



MARYLAND GENERAL ASSEMBLY
JOINT COMMITTEE ON ADMINISTRATIVE, EXECUTIVE, AND LEGISLATIVE REVIEW

SYNOPSIS OF EMERGENCY REGULATIONS

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.

Date Received	Title and Summary	Public Hearing Scheduled, *if any	Date & Summary of any action
December 5, 2024	A new regulation, referenced below, was received by the AELR committee. An analysis of the regulation will be sent to you once it is completed. NO ACTION IS REQUIRED AT THIS TIME. Emergency/Proposed Regulations DLS Control No. 24-190 Maryland Department of Health: Procedures: Fees for Community Health Programs: COMAR 10.01.17.02 Housing: Certification for Youth Camps: 10.16.06.02		

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	<p>Certification for Youth Camps: COMAR 10.16.06.21</p> <p>The purpose of this action is to align regulations with statute pursuant to SB 708 (2023). Youth camp employees, volunteers, operators, and owners with access to a camper must have a state and federal criminal history records check performed to ensure the individual is not disqualified under statute and regulation to fill the proposed role. This regulation proposal also adds a definition for “sensitive position,” which creates the class of youth camp personnel subject to the criminal history record check requirements. The proposal also states the expectations of MDH to timely return results to the youth camps.</p>		
<p>November 4, 2024</p>	<p>A new regulation, referenced below, was received by the AELR committee. An analysis of the regulation will be sent to you once it is completed. NO ACTION IS REQUIRED AT THIS TIME.</p> <p>Emergency/Proposed Regulations DLS Control No. 24-156 Maryland Department of Health: Food: Food Service Facilities: COMAR 10.15.03.27</p> <p>The purpose of this action is to avert a potentially discriminatory and inequitable effect of regulations adopted pursuant to Health General Article §21-330.1 on the Amish and Mennonite communities. At-home producers of certain foods are exempt from the standard food service facility regulations under the allowances</p>	<p>N/A</p>	<p>Emergency status approved beginning November 27, 2024 and expiring May 26, 2025.</p>

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	<p>granted to “cottage food businesses.” This type of business consists of at-home food production in which a person/business has under \$50,000 gross receipts, prepares food products in a private kitchen, sells products only in the State, and is limited to selling select non-hazardous foods only. When selling cottage food products, each product is required to have a label identifying the name and address of the cottage food business, or the name, phone number, and unique identification number provided by MDH. When offered for sale in retail establishments, the label must additionally include an email address of the cottage food business.</p> <p>The State has an interest in requiring a phone number/email address to contact the makers of food products sold in Maryland in order to react quickly to complaints and adverse food-related events. Without a means to contact food producers quickly, the State may be delayed in locating and identifying the cause of a foodborne outbreak, which could lead to further injury to the public. Further, businesses have an interest in being contacted quickly and efficiently, so that the State can rapidly conclude if they are not likely to have been responsible for the outbreak.</p> <p>The Amish and Mennonite communities in Maryland do not have personal phones or email addresses. To legally market their cottage food products, those communities need an alternative to providing a personal phone number/email address, such as providing a designee’s phone number/email address. While the statute and</p>		

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	<p>regulations do not explicitly prohibit this, the regulated community felt uncertain about whether the wording allowed this. In response to requests from multiple stakeholders, the Department is seeking this modification to the regulation to clarify that the phone numbers/email addresses do not need to be a cottage food business's direct personal contact information so long as MDH is able to contact the business.</p>		
<p>October 31, 2024</p>	<p>A new regulation, referenced below, was received by the AELR committee. An analysis of the regulation will be sent to you once it is completed. NO ACTION IS REQUIRED AT THIS TIME.</p> <p>Emergency Regulations DLS Control No. 24-153 Maryland Department of Labor: Commissioner of Financial Regulation: Mortgage Lenders: COMAR 09.03.06.02 Mortgage Lenders: COMAR 09.03.06.04</p> <p>The recent Appellate Court of Maryland decision Estate of Brown v. Carrie M. Ward, et al, 261 Md.App. 385, (2024) found that entities, specifically mortgage trusts, were required to obtain a license as a credit grantor. This proposed action allows entities whose structure would otherwise make it excessively burdensome to obtain a license.</p>		<p>Emergency status approved beginning December 18, 2024 and expiring June 16, 2025.</p>
<p>October 22, 2024</p>	<p>A new regulation, referenced below, was received by the AELR committee. An analysis of the regulation will</p>	<p>12/4/2024</p>	

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	<p>be sent to you once it is completed. NO ACTION IS REQUIRED AT THIS TIME.</p> <p>Emergency/Proposed Regulations DLS Control No. 24-141 State Board of Education: Students: General Regulations: COMAR 13A.08.01.17</p> <p>The purpose of this action is to amend Regulation .17 Confidentiality of Information and Retention of Documents to ensure that reportable offense information is shared with another LEA or non-public school in the event that a student with a reportable offense transfers from the LEA that was informed of the student’s reportable offense.</p>		
September 23, 2024	<p>Emergency/Proposed Regulations DLS Control No. 24-114 Department of Agriculture: Soil and Water Conservation: Food Processing Residuals Utilization Program: COMAR 15.20.13.01 – .28</p> <p>The purpose of this action is to adopt new regulations implementing new legislation governing the utilization of food processing residuals in the State (e.g., the transportation of this material from a food processing plant to agricultural operations in the State, and the storage and land application of this material at these locations). See Ch. 531, Acts of 2024</p>		Emergency status approved beginning October 16, 2024 and expiring April 15, 2025.

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September 23, 2024	<p>Emergency/Proposed Regulations DLS Control No. 24-115 Department of Agriculture: Soil and Water Conservation: Agricultural Operation Nutrient Management Plan Requirements: COMAR 15.20.07.02</p> <p>The purpose of this action is to amend COMAR 15.20.07.02, which incorporates the Maryland Nutrient Management Manual, adding Supplement No. 10 to the manual. Among other things, Supplement No. 10 includes: (1) New standards governing the number of applications per field per season consistent with good husbandry and sound agronomic practices; and (2) The "USDA-NRCS Field Office Technical Guide - Maryland/D.c. Area - Waste Storage Structure - 313".</p>		Emergency status approved beginning October 16, 2024 and expiring April 15, 2025.
September 16, 2024	<p>A new regulation, referenced below, was received by the AELR committee. An analysis of the regulation will be sent to you once it is completed. NO ACTION IS REQUIRED AT THIS TIME.</p> <p>Emergency/Proposed Regulations DLS Control No. 24-108 Independent Agencies: Prescription Drug Affordability Board: Cost Review Study Process: COMAR 14.01.04.05</p> <p>The purpose of this action is to make technical corrections to clarify analyses and data sources, include additional factors for study, and establish procedures for the</p>		Emergency status approved beginning November 14, 2024 and expiring May 13, 2025.

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	preliminary determination and cost review study report that align with the procedures for reviewing policies and setting upper payment limits.		
July 8, 2024	<p>A new regulation, referenced below, was received by the AELR committee. An analysis of the regulation will be sent to you once it is completed. NO ACTION IS REQUIRED AT THIS TIME.</p> <p>Emergency Regulation DLS Control No. 24-067 Department of Agriculture: Soil and Water Conservation: Agricultural Operation Nutrient Management Plan Requirements: COMAR 15.20.07.02</p> <p>During this past legislative session, new legislation was enacted establishing a regulatory program in the Maryland Department of Agriculture (MDA) related to the utilization of food processing residuals (FPRs). See 2024 Laws of Maryland, Ch. 532. The term “utilization of food processing residuals” includes: (a) transporting FPRs from a processing plant to an agricultural operation; (b) storing FPRs at an agricultural operation; and (c) applying this material to agricultural land.</p> <p>Among other things, the legislation: (a) requires persons who store FPRs on their farm to provide evidence showing that the structure meets certain standards; and (b) authorizes MDA to adopt standards governing the application and suitability of FPRs for land application, including standards governing the number of applications</p>		

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	<p>per field per season consistent with good agronomic practices.</p> <p>This legislation took effect on July 1, 2024. Notably, food processing plants are continuing to produce FPRs, and agricultural operations are continuing to receive, store, and land apply FPRs.</p> <p>The Emergency Action establishes standards for storing and land applying FPRs (including limiting the number of FPRs applications that a person may make per season per field at an agricultural operation). These standards appear in the new supplement to the Maryland Nutrient Management Manual (Supplement No. 10) that MDA, through this Emergency Action, seeks to incorporate by reference.</p> <p>In summary, to effectuate these standards for the 2024 growing season and thereby effectuate the new legislation, Emergency Action is necessary to adopt Supplement No. 10 to the manual.</p>		
July 3, 2024	<p>A new regulation, referenced below, was received by the AELR committee. An analysis of the regulation will be sent to you once it is completed. NO ACTION IS REQUIRED AT THIS TIME.</p> <p>Emergency Regulations DLS Control No. 24-066 Department of Agriculture:</p>		

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	<p>Soil and Water Conservation: Food Processing Residuals Utilization Program: COMAR 15.20.13.02 – .28</p> <p>During this past legislative session, new legislation was enacted establishing a regulatory program in the Maryland Department of Agriculture (MDA) related to the utilization of food processing residuals (FPRs). See 2024 Laws of Maryland, Ch. 532. The term “utilization of food processing residuals” includes: (a) transporting FPRs from a processing plant to an agricultural operation; (b) storing FPRs at an agricultural operation; and (c) applying this material to agricultural land.</p> <p>Among other things, the legislation requires persons who utilize FPRs in the State to: (a) obtain a permit from MDA; (b) keep records regarding the utilization of FPRs; and (c) provide MDA any information it requires. The legislation also: (a) requires persons who store FPRs on their farm to provide evidence showing that the structure meets certain standards; and (b) authorizes MDA to adopt standards governing the application and suitability of FPRs for land application.</p> <p>This legislation took effect on July 1, 2024. Notably, food processing plants are continuing to produce FPRs, and agricultural operations are continuing to receive, store, and land apply FPRs.</p> <p>In this Emergency Action, MDA seeks to adopt regulations that, among other things, establishes standards governing:</p>		

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	<p>(a) the transportation of FPRs to agricultural operations; (b) the storage of FPRs at these locations; and (c) the land application of this material (including limiting the number of FPRs applications that a person may make per season per field at an agricultural operation). MDA also seeks to adopt regulations specifying the permit application process, a sampling process for FPRs, record-keeping requirements, and other important rules necessary to implement this legislation.</p> <p>In summary, to effectuate the new legislation for the 2024 growing season, Emergency Action is necessary to adopt these regulations.</p>		
<p>March 11, 2024</p>	<p>Emergency/Proposed Regulations DLS Control No. 24-019 Maryland Department of Health: Natalie Laprade Medical Cannabis Commission: Definitions: COMAR 10.62.01.01 General Regulations: COMAR 10.62.02.01, .02, .03, and .05 Certifying Physicians: COMAR 10.62.03.01 – .03 Patient and Caregiver Registry: COMAR 10.62.04.01 – .06 Written Certifications: COMAR 10.62.05.01 and .02 Patient and Caregiver Identification Cards: COMAR 10.62.06.01 – .07 New Condition Approval Process: COMAR 10.62.07.01 – .06 Medical Cannabis Grower License: COMAR 10.62.08.01 – .14</p>		<p>Emergency status approved beginning June 7, 2024 and expiring August 31, 2024.</p>

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	<p>Medical Cannabis Grower Agent: COMAR 10.62.09.01 – .09</p> <p>Medical Cannabis Grower Premises: COMAR 10.62.10.01 – .08</p> <p>Medical Cannabis Growing Controls: COMAR 10.62.11.01 – .04</p> <p>Inventory Control by Grower: COMAR 10.62.12.01 – .09</p> <p>Medical Cannabis Shipment Packaging: COMAR 10.62.13.01 and .02</p> <p>Licensed Grower Dispensary Facility: COMAR 10.62.14.01 and .02</p> <p>Medical Cannabis Grower Quality Control: COMAR 10.62.15.01 – .07</p> <p>Licensed Independent Testing Laboratory Registration: COMAR 10.62.16.01 – .06</p> <p>Complaints, Adverse Events, and Recall: COMAR 10.62.17.01 – .04</p> <p>Shipment of Products Between Licensees: COMAR 10.62.18.00 – .10 and .9999</p> <p>Medical Cannabis Processor License: COMAR 10.62.19.01 – .12</p> <p>Medical Cannabis Processor: COMAR 10.62.20.01 – .09</p> <p>Medical Cannabis Processor Premises: COMAR 10.62.21.01 – .07</p> <p>Medical Cannabis Processor Operations: COMAR 10.62.22.01 – .06</p> <p>Medical Cannabis Concentrates and Medical Cannabis-Infused Products: COMAR 10.62.23.01 – .06</p>		

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	<p>Medical Cannabis Finished Products Packaging: COMAR 10.62.24.01</p> <p>Medical Cannabis Dispensary License: COMAR 10.62.25.01 – .13</p> <p>Registered Dispensary Agent: COMAR 10.62.26.01 – .09</p> <p>Licensed Dispensary Premises: COMAR 10.62.27.01 – .10</p> <p>Licensed Dispensary Operations: COMAR 10.62.28.01 – .06</p> <p>Licensed Dispensary Packaging and Labeling for Distribution: COMAR 10.62.29.01 and .02</p> <p>Dispensing Medical Cannabis: COMAR 10.62.30.01 – .10</p> <p>Licensed Dispensary Clinical Director: COMAR 10.62.31.01</p> <p>Records: COMAR 10.62.32.01 – .03</p> <p>Inspection: COMAR 10.62.33.01 – .08</p> <p>Discipline and Enforcement: COMAR 10.62.34.01 – .09</p> <p>Fee Schedule: COMAR 10.62.35.01</p> <p>Academic Research: COMAR 10.62.36.01 – .06</p> <p>Edible Cannabis Products: COMAR 10.62.37.01 – .21</p> <p>Maryland Cannabis Administration: General Regulations: COMAR 14.17.02.03</p> <p>Social Equity: COMAR 14.17.03.01 and .03</p> <p>Medical Cannabis Program: COMAR 14.17.04.01 – .08</p> <p>Application Process and Issuance of Licenses: COMAR 14.17.05.03 and .05 – .07</p>		

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	<p> Standard Cannabis Licenses: COMAR 14.17.06.01 – .10 Micro Licenses: COMAR 14.17.07.01 – .07 Laboratory Registration and Operations: COMAR 14.17.08.01 – .04, .06, and .07 Other Cannabis Business: COMAR 14.17.09.01 – .03 Cannabis Grower Operations: COMAR 14.17.10.01 – .09 Cannabis Processor Operations: COMAR 14.17.11.01 – .05, 05 1 – 5 9, and .06 – .10 Cannabis Dispensary Operations: COMAR 14.17.12.01 – .11 Cannabis Products: COMAR 14.17.13.01 – .11 Complaints, Enforcement, Record Keeping, and Inspections of Cannabis Businesses: COMAR 14.17.14.01 – .06 Cannabis Business Agents: COMAR 14.17.15.01 – .05 Cannabis Business Owners: COMAR 14.17.16.01 – .05 Secured Creditors and Receivership: COMAR 14.17.17.01 – .07 Finished Product Packaging: COMAR 14.17.18.01 – .07 Cannabis Research: COMAR 14.17.19.01 – .05 Prohibited Acts: COMAR 14.17.20.01 and .02 Fees: COMAR 14.17.21.01 and .02 Hearing Procedures: COMAR 14.17.22.01 – .12 </p> <p>According to the department, this emergency action is necessary to ensure that revised regulations replace the emergency regulations that took effect July 1, 2023.</p>		

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December 19, 2023	<p>Emergency/Proposed Regulations DLS Control No. 23-355 Department of Human Services: Social Services Administration Private Child Placement Agencies: License for Private Child Placement Agencies: COMAR 07.05.01.14</p> <p>The purpose of this action is to alter the educational requirements for child placement workers in private child placement agencies. The regulation repeals the requirement that a child placement worker (1) have a master’s degree from an accredited school of social work and be State-licensed as a graduate social worker or (2) be a State-licensed social work associate under the supervision of a State-licensed graduate or certified social worker.</p>		
December 8, 2023	<p>Emergency/Proposed Regulations DLS Control No. 23-354 Maryland Department of Health: Medical Care Programs: Early and Periodic Screening, Diagnosis, and Treatment: Nursing Services for Individuals Younger than 21 Years Old: COMAR 10.09.53.04 and .05</p> <p>The purpose of this action is to clarify covered private duty nursing (PDN) services when provided to participants younger than 21 years old eligible for early and periodic screening, diagnosis, and treatment (EPSDT) services.</p>		

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December 8, 2023	<p>Emergency/Proposed Regulations DLS Control No. 23-353 Maryland Department of Health: Medical Care Programs: Maryland Medicaid Managed Care Program: Rare and Expensive Case Management: COMAR 10.09.69.02, .11, and .12</p> <p>The purpose of this action is to clarify covered optional private duty nursing (PDN) services when provided to participants eligible for rare and expensive case management (REM) services.</p>		
December 5, 2023	<p>Emergency/Proposed Regulations DLS Control No. 23-344 Maryland Department of Agriculture: Board of Veterinary Medical Examiners: Fees: COMAR 15.14.12.02</p> <p>The purpose of this action is to increase various fees charged by the Board of Veterinary Medical Examiners.</p>		Emergency status approved beginning February 7, 2024, and expiring May 31, 2024.
December 5, 2023	<p>Emergency/Proposed Regulations DLS Control No. 23-346 Maryland Department of Agriculture: Office of the Secretary: Cost Sharing – Water Pollution Control Program: COMAR 15.01.05.10</p> <p>The purpose of this action is to alter the maximum payment amounts and circumstances under which a person may</p>		Emergency status approved beginning January 12, 2024 and expiring June 30, 2024.

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	receive payments under the Maryland Agricultural Water Quality Cost-Share (MACS) Program.		
November 30, 2023	<p>Emergency/Proposed Regulations DLS Control No. 23-313 Office of the State Treasurer: Treasury Management: Local Government Investment Guidelines and Reporting Requirements: COMAR 25.03.03.01 – .06 and .09 Policy Regarding the Investment of Public Money: COMAR 25.03.04.01 – .06</p> <p>The purpose of this action is to (1) establish the manner in which public money is invested; (2) set the maximum thresholds for investment in certain classes of assets; and (3) require financial officers to prioritize investment in securities of high credit quality and marketability that are reviewed using the grading of the Securities and Exchange Commission’s Nationally Recognized Statistical Rating Organizations.</p>		Emergency Status approved beginning April 25, 2024 and expiring October 22, 2024.
November 28, 2023	<p>Emergency Regulations DLS Control No. 23-312 Department of Natural Resources: Fisheries Service: Striped Bass: COMAR 08.02.15.08, .09, and .12</p> <p>The purpose of this action is eliminate the recreational and charter boat spring season for striped bass (May 1 – May 15), also known as the Trophy Season, eliminate the early season in the Susquehanna Flats, Susquehanna River, and</p>	A public hearing took place on February 2, 2024 and February 9, 2024	Emergency status approved beginning February 9, 2024 and expiring June 15, 2024.

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	<p>Northeast River from the recreational and charter boat summer and fall striped bass fishery in the Chesapeake Bay and its tidal tributaries (May 16 – May 31), and prohibit the targeting of striped bass in the areas which are being closed by this action. This action is necessary to reduce mortality on the striped bass spawning stock biomass. Emergency status is requested because this action cannot be scoped, proposed, adopted, and effective prior to the May 1 opening of the spring season through the normal regulatory promulgation process.</p>		
<p>November 20, 2023</p>	<p>Emergency/Proposed Regulations DLS Control No. 23-268 Maryland Department of Health: Board of Environmental Health Specialists: Licensing Procedures: COMAR 10.60.02.08 Licensing Procedures: COMAR 10.60.02.09</p> <p>(1) Make clarifying changes for license reactivation as it relates to completion of approved training; (2) Update training approval requirements; (3) Establish reporting, documenting, and auditing compliance with continuing education requirements; and (4) Specify the consequences for failing to comply with the continuing education requirements.</p>		<p>Emergency status approved beginning January 9, 2024 and expiring July 7, 2024.</p>
<p>November 20, 2023</p>	<p>Emergency/Proposed Regulations DLS Control No. 23-284 Maryland Department of Health: Maryland Health Care Commission:</p>		<p>Emergency status approved beginning January 11, 2024 and expiring July 9, 2024.</p>

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	<p>Certification of Electronic Health Networks and Medical Care Electronic Claims Clearinghouses: COMAR 10.25.07.02, .04, .05, and .09</p> <p>The purpose of this emergency action is to implement requirements as specified in Chapter 249, House Bill 812, Health – Reproductive Health Services – Protected Information and Insurance Requirements (2023).</p>		
November 20, 2023	<p>Emergency/Proposed Regulations DLS Control No. 23-287 Maryland Department of Health: Maryland Health Care Commission: Health Information Exchanges: Health Information Exchanges: Privacy and Security of Protected Health Informations: COMAR 10.25.18.01 – .04 and .06, .07, and .09 – .11</p> <p>The purpose of this emergency action is to implement requirements as specified in Chapter 249, House Bill 812, Health – Reproductive Health Services – Protected Information and Insurance Requirements (2023).</p>		Emergency status approved beginning January 9, 2024 and expiring July 7, 2024.
November 2, 2023	<p>Emergency/Proposed Regulations DLS Control No. 23-261 Maryland State Lottery and Gaming Control Agency: Gaming Provisions: General: COMAR 36.03.01.02 Investigation and Licensing: COMAR 36.03.02.06, .12, .13, and .17 Video Lottery Operation License: COMAR 36.03.03.01, .05 – .07, and .10</p>		Emergency status approved beginning December 12, 2023 and expiring June 9, 2024.

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	<p>Collection of Taxes, Fees and Penalties: COMAR 36.03.08.02 and .04 Video Lottery Facility Minimum Internal Control Standards: COMAR 36.03.10.16, .20, and .21 Facility Standards: COMAR 36.03.11.05 Video Lottery Terminals: Video Lottery Technical Standards: COMAR 36.04.01.11 Instant Bingo Machines in Anne Arundel and Calvert Counties: Application and Licensing: COMAR 36.07.02.12 Sports Wagering Provisions: General: COMAR 36.10.01.02 Qualification Requirements: COMAR 36.10.03.02 Specific Requirements for Sports Wagering Facility Licensees: COMAR 36.10.04.02, .04, and .06 Specific Requirements for Mobile Sports Wagering Licenses: COMAR 36.10.05.02 Specific Requirements for Other Licenses Required for Sports Wagering: COMAR 36.10.06.02, .03, and .09 Enforcement of Voluntary Exclusion Program: COMAR 36.10.10.03 Sports Wagering Licensee Minimum Internal Control Standards: COMAR 36.10.13.41 Sports Wagering Licensee Facility Standards: COMAR 36.10.15.03 and .04 Sports Wagering Application Review Commission: All Applicants and Awardees: COMAR 36.11.02.20</p> <p>According to the department, the purpose of this action under COMAR 36.03.01 General: (1) Adjust and clarify definitions,</p>		

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	<p>and apply them in subsequent regulations, to address questions the Licensing Division encounters related to ownership interests; and (2) Clarify the existing licensing and fee structure for contractor and manufacturer licenses.</p> <p>Under COMAR 36.03.02 Investigation and Licensing: (1) Clarify requirements for principal entities (owners); (2) For video lottery employee licensees, allow gaming employees to work as sports wagering employees without submitting a separate license application; (3) Allow employees ages 18-20 to be on a casino’s gaming floor while they work, as is already permitted in statute; (4) Provide that individual licensees may voluntarily relinquish a license, and later request to be returned to active license status; (5) Implement House Bill 1288, which relaxes mandatory disqualification requirements for individuals with misdemeanor records who complete a problem-solving court; (6) Implement clarifying definitions from Chapter 01; (7) Delegate to Staff the authority to issue manufacturer licenses; (8) Correct an error that omitted manufacturer license applicants from the due process required for license denials; and (9) For vendors, clarify what is and is not a vendor, and streamline registration requirements.</p> <p>Under COMAR 36.03.03 Video Lottery Operation License: (1) Implement the casino license renewal requirements in Senate Bill 537, and build time into the process for Staff to conduct background investigations before license expiration and (2) As specified in SB 537, designate that license renewal fees accrue to the Education Trust Fund.</p> <p>Under COMAR 36.03.06 Enforcement of Voluntary Exclusion Program, require conspicuous display of the gambling assistance message.</p> <p>Under COMAR 36.03.08 Collection of Taxes, Fees, and Penalties: (1) Incorporate casino license renewal fee</p>		

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	<p>requirements from Senate Bill 537 and amendments to Chapter 03, and ensure consistency with proposed amendments to Subtitle 04, Chapter 02, which clarify the calculation of annual Problem Gambling Fund assessments for VLT counts based on the authorized number of VLTs on the casino's operation license; and (2) Clarify annual Problem Gambling Fund assessments for table games based on the high-water mark of table games in operation in the year.</p> <p>Under COMAR 36.03.10 Video Lottery Facility Minimum Internal Control Standards: (1) Reduce audit frequency for two non-gaming functions; (2) Increase aggregate amount of check(s) a casino can accept from a player on a single gaming day; (3) Allow a casino to accept a higher aggregate dollar value of check(s) from a player from checks that are payouts for gaming activity from a casino licensed in Maryland or an out of state affiliate of a Maryland casino; (4) Authorize casinos to accept an ACH transfer from a player to pay off a casino debt, in addition to a wire transfer; and (5) Authorize a casino's player tracking system to give players their player account information (win-loss statements) at a self-service kiosk or the casino's player rewards website.</p> <p>Under COMAR 36.03.11 Facility Standards, authorize Agency staff to approve changes to a casino's gaming floor plan within authorized VLT and table game counts.</p> <p>Under COMAR 36,04.01 Video Lottery Terminal Standards, allow Staff to authorize use of a payable with an average payout above 95% if the Commission has already approved the payable.</p> <p>Under COMAR 36.04.02 Video Lottery Terminal Machines: (1) Delete obsolete provisions pertaining to the Commission's</p>		

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	<p>purchase or lease of VLTs for the casinos, and replace them with requirements to obtain Staff authorization before adding VLTs to the gaming floor; (2) Delete the requirement that the Commission authorize both temporary and permanent VLT count reductions; (3) Establish process for casinos to make one annual request for reduction to the authorized maximum number of VLTs on its license; if Staff approves, the VLT count on the operation license is reduced accordingly; (4) Adjust VLT counts on the floor at or below the licensed VLT count with prior notice to Staff; (5) Establish process for casino to pay license fees required to permit operation of VLTs above the number authorized on the operation license; and (6) Clarify that the annual assessment to the Problem Gambling Fund is based on the number of VLTs on the license, regardless of whether all VLTs were actually in use in the assessment year; and COMAR 36.03.08 has corresponding amendment.</p> <p>Under COMAR 36.07.02 Application and Licensing, clarify Staff's enforcement authority for instant bingo manufacturers.</p> <p>Under COMAR 36.10.01 General: (1) Implement amendments regarding ownership and principal entities consistent with amendments to the same as proposed (above) in COMAR 36.03; and (2) Implement Senate Bill (SB) 621, which authorizes the Commission to license and regulate independent evaluators, and requires additional definitions of associated new terminology in the bill.</p> <p>Under COMAR 36.10.02 All Applicants and Licensees – Applications and Investigations: (1) Clarify bond requirements that apply to all sports wagering applicants and licensees; and (2) Implement amendments regarding principal entities consistent with amendments to the same as proposed (above) in COMAR 36.03.</p>		

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	<p>Under COMAR 36.10.03 All Applicants and Licensees – Qualification Requirements: (1) Clarify bond requirements for sports wagering licensees; and (2) Remove language related to conducting gaming for 3 years before a license transfer because it addressed in statute.</p> <p>Under COMAR 36.10.04 Specific Requirements for Sports Wagering Facilities Licensees: (1) Clarify bond requirements for sports wagering facilities, by category; and (2) Implement uncodified portion of SB 621, which authorizes a Class B-2 that became an awardee before February 15, 2023, to request the Commission and SWARC to allow it to change the proposed facility location identified in its applications to both commissions.</p> <p>Under COMAR 36.10.05 Specific Requirements for Mobile Sports Wagering Licenses, clarify bond requirements for mobile sports wagering licensees.</p> <p>Under COMAR 36.10.06 Specific Requirements for Other Licenses Required for Sports Wagering: (1) Clarify bond requirements for online sports wagering operator, sports wagering facility, sports wagering contractor, and sports wagering employee licensees; (2) Implement independent evaluator licensing and regulation requirements established in SB 621; (3) Consistent with statute and amendments to COMAR 36.03, authorize sports wagering employees who are 18 to 20 years old to be in restricted areas if they are working; (4) Restrict wagering by Independent Evaluator employees; and (5) Consistent with amendments to COMAR 36.03, clarifies vendor registration requirements.</p>		

Date Received	Title and Summary	Public Hearing Scheduled, *if any	Date & Summary of any action
	<p>Under COMAR 36.10.10 Enforcement of Voluntary Exclusion Program: (1) Consistent with amendments to COMAR 36.03 above, require conspicuous posting of gambling assistance message; and (2) Prohibit advertisements offering or suggesting guaranteed or risk-free gambling outcomes.</p> <p>Under COMAR 36.10.13 Sports Wagering Licensee Minimum Internal Control Standards: (1) Consistent with amendments to COMAR 36.03 above, reduce the frequency of an audit for two non-gaming functions; (2) Allow for a Class B-2 licensee to perform cash storage drop box collection with two employees; (3) Clarify reserve requirement and player account requirements; (4) For consumer protection regulations, reorganize existing language non-substantively, and clarify requirements for promotions; (5) Implement SB 620, which prohibits institutions of higher education from contracting with sports wagering licensees if the licensees would profit from securing student participation in sports wagering.</p> <p>Under COMAR 36.10.14 Sports Wagering Requirements and Limitations: (1) Prohibit Independent Evaluator employees from placing wagers; and (2) Clarify requirements for surety bonds that comprise part of a reserve.</p> <p>Under COMAR 36.10.15 Sports Wagering Licensee Facility Standards, authorize Agency staff to approve facility design standards and facility plans.</p> <p>Under COMAR 36.11.02 All Applicants and Awardees, implement uncodified language in SB 621, which allows an awardee to ask SWARC and the Commission to authorize it to change the facility location identified in its applications.</p>		

Date Received	Title and Summary	Public Hearing Scheduled, *if any	Date & Summary of any action
September 25, 2023	<p>Emergency/Proposed Regulations DLS Control No. 23-228 Maryland Department of Health: Maternal and Child Health: Abortion Care Disclosure: COMAR 10.11.08.01 – .05</p> <p>The purpose of this action is to introduce the Abortion Care Diagnosis, Procedure, and Medication Code Technical Guidance Document. This document outlines the specific mifepristone data and the abortion care diagnosis, procedure, medication, and related codes that are subject to restrictions on disclosure. Additionally, the chapter specifies the entities to which these restrictions apply. This proposal is being promulgated pursuant to Chs. 248 and 249 (S.B. 786 and H.B. 812), Acts of 2023, Health – Reproductive Health Services – Protected Information and Insurance Requirements.</p>		
July 18, 2023	<p>Emergency/Proposed Regulations DLS Control No. 23-180 Maryland Department of Labor: Board of Master Electricians: Fees and Deadlines: COMAR 09.09.01.03 Continuing Education: COMAR 09.09.02.01</p> <p>The purpose of this action is to implement the uninsured electrician license classification established by legislative amendments to the Maryland Electricians Act, specifically fees required for state licenses and continuing education requirements for the uninsured electrician license classification.</p>		

Date Received	Title and Summary	Public Hearing Scheduled, *if any	Date & Summary of any action
May 19, 2023	<p>Emergency Regulations DLS Control No. 23-121 Independent Agencies: Maryland Cannabis Administration: Definitions: COMAR 14.17.01.01 General Regulations: COMAR 14.17.02.03 Social Equity: COMAR 14.17.03.01, and 14.17.03.03 Medical Cannabis Program: COMAR 14.17.04.01, 14.17.04.02, 14.17.04.04, 14.17.04.06, 14.17.04.07, 14.17.04.09, and 14.17.04.10 Application Process and Issuance of Licenses: COMAR 14.17.05.01, 14.17.05.02, 14.17.05.03, 14.17.05.04, 14.17.05.05, 14.17.05.06, 14.17.05.07, and 14.17.05.08 Standard Cannabis Licenses: COMAR 14.17.06.01, 14.17.06.02, 14.17.06.03, 14.17.06.07, 14.17.06.08, 14.17.06.09, 14.17.06.10, 14.17.07.01, 14.17.07.02, and 14.17.07.03 Micro Licenses: COMAR 14.17.07.05, 14.17.07.06, 14.17.07.07, and 14.17.07.08 Laboratory Registration and Operations: 14.17.08.01, 14.17.08.04, 14.17.08.05, and 14.17.08.06 Cannabis Grower Operations: COMAR 14.17.10.01, 14.17.10.02, 14.17.10.03, 14.17.10.04, and 14.17.10.05 Cannabis Processor Operations: COMAR 14.17.11.02, 14.17.11.04, 14.17.11.06, and 14.17.11.07 Cannabis Dispensary Operations: COMAR 14.17.12.01, 14.17.12.02, 14.17.12.04, 14.17.12.05, 14.17.12.06, 14.17.12.07, and 14.17.12.08</p>	N/A	Emergency Action approved beginning July 1, 2023 and expiring June 30, 2024.

Date Received	Title and Summary	Public Hearing Scheduled, *if any	Date & Summary of any action
	<p>Cannabis Products: COMAR 14.17.13.01, 14.17.13.02, 14.17.13.03, 14.17.13.04, 14.17.13.05, 14.17.13.07, 14.17.13.08, 14.17.13.09, and 14.17.13.10</p> <p>Complaints, Enforcement, Record Keeping, and Inspections of Cannabis Businesses: COMAR 14.17.14.02, 14.17.14.03, and 14.17.14.06</p> <p>Cannabis Business Agents: COMAR 14.17.15.02, 14.17.15.03, 14.17.15.04, 14.17.15.05, and 14.17.15.06</p> <p>Cannabis Business Owners: COMAR 14.17.16.01, 14.17.16.02, 14.17.16.04, and 14.17.16.05</p> <p>Secured Creditors and Receivership: COMAR 14.17.17.01, 14.17.17.02, 14.17.17.03, 14.17.17.05, 14.17.17.06, 14.17.17.07, 14.17.17.08</p> <p>Finished Product Packaging: COMAR 14.17.18.01, 14.17.18.03, 14.17.18.06, 14.17.18.07, and 14.17.18.08</p> <p>Cannabis Research: COMAR 14.17.19.03</p> <p>Cannabis Research: COMAR 14.17.19.05</p> <p>Prohibited Acts: COMAR 14.17.20.01</p> <p>Prohibited Acts: COMAR 14.17.20.02</p> <p>Fees: COMAR 14.17.21.01</p> <p>Hearing Procedures: COMAR 14.17.22.01, 14.17.22.02, 14.17.22.03, 14.17.22.04, 14.17.22.05, 14.17.22.07, 14.17.22.08, 14.17.22.10, and 14.17.22.11</p> <p>This emergency action is necessary to implement and enforce the regulatory framework approved by the Maryland General Assembly in emergency legislation set to take effect on July 1, 2023.</p>		