



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: Georgeanne Carter, AELR Committee Counsel
Kathleen P. Kennedy, AELR Committee Counsel
Kelvin V. Lucas, AELR Committee Counsel

Date: July 10, 2023

Re: **Synopses of Regulations received from 1/09/2023 through 7/9/2023**

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: Sally Robb
Jeremy Baker

Proposed Regulation

DLS Control No. 23-005

Maryland Department of Labor:

Division of Labor and Industry:

Elevator, Escalator, and Chairlift Safety: COMAR 09.12.81.02

According to the department, this regulation updates the recognized safety standards for platform lifts and stairway chairlifts.

Proposed Regulation

DLS Control No. 23-011

Maryland Department of Labor:

Board of Cosmetologists:

Continuing Education: COMAR 09.22.04.04

According to the department, the purpose of this action is to amend and adopt regulations to require an individual renewing a license from the State Board of Cosmetologists to complete at least six credit hours of continuing education. This action is to address the requirement of Ch. 784 (H.B. 1600), Annotated Code of Maryland, Act of 2017.

Proposed Regulation

DLS Control No. 23-014

Maryland Department of Labor:

Office of the Secretary:

Apprenticeship Maryland: COMAR 09.01.12.

According to the department, this action repeals Chapter 12 of COMAR Title 09, Subtitle 01, which implemented Apprenticeship Maryland.

Proposed Regulation

DLS Control No. 23-035

Maryland Department of Labor:

Board of Cosmetologists:

General Regulations: COMAR 09.22.01.04

According to the department, this regulation requires an individual renewing a license issued by the State Board of Cosmetologists to provide proof of satisfactory completion of continuing education requirements before a two-year licensure term expires.

Proposed Regulations

DLS Control No. 23-042

Maryland Department of Labor:

Division of Labor and Industry:

Model Performance Code: COMAR 09.12.50.02

Model Performance Code: COMAR 09.12.50.02-1

Model Performance Code: COMAR 09.12.50.03

Maryland Building Performance Standards: COMAR 09.12.51.04

According to the department, these regulations amend the Model Performance Code and the Maryland Building Performance Standards by incorporating by reference updated standards, with modifications.

Proposed Regulations

DLS Control No. 23-044

Maryland Department of Labor:

Commissioner of Financial Regulation:

Money Transmitters: COMAR 09.03.14.01

Money Transmitters: COMAR 09.03.14.03 through .18

According to the department, these regulations proposed by the Maryland Department of Labor impose application requirements to obtain a money transmitter's license in the State and establish various requirements and standards a licensee must follow.

Proposed Regulations

DLS Control No. 23-046

Maryland Department of Labor:

Division of Labor and Industry:

International Green Construction Code: COMAR 09.12.57.01

International Green Construction Code: COMAR 09.12.57.02

According to the department, these regulations require adoption of the International Building Code as Maryland Building Performance Standards related to energy conservation and efficiency.

Proposed Regulations

DLS Control No. 23-050

Maryland Department of Labor:

Division of Labor and Industry:

Maryland Rehabilitation Code Regulations: COMAR 09.12.58.03

Maryland Rehabilitation Code Regulations: COMAR 09.12.58.04

According to the department, the purpose of this action is to incorporate by reference the first edition of the most recent version of the International Existing Building Code. This action also clarifies and simplifies references to the Maryland Accessibility Code and corrects a reference under definitions.

Proposed Regulation

DLS Control No. 23-100

Maryland Department of Labor:

Racing Commission:

Thoroughbred Rules: COMAR 09.10.01.17

According to the department, the purpose of the amendment is to allow a trainer to enter up to three horses in a race.

Proposed Regulation

DLS Control No. 23-104

Maryland Department of Labor:

Workforce Development and Adult Learning:

Maryland New Start Grant Program: COMAR 09.37.05.01 through 08

According to the department, the regulations prescribe the policies, procedures, and authorizations for administering the Maryland New Start Grant Program.

Proposed Regulations

DLS Control No. 23-122

Maryland Department of Labor:

Board of Examiners of Landscape Architects:

Continuing Professional Competency Requirements: COMAR 09.28.04.01

Continuing Professional Competency Requirements: COMAR 09.28.04.02

Continuing Professional Competency Requirements: COMAR 09.28.04.03

Continuing Professional Competency Requirements: COMAR 09.28.04.04

Continuing Professional Competency Requirements: COMAR 09.28.04.05

Continuing Professional Competency Requirements: COMAR 09.28.04.06

Continuing Professional Competency Requirements: COMAR 09.28.04.08

According to the department, the purpose of this action is to update the Maryland Board of Examiners of Landscape Architects' continuing professional competency requirements to increase access for licensees to continuing education and to be consistent with regional and national changes. Additionally, the Maryland Board of Examiners of Landscape Architects is clarifying its requirements with these amendments.

Proposed Regulation

DLS Control No. 23-150

Maryland Department of Labor:

Racing Commission:

Thoroughbred Rules: COMAR 09.10.01.07

According to the department, the purpose of this amendment is to require an owner claiming a horse to provide 1.5% of the claiming price to the horse retirement program selected by the organization representing the horsemen.

Proposed Regulation
DLS Control No. 23-151
Maryland Department of Labor:
Racing Commission:
Thoroughbred Rules: COMAR 09.10.01.17

According to the department, the purpose of this amendment is to allow a trainer to enter up to three horses in a race.

Higher Education Commission, Maryland

Proposed Regulation
DLS Control No. 22-336
Maryland Higher Education Commission:
Financial Aid:
2+2 Transfer Scholarship Program: COMAR 13B.08.01.02

According to the commission, the regulation alters the financial need requirement for the 2+2 Transfer Scholarship Program.

Proposed Regulation
DLS Control No. 22-343
Maryland Higher Education Commission:
Financial Aid:
Edward T. and Mary A. Conroy Memorial Scholarship Program and Jean B. Cryor Memorial Scholarship Program: COMAR 13B.08.13.03

According to the commission, the purpose of this action is to expand eligibility for the program to include students at private career schools, pursuant to The Maryland Student Investment Act (Ch. 23, Acts of 2022).

Proposed Regulations
DLS Control No. 22-344
Maryland Higher Education Commission:
Financial Aid:
Workforce Shortage Student Assistance Grant Program:
COMAR 13B.08.14.02, .06, and .07

According to the commission, the purpose of this action is to update the application and selection processes for this grant to provide for applicants who have obtained their GED, but have not yet enrolled in a college or university. Currently, students are required to submit a high school or college transcript and applicants are selected primarily based on GPA; financial need is a secondary factor or, for students who do not submit the FAFSA, not taken into account at all. The proposed amendments make two primary changes. First, they provide for the submission of GED

examination scores in lieu of a transcript. Second, because students in this category are unable to submit a transcript, and, therefore, cannot be ranked for selection based on GPA, a FAFSA filing requirement has been added and all students who meet a minimum GPA or GED examination threshold are selected based on greatest financial need. Additionally, the proposed amendments make some minor changes in language and organization to enhance clarity.

Proposed Regulation

DLS Control No. 22-379

Maryland Higher Education Commission:

Community Colleges:

General Regulations and Policies for Community Colleges: COMAR 13B.07.02.03

According to the commission, the purpose of this action is to adjust the Cade funding formula for community colleges to include a nonresidency waiver for returned Peace Corps volunteers, pursuant to Ch. 75, Acts of 2022.

Proposed Regulations

DLS Control No. 23-026

Maryland Higher Education Commission:

Fire-Rescue Education and Training Commission:

Certification Standards and Procedures for Emergency Services Instructors:

COMAR 13B.03.01.03

Certification Standards and Procedures for Emergency Services Instructors:

COMAR 13B.03.01.13

According to the commission, the regulations alter the requirements for State emergency service instructor certification and local emergency services instructor standards.

Proposed Regulations

DLS Control No. 23-027

Maryland Higher Education Commission:

Financial Aid:

Veterans of the Afghanistan and Iraq Conflicts Scholarship Program:

COMAR 13B.08.12.01

Veterans of the Afghanistan and Iraq Conflicts Scholarship Program:

COMAR 13B.08.12.02

Veterans of the Afghanistan and Iraq Conflicts Scholarship Program:

COMAR 13B.08.12.03

Veterans of the Afghanistan and Iraq Conflicts Scholarship Program:

COMAR 13B.08.12.04

Veterans of the Afghanistan and Iraq Conflicts Scholarship Program:

COMAR 13B.08.12.05

Veterans of the Afghanistan and Iraq Conflicts Scholarship Program:

COMAR 13B.08.12.06

Veterans of the Afghanistan and Iraq Conflicts Scholarship Program:

COMAR 13B.08.12.07

Veterans of the Afghanistan and Iraq Conflicts Scholarship Program:

COMAR 13B.08.12.08

According to the commission, currently, this scholarship program is governed by MHEC guidelines for awarding and scholarship procedures; the enclosed regulations formalize those guidelines. Pursuant to Ch. 23, 2022 Acts of Maryland, the regulations also expand eligibility for family members by including stepchildren in addition to children and spouses.

Proposed Regulations

DLS Control No. 23-028

Maryland Higher Education Commission:

Financial Aid:

Cybersecurity Public Service Scholarship Program:

COMAR 13B.08.20.02 through .13

According to the commission, these regulations amend existing regulations to conform with the inclusion of part-time students in the Cybersecurity Public Service Scholarship Program and alter the mandatory service requirements and the definition of eligible institutions.

Proposed Regulations

DLS Control No. 23-029

Maryland Higher Education Commission:

Nonpublic Schools:

Minimum Requirements for Private Career Schools: COMAR 13B.01.01.17

Academic Regulations: Financial Guarantees and the Maryland Guaranty Student Tuition Fund for For-profit Institutions of Higher Education:

COMAR 13B.02.06.01

Financial Guarantees and the Maryland Guaranty Student Tuition Fund for For-profit Institutions of Higher Education: COMAR 13B.02.06.06

Financial Guarantees and the Maryland Guaranty Student Tuition Fund for For-profit Institutions of Higher Education: COMAR 13B.02.06.11

Financial Guarantees and the Maryland Guaranty Student Tuition Fund for For-profit Institutions of Higher Education: COMAR 13B.02.06.14

According to the commission, these regulations create a process for the Maryland Higher Education Commission to monitor for-profit private career schools and for-profit institutions of higher education and enforce compliance with the Veterans' Education Protection Act of 2020, which requires applicable institutions to submit specific information regarding revenues to the Commission on an annual basis.

Proposed Regulation

DLS Control No. 23-083

Maryland Higher Education Commission:

Community Colleges:

General Regulations and Policies for Community Colleges: COMAR 13B.07.02.03

According to the commission, the regulation adjusts the Senator John A. Cade Funding Formula for community colleges to include a nonresidency waiver for returned Peace Corps volunteers.

Institute for Emergency Medical Services Systems, Maryland

Proposed Regulation

DLS Control No. 22-375

Maryland Institute for Emergency Medical Services Systems:

General:

Documents Incorporated by Reference: COMAR 30.01.02.01

According to the institute, the purpose of this action is to update the documents incorporated by reference to reflect the newest versions of the documents.

Proposed Regulations

DLS Control No. 23-037

Maryland Institute for Emergency Medical Services Systems:

Designation of Trauma and Specialty Referral Centers:

Pediatric Trauma Center Standards: COMAR 30.08.08.01 through .22

According to the institute, the purpose of this regulation is to update the standards for designation as a pediatric trauma center to reflect current standards of care.

Proposed Regulation

DLS Control No. 23-038

Maryland Institute for Emergency Medical Services Systems:

Designation of Trauma and Specialty Referral Centers:

Trauma Center Designation and Verification Standards: COMAR 30.08.05.13

According to the institute, to remove the requirement for piece of equipment that is no longer current practice.

Proposed Regulations

DLS Control No. 23-117

Maryland Institute for Emergency Medical Services Systems:

Commercial Ambulance Services:

Neonatal Ambulance Service: COMAR 30.09.12.04

Specialty Care Transport Services: COMAR 30.09.14.04

According to the institute, these regulations expand the types of personnel able to staff neonatal and specialty care transport units.

Insurance Administration, Maryland

Proposed Regulations

DLS Control No. 22-312

Maryland Insurance Administration:

Assets, Liabilities, Reserves, and Investments of Insurers:

Credit for Reinsurance: COMAR 31.05.08.02 and .29

According to the administration, the purpose of this action is to amend regulation .02 and adopt regulation .29 under COMAR 31.05.08 Credit for Reinsurance. During the 2021 legislative session, Senate Bill 120 was passed as Chapter 104, Acts of 2020, which implemented the NAIC Credit for Reinsurance Model Law #785. Chapter 104 provides the authority for the Maryland Insurance Administration to adopt NAIC Model Regulation #787 Term and Universal Life Insurance Reserve Financing Model Regulation, which establishes uniform, national standards governing reserve financing arrangements pertaining to term and universal life insurance policies

with secondary guarantees. This regulatory change adopts Model Regulation #787, which is an accreditation standard for the Maryland Insurance Administration.

Proposed Regulations

DLS Control No. 22-328

Maryland Insurance Administration:

General Regulations:

Emergency Powers: COMAR 31.01.02.01, .03, and .05

According to the administration, these regulations implement changes in accordance with Chapter 495 of 2022 pertaining to the application of emergency regulations during certain national or public health emergencies.

Proposed Regulations

DLS Control No. 22-393

Maryland Insurance Administration:

Health Insurance - General:

Pharmacy Services Administrative Organizations: COMAR 31.10.49.01 through .05

Filing of PSAO Contracts and Amendments: COMAR 31.10.50.01 through .05

According to the administration, these repropounded regulations: (1) establish certain required disclosures of pharmacy services administrative organizations (PSAO) and the implementation of dispute resolution processes between a PSAO and a contracted pharmacy; (2) require contracts and amendments to contracts by a PSAO to be filed with the Maryland Insurance Commissioner in a certain manner for approval; (3) provide certain penalties for the use of a noncompliant contract; and (4) remove obsolete dates and make technical changes.

Proposed Regulations

DLS Control No. 23-034

Maryland Insurance Administration:

Health Insurance - General:

Network Adequacy: COMAR 31.10.44.02 through .09

According to the administration, these regulations establish new uniform requirements and protocols for measuring and reporting the adequacy of carrier health care provider networks under Maryland health benefit plans, including establishing network adequacy standards related to travel distance, appointment waiting times, and telehealth utilization.

Proposed Regulation

DLS Control No. 23-082

Maryland Insurance Administration:

Insurance Producers and Other Insurance Professionals:

Insurance Producers – Continuing Education Requirements: COMAR 31.03.02.03

According to the administration, this regulation requires licensed insurance producers who sell property and casualty insurance to obtain at least two hours of continuing education directly related to flood insurance.

Proposed Regulation

DLS Control No. 23-099

Maryland Insurance Administration:

Health Insurance - General:

Standards for Medicare Supplement Policies: COMAR 31.10.06.06

According to the administration, this regulation requires an insurer that sells a Medicare supplement policy or certificate to provide an annual open enrollment period for an individual enrolled in a Medicare supplement policy or certificate for the 30 days following the birthday of the individual. The open enrollment period must permit the individual to switch to a plan which has equal or lesser benefits without being subject to underwriting.

Proposed Regulations

DLS Control No. 23-110

Maryland Insurance Administration:

Insurers:

Title Insurers: COMAR 31.04.22.02 through .07

According to the administration, the purpose of this action is to amend COMAR 31.04.22 Title Insurers to lessen the burden of audit for title agencies and improve the efficiency of the Title Unit, in accordance with Insurance Article §10-121(k), Annotated Code of Maryland. This action repeals the requirement for audits to be performed onsite and only requires audits with identified issues to be reported to the Maryland Insurance Administration for review.

Lottery and Gaming Control Agency, Maryland State

Proposed Regulations

DLS Control No. 22-330

Maryland State Lottery and Gaming Control Agency:

Gaming Provisions:

Video Lottery Facility Minimum Internal Control Standards:

COMAR 36.03.10.07, .27, and .37

Video Lottery Terminals: Video Lottery Technical Standards: COMAR 36.04.01.11

Sports Wagering Provisions: Specific Requirements for Mobile Sports Wagering

Licenses: COMAR 36.10.05.04

Sports Wagering Licensee Minimum Internal Control Standards:

COMAR 36.10.13.06

According to the agency, these regulations: (1) update reporting requirements for certain video lottery facility and sports wagering transactions; (2) correct inconsistencies in the rule regarding counter check procedures; (3) conform to Chapter 692 of 2021, which reduced the

minimum average payout percentages for video lottery terminals; (4) alter the map used to verify a mobile bettor's geographic location in the State; and (5) make clarifying changes.

Proposed Regulations

DLS Control No. 22-371

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

According to the agency, these regulations establish application requirements for the award of competitive Class B sports wagering facility licenses and mobile sports wagering licenses by the Sports Wagering Application Review Commission.

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

According to the agency, 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.

Public Service Commission

Proposed Regulations

DLS Control No. 23-064

Public Service Commission:

Electricity Suppliers:

General Provisions: COMAR 20.51.01.02

Administrative Provisions: COMAR 20.51.02.03

Administrative Provisions: COMAR 20.51.02.10

According to the commission, the purpose of this action is to provide an application process for retail suppliers to seek Commission approval of offers for energy assistance households and to define new statutory terms within regulations.

Proposed Regulations

DLS Control No. 23-065

Public Service Commission:

Competitive Electricity Supply:

General: COMAR 20.53.01.02

Pre-Enrollment Information: COMAR 20.53.03.02

Transfers of Service: COMAR 20.53.04.02

Residential Customer Protection: COMAR 20.53.07.02

Residential Customer Protection: COMAR 20.53.07.05

Residential Customer Protection: COMAR 20.53.07.07

Residential Customer Protection: COMAR 20.53.07.08

Residential Customer Protection: COMAR 20.53.07.10

Residential Customer Protection: COMAR 20.53.07.12

Residential Customer Protection: COMAR 20.53.07.13

Residential Customer Protection: COMAR 20.53.07.14

According to the commission, these regulations expand customer protections related to energy assistance household contracts and establish related standards and requirements for these contracts.

Proposed Regulations

DLS Control No. 23-066

Public Service Commission:

Gas Suppliers:

General Provisions: COMAR 20.54.01.02

Administrative Provisions: COMAR 20.54.02.03

Administrative Provisions: COMAR 20.54.02.10

According to the commission, these regulations establish a process for retail suppliers to obtain approval for a contract for energy assistance households from the Public Service Commission.

Proposed Regulations

DLS Control No. 23-067

Public Service Commission:

Competitive Gas Supply:

General: COMAR 20.59.01.02

Pre-Enrollment Information: COMAR 20.59.03.02

Transfers of Service: COMAR 20.59.04.02

Residential Customer Protection: COMAR 20.59.07.02

Residential Customer Protection: COMAR 20.59.07.05

Residential Customer Protection: COMAR 20.59.07.07

Residential Customer Protection: COMAR 20.59.07.08

Residential Customer Protection: COMAR 20.59.07.10

Residential Customer Protection: COMAR 20.59.07.12

Residential Customer Protection: COMAR 20.59.07.13

Residential Customer Protection: COMAR 20.59.07.14

According to the commission, these regulations expand customer protections related to energy assistance household contracts and establish related standards and requirements for these contracts.

Proposed Regulations

DLS Control No. 23-068

Public Service Commission:

Renewable Energy Portfolio Standard Program:

General: 20.61.01.03

Certifiable Renewable Energy Facilities: COMAR 20.61.02.01

Certifiable Renewable Energy Facilities: COMAR 20.61.02.03

Maryland Strategic Energy Investment Fund: COMAR 20.61.05.01

Offshore Wind: COMAR 20.61.06.01

Offshore Wind: COMAR 20.61.06.02

Offshore Wind: COMAR 20.61.06.03

Offshore Wind: COMAR 20.61.06.06

Offshore Wind: COMAR 20.61.06.12

Offshore Wind: COMAR 20.61.06.18

According to the commission, these regulations update the application process for offshore wind (OSW) projects, consistent with the Clean Energy Jobs Act of 2019 (Chapter 757 of 2019).

Proposed Regulations

DLS Control No. 23-088

Public Service Commission:

Service Supplied by Electric Companies:

General: COMAR 20.50.01.03

Engineering: COMAR 20.50.02.02

Records and Reports: COMAR 20.50.03.04

Deanna Camille Green Rule Contact Voltage Survey Requirement and Reporting:
COMAR 20.50.11.01

Service Quality and Reliability Standards: COMAR 20.50.12.01

Service Quality and Reliability Standards: COMAR 20.50.12.02

Service Quality and Reliability Standards: COMAR 20.50.12.04

Service Quality and Reliability Standards: COMAR 20.50.12.05

Service Quality and Reliability Standards: COMAR 20.50.12.08

Service Quality and Reliability Standards: COMAR 20.50.12.09

Service Quality and Reliability Standards: COMAR 20.50.12.10

Service Quality and Reliability Standards: COMAR 20.50.12.11

Service Quality and Reliability Standards: COMAR 20.50.12.12

Service Quality and Reliability Standards: COMAR 20.50.12.13

Service Quality and Reliability Standards: COMAR 20.50.12.14

Service Quality and Reliability Standards: COMAR 20.50.12.15

Service Quality and Reliability Standards: COMAR 20.50.12.16

Service Quality and Reliability Standards: COMAR 20.50.12.17

Service Quality and Reliability Standards: 20.50.12.18

According to the commission, these regulations make numerous changes to provisions related to service quality and reliability standards applicable to electric companies. The regulations primarily alter reporting requirements and update various code references.

Proposed Regulation

DLS Control No. 23-089

Public Service Commission:

Construction of Underground Electric and Communication Facilities for Residential and Non-residential Customers:

Residential Electric Underground Facilities: COMAR 20.85.03.09

According to the commission, this regulation repeals the annual reporting requirement for electric utilities constructing residential underground electric distribution systems.

Education, State Board of

Proposed Regulations

DLS Control No. 22-408

State Board of Education:

Family Child Care Central Repository:

Scope and Definitions: COMAR 13A.15.01.02

Operational Requirements: COMAR 13A.15.04.03

Inspections, Complaints, and Enforcement: COMAR 13A.15.13.09

Administrative Hearings: COMAR 13A.15.14.

Public Access to Licensing Records: COMAR 13A.15.15.

According to the board, the regulations authorize family child care providers to operate educational programs in nonpublic nursery schools.

Proposed Regulations

DLS Control No. 22-421

State Board of Education:

General Instruction Programs:

Administration of Home and Hospital Teaching for Students:

COMAR 13A.03.05.02, .03, and .04

According to the board, these regulations update requirements for COMAR 13A.03.05, Administration of Home and Hospital Teaching for Students, to reflect recent statutory changes and to expand language allowing a psychiatric mental health nurse practitioner to validate emotional conditions that require home and hospital services.

Proposed Regulation

DLS Control No. 22-423

State Board of Education:

Students:

General Regulations: COMAR 13A.08.01.01

According to the board, the purpose of this action is to update the requirements for attendance to include the legislative mandate of 2017, regarding the increase in the age of compulsory attendance from 16 to 18 years of age.

Proposed Regulation

DLS Control No. 22-424

State Board of Education:

Supporting Programs:

Purple Star Schools Program: COMAR 13A.06.10.01 through .05

According to the board, the purpose of this action is to establish criteria for applying and the benchmarks a public school must meet to qualify as a Purple Star School.

Proposed Regulations

DLS Control No. 23-040

State Board of Education:

Special Instructional Programs:

Adult High School Pilot Program: COMAR 13A.05.14.01

Adult High School Pilot Program: COMAR 13A.05.14.02

Adult High School Pilot Program: COMAR 13A.05.14.03

Adult High School Pilot Program: COMAR 13A.05.14.04

Adult High School Pilot Program: COMAR 13A.05.14.05

Adult High School Pilot Program: COMAR 13A.05.14.06

Adult High School Pilot Program: COMAR 13A.05.14.07

Adult High School Pilot Program: COMAR 13A.05.14.08

Adult High School Pilot Program: COMAR 13A.05.14.09

Adult High School Pilot Program: COMAR 13A.05.14.10

Adult High School Pilot Program: COMAR 13A.05.14.11

Adult High School Pilot Program: COMAR 13A.05.14.13

According to the board, the new regulations establish requirements and policy for the establishment of up to six adult high school pilot programs, each of which may enroll up to 350 students.

Proposed Regulations

DLS Control No. 23-072

State Board of Education:

State School Administration:

Correction or Amendment of Public Records: COMAR 13A.01.09.01

Correction or Amendment of Public Records: COMAR 13A.01.09.02

Correction or Amendment of Public Records: COMAR 13A.01.09.03

Correction or Amendment of Public Records: COMAR 13A.01.09.04

Correction or Amendment of Public Records: COMAR 13A.01.09.06

Correction or Amendment of Public Records: COMAR 13A.01.09.08

Correction or Amendment of Public Records: COMAR 13A.01.09.09

Correction or Amendment of Public Records: COMAR 13A.01.09.10

Correction or Amendment of Public Records: COMAR 13A.01.09.11

According to the board, the proposed regulations establish processes and procedures for a public request for a correction or amendment of public records of the Maryland State Department of Education.

Proposed Regulation

DLS Control No. 23-073

State Board of Education:

Students:

General Regulations: COMAR 13A.08.01.03

According to the board, the proposed amendment updates the policy on lawful absences, treating an absence due to a student's behavioral health needs the same as an absence due to an illness or another somatic health need.

Proposed Regulations

DLS Control No. 23-074

State Board of Education:

State School Administration:

Public Information Act Request: COMAR 13A.01.08.01

Public Information Act Request: COMAR 13A.01.08.02

Public Information Act Request: COMAR 13A.01.08.03

Public Information Act Request: COMAR 13A.01.08.04

Public Information Act Request: COMAR 13A.01.08.05

Public Information Act Request: COMAR 13A.01.08.06

Public Information Act Request: COMAR 13A.01.08.07

Public Information Act Request: COMAR 13A.01.08.08

Public Information Act Request: COMAR 13A.01.08.09

Public Information Act Request: COMAR 13A.01.08.10

Public Information Act Request: COMAR 13A.01.08.11

Public Information Act Request: COMAR 13A.01.08.12

Public Information Act Request: COMAR 13A.01.08.13

Public Information Act Request: COMAR 13A.01.08.14

Public Information Act Request: COMAR 13A.01.08.15

Public Information Act Request: COMAR 13A.01.08.16

According to the board, the proposed regulations establish processes and procedures for the Maryland State Department of Education when responding to Public Information Act requests.

Proposed Regulations

DLS Control No. 23-076

State Board of Education:

Supporting Programs:

Student Transportation: COMAR 13A.06.07.06

Student Transportation: COMAR 13A.06.07.07

Student Transportation: COMAR 13A.06.07.08

Student Transportation: COMAR 13A.06.07.11

Student Transportation: COMAR 13A.06.07.12

Student Transportation: COMAR 13A.06.07.18

Student Transportation: COMAR 13A.06.07.19

According to the board, the regulations alter the requirements that a school vehicle driver must meet in order to return to service as a school vehicle driver if the individual was disqualified from operating a school vehicle in the State under certain regulations.

Proposed Regulations

DLS Control No. 23-095

State Board of Education:

General Instruction Programs:

Graduation Requirements for Public High Schools in Maryland:

COMAR 13A.03.02.02

Graduation Requirements for Public High Schools in Maryland:

COMAR 13A.03.02.04

Graduation Requirements for Public High Schools in Maryland:

COMAR 13A.03.02.06

Graduation Requirements for Public High Schools in Maryland:

COMAR 13A.03.02.07

Graduation Requirements for Public High Schools in Maryland:

COMAR 13A.03.02.09

Graduation Requirements for Public High Schools in Maryland:

COMAR 13A.03.02.09-1

Test Administration and Data-Reporting Policies and Procedures:

COMAR 13A.03.04.01

Test Administration and Data-Reporting Policies and Procedures:

COMAR 13A.03.04.02

According to the board, the amendments to the regulations are needed due to legislation around statewide assessments for high school mathematics and English language arts to meet the College and Career Readiness standard found in the Blueprint for Maryland's Future.

Proposed Regulations

DLS Control No. 23-105

State Board of Education:

Certification:

General Provisions: COMAR 13A.12.01.01 through .12

General Provisions: COMAR 13A.12.01.14

Teachers: COMAR 13A.12.02.01 through 06

Teachers: COMAR 13A.12.02.13

Teachers: COMAR 13A.12.02.15

Teachers: COMAR 13A.12.02.16

Teachers: COMAR 13A.12.02.18

Teachers: COMAR 13A.12.02.19

Teachers: COMAR 13A.12.02.22

Teachers: COMAR 13A.12.02.24

According to the board, the purpose of this action is to adopt regulations in accordance with The Blueprint for Maryland's Future and the Teacher Induction, Retention, and Advancement Final Report (2017).

Proposed Regulation

DLS Control No. 23-106

State Board of Education:

School Personnel:

Programs for Professionally Certified Personnel: COMAR 13A.07.06.01

According to the board, the purpose of this action is to adopt regulations in accordance with The Blueprint for Maryland's Future and the Teacher Induction, Retention, and Advancement Final Report (2017).

Proposed Regulations

DLS Control No. 23-138

State Board of Education:

Local School Administration:

General Financial Aid to Local School Systems: COMAR 13A.02.06.01

General Financial Aid to Local School Systems: COMAR 13A.02.06.02

General Financial Aid to Local School Systems: COMAR 13A.02.06.05

General Financial Aid to Local School Systems: COMAR 13A.02.06.06

General Financial Aid to Local School Systems: COMAR 13A.02.06.07

According to the board, the purpose of this action is to provide transportation services for public school students and students with disabilities who may require placement in a nonpublic school to implement their Individualized Education Program (IEP), as well as those who may require transportation services and have a Section 504 plan.

Procurement Regulations, State

Proposed Regulations

DLS Control No. 23-015

State Procurement Regulations:

Socioeconomics Policies:

Prevailing Wage – Contracts for Public Works: 21.11.11.06

Prevailing Wage Contracts for Public Works: COMAR 21.11.11.07

According to the department, these regulations apply prevailing wage laws to certain mechanical service contracts and authorize the Commissioner of Labor and Industry, under certain circumstances, to issue stop work orders for certain violations of prevailing wage law.

DLS Control No. 23-097

State Procurement Regulations:

General Provisions:

Terminology: COMAR 21.01.02.01

Applicability: COMAR 21.01.03.01

Applicability: COMAR 21.01.03.01-1

Applicability: COMAR 21.01.03.03

State Procurement Organization: Board of Public Works: COMAR 21.02.01.04

Procurement Methods and Project Delivery Methods:

General Provisions: COMAR 21.05.01.01

Procurement by Competitive Sealed Proposals: COMAR 21.05.03.02

Emergency and Expedited Procurements: COMAR 21.05.06.01

Small Procurement Regulations (\$25,000 or Less): COMAR 21.05.07.06

Mandatory Written Solicitation Requirements: COMAR 21.05.08.05

Intergovernmental Cooperative Purchasing: COMAR 21.05.09.08

Master Contracting: COMAR 21.05.13.03

Master Contracting: COMAR 21.05.13.05

Auction Bids: COMAR 21.05.14.01

Auction Bids: COMAR 21.05.14.02

Auction Bids: COMAR 21.05.14.06

Pay-For-Success Contracting: COMAR 21.05.15.01

Pay-For-Success Contracting: COMAR 21.05.15.04

Pay-For-Success Contracting: COMAR 21.05.15.05

Contract Formation and Award:

Invoicing, Payment, and Interest on Late Payments: COMAR 21.06.09.01

Contract Terms and Conditions: Mandatory Contract Provisions - All Contracts (except as provided under COMAR 21.05.07, 21.07.02, and 21.07.03):

COMAR 21.07.01.31

Mandatory Terms and Conditions for Purchase Orders Over \$25,000: COMAR 21.07.03.27

Suspension and Debarment: Debarment: COMAR 21.08.03.03

Administrative and Civil Remedies: State Construction Contracts Prompt Payment of Subcontractors: COMAR 21.10.08.01

State Construction Contracts Prompt Payment of Subcontractors: COMAR 21.10.08.02

State Construction Contracts Prompt Payment of Subcontractors: COMAR 21.10.08.06

Socioeconomics Policies: Small Business Procurements: COMAR 21.11.01.06

Minority Business Enterprise Policies: COMAR 21.11.03.03

Minority Business Enterprise Policies: COMAR 21.11.03.09

Minority Business Enterprise Policies: COMAR 21.11.03.17

Procurement from Maryland Correctional Enterprises, Blind Industries and Services of Maryland, and Certified Sheltered Workshops: COMAR 21.11.05.01

Procurement from Maryland Correctional Enterprises, Blind Industries and Services of Maryland, and Certified Sheltered Workshops: COMAR 21.11.05.03

Procurement from Maryland Correctional Enterprises, Blind Industries and Services of Maryland, and Certified Sheltered Workshops: COMAR 21.11.05.04
Procurement from Maryland Correctional Enterprises, Blind Industries and Services of Maryland, and Certified Sheltered Workshops: COMAR 21.11.05.07
American-Manufactured Goods and Services - Preferences: COMAR 21.11.14.04
Procurement Reporting Requirements: Reporting Requirements:
COMAR 21.13.01.08
Reporting Requirements: COMAR 21.13.01.14

According to the department, these regulations implement several changes to State procurement practices and processes that are consistent with recent statutory changes.

Proposed Regulations
DLS Control No. 23-111
State Procurement Regulations:
Procurement Methods and Project Delivery Methods:
Procurement by Competitive Sealed Bidding: COMAR 21.05.02.14
Procurement by Competitive Sealed Proposals: COMAR 21.05.03.03
Socioeconomics Policies: Minority Business Enterprise Policies:
COMAR 21.11.03.10

According to the department, the purpose of this action is for the Board of Public Works to propose amendments to COMAR Title 21, State Procurement Regulations, to revise the Minority Business Enterprise (MBE) Policies.

Retirement and Pension System, State

Proposed Regulation
DLS Control No. 22-354
State Retirement and Pension System:
Board of Trustees:
Election of Trustees: COMAR 22.03.01.01 through .12

According to the State Retirement Agency, these regulations repeal and replace provisions regarding the governance of Board of Trustees for the State Retirement and Pension System elections in accordance with Chapter 353 of 2022.

Proposed Regulation
DLS Control No. 22-420
State Retirement and Pension System:
Board of Trustees:
Procedures for Hearings by or for the Board of Trustees: COMAR 22.03.04.

According to the State Retirement Agency, these regulations amend various procedures and rules regarding contested cases before the Office of Administrative Hearings and the Board of Trustees for the State Retirement and Pension System.