit the administration of race day medication (lasix) in a jurisdiction where the restriction is in place by house rule and not by the regulatory authority of that state.

Retirement and Pension System, State

Proposed Regulation

DLS Control No. 21-006

State Retirement and Pension System:

General Regulations:

Member Services Unit – Telephone Recording or Monitoring: COMAR 22.01.13.02

According to the State Retirement Agency, the purpose of this action is to clarify regulations addressing the recording and monitoring of telephone calls in the Member Services Unit of the State Retirement Agency. Individuals calling the Member Services Unit may now access the Agency's Automated Call Distribution System (ACDS), which offers the caller the option of a virtual hold call back. These proposed regulations clarify that, in addition to the agency recording incoming calls to the Member Services Unit, it may also record and monitor callbacks to individuals from the ACDS. These proposed regulations also provide that any recordings made in accordance to COMAR 22.01.13.02 shall be securely stored and may not be retained for longer than 10 years after the date of recording.