The following document provides synopses of emergency regulations received by the AELR Committee on the dates noted below. Please contact the issuing agency for copies of the text of emergency regulations. For more information, please contact Kelvin Lucas, Kathleen Kennedy, or Georgeanne Carter at the number below.

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| August 5, 2022 | **Emergency Regulations**  
DLS Control No. 22-388  
Department of Agriculture:  
Office of the Secretary:  
Hemp Farming Program:  
COMAR 15.01.17.02, 08, 10 through 13, and 15 |  |  |

The Maryland Department of Agriculture (MDA) is requesting emergency status so that the benefits it provides to licensed hemp growers will take effect before they begin harvesting the hemp crop in September 2022. The action provides growers a larger harvest window, increasing the grower’s time to complete the harvest from 15 days to 30 days before the Department or an authorized agent is required to collect a new sample of a lot for testing. This change will result in less testing and less downtime for the grower at harvest-time. While growers still must submit planting reports and annual production reports, the proposed action eliminates the requirement to submit a pre-harvest report and a post-harvest report. This change, like the previous change will put licensed hemp growers in this State on an even playing field with growers in surrounding states. This action has been approved by USDA. Later this month, MDA anticipates that it will be submitting a Proposed Action to incorporate these changes (and other changes, deemed less urgent, that likewise have been approved by USDA).
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</table>
| August 8, 2022 | Emergency Regulations  
DLS Control No. 22-387  
Maryland Department of Health:  
Board of Nursing - Certified Nursing Assistants:  
Certification of Nursing Assistants:  
COMAR 10.39.01.01, .04, .05, and .09  
The purpose of this emergency action is to authorize temporary nurse aides (TNA) who worked during the coronavirus pandemic under the Centers for Medicare & Medicaid Services (CMS) 1135 blanket waiver to apply on-the-job experience as a nurse aide toward the total number of training hours required for certification as a geriatric nursing assistant (GNA). There are currently 2,000–3,000 TNAs working in the state of Maryland. It is essential for long-term care facilities to retain adequate direct-entry staffing levels to address Maryland's chronic and aging population needs. This emergency action is being introduced in response to the expiration of the Centers for Medicare & Medicaid Services (CMS) 1135 blanket waiver on June 6, 2022. | N/A | Emergency status beginning September 22, 2022 and expiring March 20, 2023. |
| July 22, 2022  | Emergency Regulations  
DLS Control No. 22-374  
Maryland State Lottery and Gaming Control Agency:  
Sports Wagering Application Review Commission:  
General Provisions: COMAR 36.11.01.01 and .02  
All Applicants and Awardees:  
COMAR 36.11.02.01 through .19  
<table>
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<tr>
<td>July 15, 2022</td>
<td>The Sports Wagering Application Review Commission would like to begin accepting applications from prospective applicants for Class B-1 or B-2 sports wagering facility licenses and Mobile sports wagering licenses as soon as possible.</td>
<td>N/A</td>
<td>Emergency status approved September 7, 2022, and expiring March 5, 2023.</td>
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</tbody>
</table>
| June 30, 2022 | Emergency Regulations  
DLS Control No. 22-349  
Board of Elections: Precincts, Polling Places, and Facilities: Polling Places: COMAR 33.15.03.07  
Emergency status is requested in order for the regulations to be in effect for the 2022 Primary Election. | N/A                              | Emergency status approved beginning July 18, 2022 and expiring December 1, 2022. |
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<tr>
<td>June 30, 2022</td>
<td>Emergency Regulation DLS Control No. 22-346 Department of the Environment: Regulation of Water Supply, Sewage Disposal, and Solid Waste: On-site Wastewater Property Transfer Inspection License: COMAR 26.04.12.01 An Emergency Action is necessary to create a new Chapter codified as 26.04.12.01 – On-site Wastewater Property Transfer Inspection License and to update and make COMAR regulations consistent with legislation added by Acts 2021, C. 444, § 1, eff. Oct. 1, 2021; Acts 2021, C. 445, § 1, eff. Oct. 1, 2021, which modified MD Code; § 9-217.2 of the Environment Article, § 9-217.2. of the MD Environment After July 1, 2022, individuals may not inspect on-site sewage disposal systems unless they hold a valid on-site wastewater property transfer inspection license issued by the department. These individuals are inspecting the systems to ensure they are functioning properly and not negatively impacting public health or the environment. If they are not able to obtain the licenses effective July 1, these inspections may have to cease until the regulations are formally adopted. Failing septic systems may go undetected during this time period. Additionally, without licensed inspectors to inspect and certify the system, some real estate transactions may not proceed in a timely manner.</td>
<td>N/A</td>
<td>Emergency status approved August 24, 2022, and expiring February 20, 2023.</td>
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| June 29, 2022 | Emergency Regulations  
DLS Control No. 22-342  
Board of Elections:  
Absentee Ballots:  
Canvass of Ballots – Rejecting Ballots:  
COMAR 33.11.05.04  
Provisional Voting:  
Canvass of Ballots – Rejecting Ballots:  
COMAR 33.16.06.04  
Emergency status is requested in order for the regulations to be in effect for the 2022 Primary and General Elections. |  | Emergency status approved beginning July 18, 2022 and expiring December 1, 2022. |
| June 28, 2022 | Emergency Regulations  
DLS Control No. 22-339  
Board of Elections:  
Election Day Activities: Order and Decorum:  
COMAR 33.07.04.02  
Absentee Ballots: Issuance and Return: 33.11.03.06  
Emergency Status for the proposed amendments to COMAR § 33.07.04.02 and 33.11.03.06 is required in order for the proposed amendments to be in effect in time for the Primary Election on July 19, 2022. |  | Emergency status approved beginning July 18, 2022 and expiring December 1, 2022. |
| June 27, 2022 | Emergency Regulation  
DLS Control No. 22-338  
Department of Public Safety and Correctional Services: Police Training Commission:  
Model Uniform Disciplinary Matrix:  
COMAR 12.04.10.01 through .04  
Emergency Status |  | Emergency status approved September 6, 2022 and expiring December 27, 2022. |
### The Maryland Police Accountability Act of 2021 (HB 670)

The Maryland Police Accountability Act of 2021 (HB 670) is due to take effect on July 1, 2022. While the Maryland Police Training and Standards Commission (MPTSC) has been in the development stage of the new regulations, the 2022 General Assembly passed several amendments (SB 763) that had a significant impact on the existing legislation. The MPTSC had to reconvene and work through regulations that had previously been drafted under the original HB 670 language, and modify the draft regulations to meet the requirements of the newly passed SB 763 amendments. The Office of Attorney General reviewed the final document for legal sufficiency and returned the document with several highlighted areas that had to be changed in order to satisfy legal sufficiency. The MPTSC met several times over the past few weeks to complete the document. Attorney General Frosh assisted the commission with understanding the legal opinion so the document could be finalized on June 13, 2022. Emergency filing is necessary in order to meet the effective date of the legislation and provide guidance to local governing bodies as they develop their new boards and committees.

### Emergency Regulation

June 24, 2022

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<tr>
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| June 24, 2022 | **Emergency Regulation**  
DLS Control No. 22-337  
Department of Public Safety and Correctional Services:  
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<tr>
<td>April 8, 2022</td>
<td>The Police Training and Standards Commission is requests emergency action to enact Regulations .01 through .07 under Chapter 09–Police Accountability Boards and Administrative Charging Committees. Granting emergency status will ensure that the regulations are enacted by the effective date of July 1, 2022 of the Maryland Police Accountability Act of 2021, as established in Chapter Law 059 of the Acts of the 2021 Maryland General Assembly.</td>
<td>Emergency status beginning May 25, 2022 and expiring October 24, 2022.</td>
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<tr>
<td>April 11, 2022</td>
<td>Emergency Regulations DLS Control No. 22-304 Maryland Department of Health: Developmental Disabilities: Fee Payment System for Licensed Residential and Day Programs: COMAR 10.22.17.02 and .10 The purpose of this emergency action is to permit flexibilities in the minimum service hours for meaningful</td>
<td>n/a</td>
<td>Emergency status approved May 27, 2022, and expiring June 30, 2022.</td>
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<tr>
<td>February 4, 2022</td>
<td>day services provided and billed for, consistent with DDA’s Appendix K, temporarily amending requirements in DDA’s Medicaid Waiver programs during the public health emergency. In addition this action amends the minimum service hours requirements to accommodate the new 15-minute service units to be implemented under DDA’s LTSSMaryland electronic software system under its new rates and fee-for-service model.</td>
<td>n/a</td>
<td>Emergency status approved March 2, 2022, and expiring July 31, 2022.</td>
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<tr>
<td>February 1, 2022</td>
<td><strong>Emergency/Proposed Regulations</strong>&lt;br&gt;DLS Control No. 22-272&lt;br&gt;Maryland Institute for Emergency Medical Services Systems:&lt;br&gt;Emergency Medical Services Providers:&lt;br&gt;Licensure and Certification: COMAR 30.02.02.03</td>
<td>n/a</td>
<td>Emergency status approved March 3, 2022, and expiring July 31, 2022.</td>
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</table>

Acting pursuant to the Proclamation of Governor Lawrence J. Hogan, Jr. (the “Governor”) dated January 4, 2022, proclaiming a state of emergency and a catastrophic health emergency related to COVID-19. As it may be amended or renewed from time to time, and the Order No. 22-01-04 of the Governor dated January 4, 2022. Entitled “Augmenting the Emergency Medical Services Workforce, MIEMSS, and the EMS Board issued a public notice modifying COMAR 30.02.02.03 to the extent that the cognitive and practical certification examination may occur before the required internship is complete. During the pandemic, internship opportunities have been limited and delaying exams until the completion of the required internship is not conducive to success on the exams and could delay the licensing process. MIEMSS and the EMS Board are seeking emergency status so that this modification can remain in place after the end of the State of Emergency and allow time for promulgation of the regulation.
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| January 1, 2022 | **Emergency Proposed Regulations**  
**DLS Control No. 22–268**  
**Maryland Department of Health: Developmental Disabilities: Fee Payment System for Licensed Residential and Day Programs: COMAR 10.22.17.02 and .10** | n/a | Emergency status beginning January 20, 2022 and expiring March 31, 2022. |

These regulations are nearly identical to emergency regulations previously submitted by the Maryland Department of Health and published on September 10, 2021 in Volume 48, Issue 19 of the Maryland Register (DLS Control No. 21 089E). The regulations, beginning January 1, 2022, make changes distinguishing between the Developmental Disabilities Administration’s (DDA) prospective payment system and fee for service payment system, reduce the number of absences or vacancy days which DDA will reimburse, and make changes regarding reimbursement to providers in the event of a public health emergency or state of emergency.
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| December 27, 2021   | **Emergency/Proposed Regulations**  
DLS Control No. 21-266  
Maryland State Lottery and Gaming Control Agency:  
Sports Wagering Provisions:  
Specific Requirements for Sports Wagering Facility Licensees:  
COMAR 36.10.04.03 and .08  
Collection of Taxes, Fees, and Penalties:  
COMAR 36.10.12.03  
Sports Wagering Licensee Minimum Internal Control Standards:  COMAR 36.10.13.40  
Sports Wagering Requirements and Limitations:  COMAR 36.10.14.01 and .03  
Wagering Using Online, Web-based, or Mobile Applications:  COMAR 36.10.16.03 and .04  
Sports Wagering Equipment:  COMAR 36.10.17.04  
Sports Wagering Technical Standards:  COMAR 36.10.18.05 and .06  
The agency promulgated all new regulations under a new Subtitle 10 (Sports Wagering Provisions) to implement the requirements of the new Sports Wagering Law pursuant to Chapter 356 of 2021 Laws. We are requesting approval of these emergency regulations until such time that the non-substantive and substantive changes to the sports wagering regulations take effect on both a permanent and emergency basis. | n/a                                | Emergency status beginning January 26, 2022 and expiring July 25, 2022. |
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| December 20, 2021 | Emergency Regulations  
DLS Control No. 21-265  
Maryland Department of Health:  
Board of Pharmacy:  
Reinstatement of Expired Licenses for Pharmacists: COMAR 10.34.13.04  
Licensure by Reciprocity: COMAR 10.34.15.01 | n/a                              | Emergency status beginning January 7, 2022 and expiring July 6, 2022. |
| December 16, 2021 | Emergency Regulations  
DLS Control No. 21-264  
Maryland Department of Health:  
Board of Nursing:  
Examination and Licensure: COMAR 10.27.01.01, .03, and .17 | n/a                              | Emergency status beginning January 4, 2022 and expiring July 3, 2022. |
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| December 15, 2021 | **Emergency Regulations**  
DLS Control No. 21-263  
Maryland Department of Health:  
Board of Physicians: General Licensure Regulations: COMAR 10.32.01.11 and .17  
Delegation of Duties by a Licensed Physician-Physician Assistant: COMAR 10.32.03.09 | n/a | Emergency status beginning January 4, 2022 and expiring July 3, 2022. |
| December 13, 2021 | **Emergency Regulations**  
DLS Control No. 21-258  
State Procurement Regulations: Administrative and Civil Remedies: Maryland State Board of Contract Appeals – General: COMAR 21.10.05.01, .02, .04 through .06, and .07 through .15  
Maryland State Board of Contract Appeals – Procedures For Appealing Contract Disputes: COMAR 21.10.06.01, .03, .04, .06, .08 through .15, .25, .17 through .24, and .31  
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<td>December 9, 2021</td>
<td>are completely correct with regard to legal form and sufficiency, the board engaged in an effort to further evaluate these regulations with the assistance of the Office of the Attorney General. This process took longer than expected and places the adoption of the permanent, and identical, version of these regulations beyond the expiration (January 27, 2022) for the emergency regulations. Therefore, we respectfully request an extension through April 15, 2022 to ensure the permanent version is fully adopted and that the regulations remain in constant effect during the process. Thank you.</td>
<td>1/5/2022</td>
<td>Emergency status beginning January 5, 2022, and expiring July 1, 2022.</td>
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</table>

**Emergency Regulation**
DLS Control No. 21-237  
State Board of Education:  
State School Administration:  
Face Coverings in School Facilities:  
COMAR 13A.01.07.01 through .06

The regulations are necessary to mitigate the spread of COVID-19 in Maryland public schools, prevent public school closures, and limit the number of students required to quarantine out of the classroom during the 2021-2022 school year due to COVID-19.
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| December 7, 2021 | **Emergency Regulations**  
**DLS Control No. 21-232**  
**Maryland Department of Health:**  
**Developmental Disabilities: Fee Payment System for Licensed Residential and Day Programs:**  
**COMAR 10.22.17.02 and .10**  
The purpose of this emergency action is to permit flexibilities in the minimum service hours for Day Habilitation services provided and billed for, consistent with DDA’s Appendix K, temporarily amending requirements in DDA’s Medicaid Waiver programs during the public health emergency. This emergency action is being requested because the Maryland Department of Health wants to allow Day Habilitation providers to provide and bill for services to individuals. | n/a | Emergency regulations were withdrawn before publish on 12/21/2021. |