



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:** April 11, 2025

**Re:** **Synopses of Regulations received from 12/6/2024 through 4/10/2025**

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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.

GC/KPK/KVL/bal

cc: Sally Robb  
Jeremy Baker

**Elections, State Board of**

**Proposed Regulation**

**DLS Control No. 24-185**

**Board of Elections:**

**Election Day Activities:**

**Order and Decorum:** COMAR 33.07.04.02

According to the board, the regulation creates new exceptions from the existing prohibition on the use of cameras, cell phones, pagers, or computer equipment in a polling place.

**Proposed Regulation**

**DLS Control No. 24-186**

**Board of Elections: Canvassing:**

**Definitions: General Provisions:** COMAR 33.08.01.02

According to the board, the regulation establishes a process for a local board of elections to request a waiver from the statutory requirement to begin canvassing mail-in ballots eight business days before the first day of early voting.

**Proposed Regulation**

**DLS Control No. 24-187**

**Board of Elections: Special Elections by Mail:**

**Canvassing:** COMAR 33.21.07.02

According to the board, the regulation alters certain requirements related to the canvass of mail-in ballots.

**Proposed Regulation**

**DLS Control No. 24-188**

**Board of Elections: Canvassing:**

**Post Election Verification and Audit:** COMAR 33.08.05.05

According to the board, the regulation repeals language relating to a post-election audit of touchscreen voting machines, which are no longer used in the State.

**Proposed Regulation**

**DLS Control No. 25-012**

**Board of Elections: Administration of Public Financing Act:**

**Eligibility Requirements and Procedures:** COMAR 33.14.02.14

According to the board, the proposed regulation codifies a new status for public financing candidates after ending publicly their candidacy but remain on the ballot. The proposed regulation is being recommended after several instances in the 2022 Gubernatorial Election and the

2024 Presidential Election where a candidate in a public financing program dropped out of the race after the withdrawal deadline and endorsed a remaining candidate in the race.

**Proposed Regulation**

**DLS Control No. 25-079**

**Board of Elections: Administration of Public Financing Act:**

**Eligibility Requirements and Procedures: COMAR 33.14.02.14**

According to the board, the purpose of this action is to codify a new status for public financing candidates after ending publicly their candidacy but remain on the ballot. The proposed regulation is being recommended after several instances in the 2022 Gubernatorial Election and the 2024 Presidential Election where a candidate in a public financing program dropped out of the race after the withdrawal deadline and endorsed a remaining candidate in the race.

**Agriculture, Department of**

**Proposed Regulations**

**DLS Control No. 25-001**

**Department of Agriculture: Office of the Secretary:**

**Urban Agriculture Grant Program: COMAR 15.01.21.01 – .10**

According to the department, these regulations establish new COMAR 15.01.21 which creates a framework to implement the Urban Agriculture Grant Program in accordance with recent legislation. Among other things, the regulations establish eligibility standards, application procedures, grounds for the approval or disapproval of an application for project funding, requirements for a grant agreement and the establishment of a project, and a process for the distribution of grant funds.

**Proposed Regulations**

**DLS Control No. 25-062**

**Department of Agriculture: Plant Pest Control:**

**Regulation of Invasive Plants: COMAR 15.06.04.02 – .07**

According to the department, the purpose of this action is to implement new legislation altering the regulatory approach for controlling invasive plant species in the State, including requiring the Secretary of Agriculture to establish a list of prohibited invasive plants by regulation. See Ch. 589, Acts of 2024.

**Housing and Community Development, Department of**

**Proposed Regulations**

**DLS Control No. 25-068**

**Department of Housing and Community Development: Energy Programs:**

**Leased or Rented Residences Benefitting from Weatherization Assistance:**

COMAR 05.24.01.01 – .04

According to the department, the purpose of this action is to comply with the requirements of Md. Code Ann., Pub. Util. 7-224(e), which states:

For weatherization of leased or rented residences, the Department shall adopt regulations to ensure that:

- (a) The benefits of weatherization assistance, including utility bill reduction and preservation of affordable housing stock, accrue primarily to low-income tenants occupying a leased or rented residence; and
- (b) The rent on the residence is not increased and the tenant is not evicted as a result of weatherization provided under this section.

**Department of Human Services**

**Proposed Regulations**

**DLS Control No. 24-198**

**Department of Human Services: Social Services Administration Private Child**

**Placement Agencies:**

**License for Private Child Placement Agencies: COMAR 07.05.01.02 – .23**

According to the department, these regulations alter the process by which the Social Services Administration (the administration) within the Department of Human Services licenses private child placement agencies, entities responsible for the placement of children in accordance with the Family Law Article. Notably, in addition to stylistic and technical changes, the regulations (1) give primary licensing authority to the Office of Licensing and Monitoring (OLM) within the administration to administer licenses, (2) refocus licenses based on the “type of license” depending on which type of placement the agency is engaged in, and (3) establish a streamlined process by which penalties are administered to licensees.

**Natural Resources, Department of**

**Proposed Regulation**

**DLS Control No. 25-035**

**Department of Natural Resources: Deep Creek Lake:**

**Permits: COMAR 08.08.05.03**

According to the department, this regulation authorizes a buffer strip use permittee with at least one dock slip to rent, lease, or assign not more than one dock slip to another person. Additionally, members of associations, condominiums, or common dock groups that hold a valid buffer strip use permit and own at least one deeded dock slip are also permitted to rent, lease, or assign not more than one deeded dock slip, subject to the approval of the group.

**Proposed Regulations**

**DLS Control No. 25-049**

**Department of Natural Resources: Fisheries Service:**

**Fishing Licenses - Point Assignment, License Revocation and Suspension Schedule and Criteria, and Hearing Procedure: COMAR 08.02.13.03, .05, and .08**

According to the department, the purpose of this action is to update the Department's recreational, commercial, and charter fishing penalty schedules. The Department maintains these administrative penalty schedules as a deterrent to breaking fisheries laws in addition to the fines that violators face in District Court.

**Proposed Regulations**

**DLS Control No. 25-050**

**Department of Natural Resources: Fisheries Service:**

**Shellfish - General: COMAR 08.02.08.09 and .12**

According to the department, the purpose of this action is to create a no-cost declaration of intent for shellfish dealers who purchase soft-shell clams of the species *Mya arenaria*, hard-shell clams, or oysters in order to facilitate current reporting and tax payment requirements. This will be an annual requirement that dealers may complete either at license renewal or at any other point during the year prior to purchasing soft-shell clams of the species *Mya arenaria*, hard-shell clams, or oysters. Dealers who have not declared their intent to purchase soft-shell clams of the species *Mya arenaria*, hard-shell clams, or oysters would not be able to do so until their declaration was complete. Only dealers who are licensed by the Department of Natural Resources and licensed and certified by the Department of Health are allowed to deal in soft-shell clams of the species *Mya arenaria*, hard-shell clams, or oysters because those species are typically sold for human consumption. Dealers who have not declared their intent will be exempt from the reporting requirements that are otherwise required when engaging in that activity.

**Proposed Regulation**

**DLS Control No. 25-059**

**Department of Natural Resources: Fisheries Service:**

**General: COMAR 08.02.01.05**

According to the department, the purpose of this action is to update the commercial license targets. The proposed action modifies the authorization targets to reflect the number of tidal fish license conversions since April 15, 2019. The modification is necessary to accurately reflect the number of authorizations available.

**Environment, Department of the**

**Proposed Regulations**

**DLS Control No. 25-058**

**Department of the Environment: Disposal of Controlled Hazardous Substances:**

**Hazardous Waste Management System: General: COMAR 26.13.01.03 and .04**

**Identification and Listing of Hazardous Waste:**

COMAR 26.13.02.01, .04, 04-1, 04-7, .05 – .07, 07-1, .11, .13, .16, and .19

**Standards Applicable to Generators of Hazardous Waste:**

COMAR 26.13.03.02, .03-4, and 03-5

**Standards for Owners and Operators of Hazardous Waste Treatment, Storage, and Disposal Facilities: COMAR 26.13.05.05 and .14**

**Interim Status Standards for Owners and Operators of Hazardous Waste**

**Treatment, Storage, and Disposal Facilities: COMAR 26.13.06.02 and .22**

**Permits for CHS Facilities: COMAR 26.13.07.02, .02-6, .17, .20-3, and .20-5**

**Standards for the Management of Specific Hazardous Wastes and Specific Types of Hazardous Waste Management Facilities:**

COMAR 26.13.10.04, .08, .09-1, .14, .16-1, .19, .20, .25, .32 – .49

**Special Medical Wastes: COMAR 26.13.11.01**

According to the department, the purpose of this action is to revise COMAR 26.13 so that State regulations are consistent with the following elements of the federal hazardous waste regulatory program:

- management standards for hazardous waste pharmaceuticals at healthcare facilities;
- revisions to the ignitability characteristic definition;
- management standards for waste automotive airbags;
- exclusions for solvent-contaminated wipes; and
- addition of aerosol cans to the list of universal wastes.

There are also various technical corrections that involve such things as removal of obsolete provisions, adoption of required provisions that had previously been omitted in error, changing dates for incorporations by reference to make them current, and revisions to correct inconsistencies that the U.S. Environmental Protection Agency had identified in corresponding federal regulations

This action also revises administrative requirements for hazardous waste permitting so that the regulations are consistent with sections 1-601 thru 1-606 of the Environment Article, Annotated Code of Maryland.

**Transportation, Department of**

**Proposed Regulation**

**DLS Control No. 24-196**

**Department of Transportation:**

**Motor Vehicle Administration — Licensing of Businesses and Occupations:**

**Dealers and Salesmen: COMAR 11.12.01.14**

According to the department, the purpose of this action is to provide consumer protections for vehicle sale models that allow for the sale of vehicles that are not on the premises of the dealership.

**Proposed Regulations**

**DLS Control No. 25-023**

**Department of Transportation:**

**Motor Vehicle Administration — Vehicle Registration:**

**Electric Vehicle and Low Emission Vehicle Excise Tax Credit:**

**COMAR 11.15.40.01 and .03 – .05**

According to the department, the purpose of this action is to update regulations to require the owners of eligible plug-in electron drive vehicles to pay an annual surcharge in addition to the annual registration fee pursuant to Ch. 717 (S.B. 362), Acts of 2024.

**Emergency/Proposed Regulations**

**DLS Control No. 25-053**

**Department of Transportation: State Highway Administration:**

**Heavy Weight Port Corridor Permit: COMAR 11.04.17.04**

According to the department, this regulation adds a second alternative Broening Highway Route to the list of routes for which a heavy weight port corridor permit may be issued.

**Proposed Regulation**

**DLS Control No. 25-055**

**Department of Transportation:**

**Motor Vehicle Administration--Drivers' Schools, Instructors, and Driver Education Program:**

**Driver Education Program: COMAR 11.23.02.33**

According to the department, the purpose of this action is to update the requirement for a driver school to replace training vehicle's to no more than 8 model years old for training vehicles that do not have adaptive equipment for drivers with disabilities.

### **Criminal Sentencing Policy, Commission on**

#### **Proposed Regulations**

#### **DLS Control No. 25-020**

#### **Independent Agencies: Commission on Criminal Sentencing Policy:**

#### **General Regulations: COMAR 14.22.01.05**

#### **Criminal Offenses and Seriousness Categories: COMAR 14.22.02.02**

According to the commission, the purpose of this action is to modify Regulation .05 under COMAR 14.22.01 General Regulations to update the list of common departure reasons to more accurately reflect the reasons for departing from the sentencing guidelines that are most frequently cited by circuit court judges. Additionally, the purpose of this action is to modify the table of seriousness categories (guidelines offense table) in Regulation .02 under COMAR 14.22.02 Criminal Offenses and Seriousness Categories to include: (1) one previously unclassified offense (EL, § 16-205), (2) one reclassified offense (CR, § 3-708), and (3) minor, non-substantive edits to two offenses.

#### **Proposed Regulations**

#### **DLS Control No. 25-054**

#### **Independent Agencies: Interagency Commission on School Construction:**

#### **Meetings: COMAR 14.39.01.01**

#### **Administration of the Public School Construction Program:**

#### **COMAR 14.39.02.04, .05, .07 – .09, .13 – .18, .20, .32, and .33**

According to the agency, the purpose of this action is to amend the Interagency Commission on School Construction's regulations to add several definitions which are regularly used by IAC staff and LEAs, but do not have definitions codified in regulation. These definitions include "Alternative Education", "Cooperative Use Space", "Furniture, Fixtures, and Equipment (FF&E)", and "Renewal", to clarify the use of "renovation" in the place of how the term "limited renovation" was previously used, to adjust language to reflect previously mentioned term changes, including adjusting the use of "limited renovation" to "renovation" and the use of "renovation" to "renewal", and changing use of the phrase "early planning and design" to "project development and design", add information on when feasibility studies are required, when LEAs can obtain construction funding for leased facilities, information on IAC practices for obtaining Schematic Design, Construction Documents, and Design Documents, and when Pedestrian Safety Plans are required, and to allow for additional funding for projects eligible for the Net-Zero State Cost-Share Add-on in certain circumstances.



**Proposed Regulations**

**DLS Control No. 25-080**

**Independent Agencies: Interagency Commission on School Construction:**

**Use of Force Reporting:** COMAR 14.39.04.05 and .08

According to the agency, the purpose of this action is to remove the requirement of advance notification prior to contract award for the use of Job Order Contracting and Construction Management Agency project delivery methods for Local Education Agency State Funded school construction projects.

**Proposed Regulations**

**DLS Control No. 24-194**

**Independent Agencies: Maryland Cannabis Administration:**

**Standard Cannabis Licenses:** COMAR 14.17.06.03, .04, and .11

**Micro Licenses:** COMAR 14.17.07.09

**Cannabis Grower Operations:** COMAR 14.17.10.09

**Cannabis Processor Operations:** COMAR 14.17.11.19

**Cannabis Dispensary Operations:** COMAR 14.17.12.06

**Secured Creditors and Receivership:** COMAR 14.17.17.01 – .06

**Fees:** COMAR 14.17.21.02

According to the administration, the purpose of this action is to ease certain business restrictions and provide needed policy clarifications. Specifically, it creates a framework for grower or processor licensees to share a licensed premise under a co-location agreement. It simplifies requirements for employee incentive programs and eliminates the fee for transfers related to employee incentive programs. This action also provides needed clarity for dispensaries seeking to meet the MCA's product reservation requirements. Finally, it clarifies and streamlines the receivership process by establishing parameters for a security agreement, requiring a creditor to obtain a court order before appointing a receiver, specifying a receiver's role in disposing of the license, and limiting who qualifies as an eligible bidder.

**Proposed Regulations**

**DLS Control No. 25-056**

**Independent Agencies: Maryland Cannabis Administration:**

**Social Equity:** COMAR 14.17.03.02 and .03

According to the administration, the purpose of this action is to update regulations to (1) establish a mandatory dispute resolution process through the Office of Administrative Hearings to ensure that both social equity licensees and operational cannabis licenses have a fair opportunity to work through potential breaches in the agreement, (2) include definitions to avoid misunderstandings, (3) define the Social Equity Partnership Grant Program evaluation criteria, and (4) establish a process by which the Office will approve partnership agreements across license types.

**Proposed Regulations**

**DLS Control No. 24-193**

**Independent Agencies: Prescription Drug Affordability Board:**

**General Provisions: COMAR 14.01.01.01 and .06**

**Policy Review, Final Action, Upper Payment Limits: COMAR 14.01.05.01 – .09**

According to the board, the purpose of this action is to describe policies and procedures for making prescription drug policy recommendations, and for determining and establishing an upper payment limit.

Under Health-General Article § 21-2C-09, the Board may conduct a cost review study to determine whether use of a prescription drug product “has led or will lead to affordability challenges for the State health care system or high out-of-pocket costs for patients (“affordability challenges”).” This study informs policy decisions and actions by the Board.

If the Board determines that a prescription drug product has led or will lead to affordability challenges, the Board may consider, recommend, and implement policies to address those affordability challenges, including establishing an upper payment limit (“UPL”) that applies to state and local governments (“eligible governmental entities”). The Board drafted an Upper Payment Limit Action Plan detailing how the Board proposed to assess whether a UPL is an appropriate policy solution to redress the driver(s) of the affordability challenge, and procedures for determining and setting a UPL amount. The Legislative Policy Committee approved the UPL action plan and these regulations establish procedures for assessing and developing policy solutions including the setting of an UPL through the adoption of a regulation.

Under COMAR 14.01.01 General Provisions:

- (1) Add several definitions of general application; and
- (2) Add new Regulation .06 establishing procedures for holding hearings to
  - (a) gather information from the general public before making recommendations or taking action with respect to a policy; or
  - (b) to receive technical input, technical information or expert testimony before making recommendations or taking action with respect to a policy.

Under COMAR 14.01.05 Policy Review, Final Action, Upper Payment Limits:

- (1) Define certain terms applicable to this Chapter;
- (2) Identify certain criteria for setting an upper payment limit;
- (3) Establish the policy review process which includes information gathering, preliminary policy recommendations and final actions;
- (4) Establish tools for gathering information;
- (5) Establish procedures for making policy recommendations;
- (6) Establish procedures for determining UPL values, identifying methodologies, and relevant contextual information;

- (7) Provide for a final determination of whether the prescription drug has or will create an affordability challenge and a final cost review study report;
- (8) Establish procedures for establishing a UPL and provide for a UPL monitoring program; and
- (9) Establish procedures for reconsideration of a UPL.

**Proposed Regulations**

**DLS Control No. 25-038**

**Independent Agencies: State Board of Sign Language Interpreters:**

**Licensing Requirements for Sign Language Interpreters: COMAR 14.41.01.01 – .16**

According to the board, the purpose of this action is to establish regulations for the licensing of individuals to provide sign language interpretation services in Maryland in accordance with State Government Article, § 9-2410, et seq., Annotated Code of Maryland. This chapter does not apply to individuals providing sign language interpretation services as described in State Government Article, § 9-2418(b), Annotated Code of Maryland.

**Proposed Regulation**

**DLS Control No. 25-052**

**Independent Agencies: Public Employee Relations Board:**

**Collective Bargaining: COMAR 14.30.13.01**

According to the board, the purpose of this action is to bring the regulations in line with previously proposed ideas of regulatory amendments and update current regulations to coincide with current needs of the Public Employee Relations Board.

**Maryland Department of Health**

**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: COMAR 10.16.06.02 and .21**

According to the department, these regulations establish a fee for criminal history records checks (CHRCs) for youth camp personnel and make changes to the requirements and processes related to the CHRCs.

**Proposed Regulations**

**DLS Control No. 24-191**

**Maryland Department of Health: Laboratories:**

**Medical Laboratories - Testing for Hereditary and Congenital Disorders in**

**Newborn Infants: COMAR 10.10.13.06 and .12**

**Preventive Medicine: Newborn Screening: COMAR 10.52.12.05**

According to the department, the purpose of this action is to update regulations .06 and .12 under COMAR 10.10.13 and regulation .05 under COMAR 10.52.12. The amendments to COMAR 10.10.13.12 will add: (1) Guanidinoacetate Methyltransferase Deficiency (GAMT), (2) Mucopolysaccharidosis Type II (MPS II), (3) X-linked Adrenoleukodystrophy (X-ALD), and (4) Infantile Krabbe Disease to the Maryland Department of Health Newborn Screening Panel (Panel). Additionally, the amendments to COMAR 10.10.13.06 will increase the Laboratories Administration, Division of Newborn and Childhood Screening and Follow-up Fee from \$106.00 to \$163.74 to cover the costs associated with implementing screening for these disorders. Lastly, the amendments to COMAR 10.52.12.05 will add the four disorders to the list of disorders subject to screening within the Newborn Screening Program (Program), in alignment with COMAR 10.10.13.12.

**Proposed Regulations**

**DLS Control No. 24-192**

**Maryland Department of Health: Hospitals:**

**Assisted Living Programs: COMAR 10.07.14.01 – .65**

According to the department, these regulations establish the minimum standards, requirements, and procedures for the licensure and operations of assisted living programs in the State.

**Proposed Regulation**

**DLS Control No. 24-197**

**Maryland Department of Health: Health Services Cost Review Commission:**

**Uniform Accounting and Reporting System for Hospitals and Related Institutions:**

**COMAR 10.37.01.02**

According to the department, this regulation incorporates by reference the updated Accounting and Budget Manual for Fiscal and Operating Management, requires the Health Services Cost Review Commission to post any proposed technical changes to the manual on the commission's website, and makes clarifying changes.

**Proposed Regulations**

**DLS Control No. 25-002**

**Maryland Department of Health: Medical Care Programs:**

**Disposable Medical Supplies and Durable Medical Equipment:**

COMAR 10.09.12.01 and .04 – .06

**Maryland HealthChoice Program: Definitions:** COMAR 10.67.01.01

**Benefits:** COMAR 10.67.06.13

According to the department, these regulations expand coverage of prosthetic and orthotic devices and components of such devices as well as the repair and replacement of such devices and components under the Maryland Medical Assistance Program (Program). The regulations determine under what circumstances the repairs and replacements of such devices will be covered by the Program and amend the requirements for prepayment authorization requirements for the devices or their components.

**Proposed Regulations**

**DLS Control No. 25-003**

**Maryland Department of Health: Board of Social Work Examiners:**

**Continuing Education Requirements:** COMAR 10.42.06.02 and .05

According to the department, these regulations make various changes related to authorized sponsors of continuing education programs for social workers. Among other things, the regulations establish additional entities that are authorized sponsors and amend the processes for registering and withdrawing as an authorized sponsor and reapplying for authorization.

**Proposed Regulations**

**DLS Control No. 25-004**

**Maryland Department of Health: Medical Care Programs:**

**Assistance in Community Integration Services:** COMAR 10.09.66.01 – .10

According to the department, the purpose of this action is to establish coverage, requirements, and reimbursement procedures for entities who enroll in Maryland Medicaid to provide assistance in community integration services for eligible individuals who are currently experiencing or are at risk for homelessness.

**Proposed Regulations**

**DLS Control No. 25-005**

**Maryland Department of Health: Medical Care Programs:**

**Maryland Children's Health Program:** COMAR 10.09.11.11

**Medical Assistance Eligibility:** COMAR 10.09.24.02, .07, and .12

**Maryland Children's Health Program (MCHP) Premium:** COMAR 10.09.43.10

According to the department, the purpose of this action is to (1) establish an Express Lane Eligibility (ELE) program to streamline and expedite enrollment of eligible individuals in the Maryland Medicaid Assistance Program and MCHP in accordance with Ch. 282 (S.B. 26), Acts

of 2023, Maryland Medical Assistance Program, Maryland Children's Health Program, and Social Services Programs — Eligibility and Enrollment and Workgroup on Low-Income Utility Assistance, (2) provide continuous eligibility for individuals under the age of 19 and enrolled in Medicaid or Children's Health Insurance Program (CHIP) in accordance with the federal Consolidated Appropriations Act, 2023 (CAA), and (3) update the regulations to no longer disenroll children during their continuous eligibility period due to nonpayment of premiums under the MCHP Premium program, a continuation of the practice under the COVID-19 Public Health Emergency.

**Proposed Regulation**

**DLS Control No. 25-011**

**Maryland Department of Health: Board of Nursing:**

**Examination and Licensure: COMAR 10.27.01.02**

According to the department, this regulation increases a number of fees charged by the State Board of Nursing (MBON), including licensing and registration fees, and biennial renewal fees for registered nursing and licensed practical nursing. The regulation also repeals fees for copies of duplicate test scores and duplicate certificates of initial licensure.

**Proposed Regulation**

**DLS Control No. 25-013**

**Maryland Department of Health: Medical Care Programs:**

**Physicians' Services: COMAR 10.09.02.07**

According to the department, the purpose of this action is to update the Maryland Medical Assistance Program Professional Service Provider Manual and Fee Schedule incorporated by reference in this chapter.

**Proposed Regulation**

**DLS Control No. 25-014**

**Maryland Department of Health: Medical Care Programs:**

**Family Planning Program Eligibility: COMAR 10.09.37.03**

According to the department, the purpose of this action is to update regulations to reflect current policy, which no longer prohibits Medicare eligible or enrolled individuals from participating in the Maryland Medicaid Family Planning Program.

**Proposed Regulations**

**DLS Control No. 25-015**

**Maryland Department of Health: Medical Care Programs:**

**Primary Adult Care Program: COMAR 10.09.76.04 and .05**

According to the department, the purpose of this action is to increase access to care for children by allowing the administration and billing of Sports Physicals by qualified health professionals in School Based Health Center (SBHC) settings.

**Proposed Regulation**

**DLS Control No. 25-016**

**Maryland Department of Health: Medical Care Programs:**

**Medical Assistance Eligibility: COMAR 10.09.24.03-1**

According to the department, the purpose of this action is to update the Women's Breast and Cervical Cancer Health Program (WBCCHP) eligibility to reflect the program's sunset date on July 31, 2024

**Proposed Regulations**

**DLS Control No. 25-017**

**Maryland Department of Health: Board of Social Work Examiners:**

**Regulations Governing Licensure: COMAR 10.42.01.02, .04, and .11**

According to the department, the purpose of this action is to (1) make a technical correction and (2) update Regulations .04 and .11 pursuant to Chs. 930 and 931, Acts of 2024.

**Proposed Regulations**

**DLS Control No. 25-022**

**Maryland Department of Health: Medical Care Programs:**

**General Medical Assistance Provider Participation Criteria:**

COMAR 10.09.36.01, .03, .04, and .08

According to the department, these regulations require providers to obtain State Department of Assessments and Taxation (SDAT) identification numbers, prohibit providers from billing participants for denied claims and other activities, mandate specific data elements for behavioral health billing, prohibit providers from requiring participants to waive Medicaid coverage to receive services, and outline the process for reporting provider terminations due to noncompliance with laws and regulations.

**Proposed Regulations**

**DLS Control No. 25-024**

**Maryland Department of Health: Medical Care Programs:**

**Programs of All-Inclusive Care for the Elderly (PACE):**

COMAR 10.09.44.01, .03 – .11, .12, .15, .16, .18, and .20 – .24

According to the department, the purpose of this action is to update the annual provider rates to be paid to Program All-Inclusive Care for the Elderly (PACE) providers pursuant to the State Plan Amendment approved by the Centers for Medicare and Medicaid Services (CMS), update the state regulations to comport with federal regulations, and bring them current with other MDH regulations and policy.

**Proposed Regulations**

**DLS Control No. 25-027**

**Maryland Department of Health: Board of Examiners in Optometry:**

**Examination and Licensing of Optometrists:** COMAR 10.28.03.03 and .05 – .08

**Inactive Status and Reinstatement of Expired Licenses:** COMAR 10.28.05.03

**Fee Schedule:** COMAR 10.28.07.02

**Partial Waiver of Examination:** COMAR 10.28.08.01 – .04

**Use of Diagnostic Pharmaceutical Agents:** COMAR 10.28.11.04

**Therapeutic Pharmaceutical Agents:** COMAR 10.28.12.02

According to the department, the purpose of this action is to (1) add clarifying language, (2) add the criminal history records check requirement to licensure application procedures pursuant to Chs. 814 and 815, Acts of 2024, (3) amend examination requirements provided by the Board, (4) add license renewal requirements to regulations, (5) update requirements for a change of mailing address, legal name, or email address for licensees, including a fee for noncompliance, (6) add a fee for license verification, (7) clarify requirements for certification for therapeutic pharmaceutical agents, and (8) make other revisions and technical corrections as needed.

**Proposed Regulations**

**DLS Control No. 25-028**

**Maryland Department of Health: Board of Examiners in Optometry:**

**Continuing Education Requirements:** COMAR 10.28.02.02, .03, and .05

According to the department, the purpose of this action is to (1) amend certain definitions, (2) update and clarify first-time renewal requirements, (3) update continuing education requirements, (4) amend continuing professional education trainings to allow for in-person, virtual synchronous or asynchronous attendance, and (5) make other revisions and technical corrections as needed.

**Proposed Regulation**

**DLS Control No. 25-031**

**Maryland Department of Health: Medical Care Programs:**

**Establishment, Operation, and Authority for Health Maintenance Organizations -**

**Medical Assistance:** COMAR 10.09.16.07

According to the department, the purpose of this action is to update the listed provider reimbursement rate to the 3 percent increased rate, effective for Fiscal Year 2025, in accordance with the Fiscal Year 2025 Budget.

**Proposed Regulation**

**DLS Control No. 25-032**

**Maryland Department of Health: Medical Care Programs:**

**Medical Day Care Services:** COMAR 10.09.07.08



According to the department, the purpose of this action is to implement an 8% rate increase for medical day care services, in accordance with the Fiscal Year 2024 Budget Bill and the Fair Wage Act of 2023 and a 3 percent rate increase for medical day care services, in accordance with the Fiscal Year 2025 budget allocations.

**Proposed Regulation**

**DLS Control No. 25-033**

**Maryland Department of Health: Medical Care Programs:**

**Hospice Care: COMAR 10.09.35.08**

According to the department, the purpose of this action is to provide for a two-tier routine home care rate in accordance with federal regulation 42 CFR §418.301—302. This action allows for enhanced reimbursement rates during the first 60 days of hospice care and last 7 days of a participant's life to reflect enhanced care needs during these periods.

**Proposed Regulation**

**DLS Control No. 25-034**

**Maryland Department of Health: Medical Care Programs:**

**Targeted Case Management for People with Intellectual and Developmental**

**Disabilities: COMAR 10.09.48.08**

According to the department, the purpose of this action is to increase the reimbursement rate for Developmental Disabilities Administration (DDA) targeted case management (TCM) providers by 7.7% for Fiscal Year 2024 and 3 percent for Fiscal Year 2025 to align with the Governor's Budget for Fiscal Years 2024 and 2025.

**Proposed Regulations**

**DLS Control No. 25-045**

**Maryland Department of Health: Health Services Cost Review Commission:**

**Rate Application and Approval Procedures: COMAR 10.37.10.26**

**Patient Rights and Obligations; Hospital Credit and Collection and Financial**

**Assistance Policies: COMAR 10.37.13.01 – .10**

According to the department, the purpose of this action is to have the Commission's existing regulations on Patient Rights and Obligations – Hospital Credit and Collection and Financial Assistance Policies conform to legislation enacted in the 2021 Maryland General Assembly legislative session.

**Proposed Regulations**

**DLS Control No. 25-061**

**Maryland Department of Health:**

**Community-Based Behavioral Health Programs and Services:**

**Requirements for All Licensed Programs:** COMAR 10.63.01.01 – .13

**Programs Required to be Accredited in Order to be Licensed to Provide**

**Community-Based Behavioral Health:** COMAR 10.63.02.01 – .14

**Application and Licensure Process:** COMAR 10.63.06.01 – .21

**Corrective Actions and Sanctions:** COMAR 10.63.09.01 – .10

According to the department, the purpose of this action is to repeal existing regulations within COMAR 10.63 (Community Behavioral Health Programs and Services) to align with current statutory requirements and include additional regulatory requirements to support improved quality of services compliance and provide a more equitable and sustainable operating environment for community-based behavioral health programs in the State.

- (1) Chapter 1 sets forth compliance and reporting requirements for all organizations operating programs to provide community-based behavioral health services;
- (2) Chapter 2 outlines general staffing requirements;
- (3) Chapter 6 concerns the application and licensure process; and
- (4) Chapter 9 provides the regulatory framework for corrective actions and sanctions undertaken by the Behavioral Health Administration for material and egregious non-compliance with federal or State law or regulation.

**Emergency/Proposed Regulations**

**DLS Control No. 25-064**

**Maryland Department of Health: Hospitals:**

**Acute General Hospitals and Special Hospitals:** COMAR 10.07.01.24

According to the department, the purpose of this action is to (1) reflect current Maryland law, (2) require that the credential reappointment process for physician staff included in minimum standards for hospitals licensed in the State be conducted in accordance with standards of the accreditation organization that accredits a hospital, rather than every 2 years, and (3) address concerns brought about by the hospital industry.

**Proposed Regulations**

**DLS Control No. 25-067**

**Maryland Department of Health: Freestanding Ambulatory Care Facilities:**

**Freestanding Birthing Centers:** COMAR 10.05.02.01 – .12

According to the department, the purpose of this action is to set minimum, reasonable standards for licensure of Freestanding Birthing Centers in Maryland. OHCQ is proposing changes to 10.05.02 because of the need to: (1) incorporate more recent definitions and references, (2) add template language to clarify the enforcement process and protect a facility's right for an informal

dispute resolution (existing authority and process has not changed), and (3) reflect current standards of care and strengthen quality and safety protocols.

This chapter is intended to maximize safety and quality of perinatal care services (services before, during, and after birth) in a non-hospital, non-residential setting. Revisions will support the opening of freestanding birth centers (there currently are none in operation) which would improve access to perinatal services for pregnant birthing persons.

**Proposed Regulations**

**DLS Control No. 25-069**

**Maryland Department of Health: Mental Hygiene Regulations:**

**Use of Quiet Room and Use of Restraint:**

COMAR 10.21.12.01 – .03, .05, .06, .08 – .10, .12, and .14

**Use of Quiet Room and Use of Seclusion:** COMAR 10.21.13.01 – .08, .10, and .12

According to the department, the purpose of this action is to guide the development of facility-based and community-based behavioral health emergency protocols for the utilization of restraint, seclusion, and quiet room. The updated regulations will: (1) reflect current Maryland law, (2) delete obsolete terminology, (3) address concerns brought forth by the disability advocacy community, (4) align with regulations from the Centers for Medicare and Medicaid Services where appropriate, and (5) reflect current quality and safety standards of care.

These revisions will eliminate vague language, clarify existing regulatory language, and direct the use of restraint and seclusion only in an emergency. Further, by guiding the development of facility-based and community-based behavioral health emergency protocols involving the use of restraint and seclusion, these revisions will have enhanced safety implications for patients and staff.

**Proposed Regulations**

**DLS Control No. 25-070**

**Maryland Department of Health: Board of Dietetic Practice:**

**Licensure:** COMAR 10.56.01.02 – .04, .06, and .08 – .12

According to the department, the purpose of this action is to (1) update certain definitions, (2) Make updates pursuant to Ch. 961, Acts of 2024, (3) update and clarify academic requirements, (4) Clarify ineligibility or denial of license applications, (5) add language for license renewal, reinstatement, and inactive status, (6) update requirement for changes in mailing address, legal name, or email address, and (7) make other revisions or technical corrections as needed.

**Proposed Regulations**

**DLS Control No. 25-071**

**Maryland Department of Health: Board of Nursing:**

**Delegation of Nursing Functions:** COMAR 10.27.11.01

**Rehabilitation Committee:** COMAR 10.27.13.01 – .03

**Sanctioning Guidelines:** COMAR 10.27.26.02

**Board of Nursing - Certified Nursing Assistants: [Medication Technicians – Vacant] Certified Dialysis Technicians:** COMAR 10.39.06.01 – .15

**Certified Nursing Assistants/Certified Medication Technicians (CNA/CMT) - Code of Ethics:** COMAR 10.39.07.01

According to the department, the purpose of this action is to provide regulatory guidance for dialysis technicians certified in Maryland, pursuant to HB 218, Dialysis Technicians, 2022 Chapter 681.

**Proposed Regulation**

**DLS Control No. 25-072**

**Maryland Department of Health: Medical Care Programs:**

**Home Care for Disabled Children Under a Model Waiver:** COMAR 10.09.27.06

According to the department, the purpose of this action is to implement an 8% increase for Model Waiver services for Fiscal Year 2024 in accordance with Fiscal Year 2024 Budget and Senate Bill 555/House Bill 549, Fair Wage Act of 2023, and a 3 percent increase for Model Waiver services in accordance with the Fiscal Year 2025 Budget.

**Proposed Regulation**

**DLS Control No. 25-073**

**Maryland Department of Health: Medical Care Programs:**

**Hospital Services:** COMAR 10.09.06.09

According to the department, the purpose of this action is to (1) implement an 8% provider reimbursement rate increase of effective January 1, 2024 pursuant to the Fiscal Year 2024 Budget and Senate Bill 555/House Bill 549, Fair Wage Act of 2023 and (2) implement a 3% provider reimbursement rate increase, effective July 1, 2024, pursuant to the Fiscal Year 2025 Budget.

**Proposed Regulation**

**DLS Control No. 25-074**

**Maryland Department of Health: Medical Care Programs:**

**Health Homes:** COMAR 10.09.33.09

According to the department, the purpose of this action is to (1) implement an 8% provider reimbursement rate increase effective on January 1, 2024 pursuant to the Fiscal Year 2024 Budget and Senate Bill 555/House Bill 549, Fair Wage Act of 2023 and (2) implement a 3% provider reimbursement rate increase, effective July 1, 2025, pursuant to the Fiscal Year 2025 Budget.

**Proposed Regulations**

**DLS Control No. 25-075**

**Maryland Department of Health: Medical Care Programs:**

**Dental Services:** COMAR 10.09.05.01 – .05, .07, and .10

According to the department, the purpose of this action is to (1) update and add new definitions to align with current policy, (2) update covered services to include the adult benefit package, (3) remove limitations on prefabricated zirconia crowns, (4) remove duplicative appeal language under appeal procedures, (5) clarify guidelines between mobile dental units and mobile dental practice, and (6) clarify license requirements for mobile dental units and mobile dental practices.

**Labor, Maryland Department of**

**Proposed Regulations**

**DLS Control No. 24-195**

**Maryland Department of Labor: Division of Labor and Industry:**

**Amusement Attractions — General Provisions:**

COMAR 09.12.61.01, .02, .07, and .08

According to the department, these regulations incorporate by reference the American Society for Testing and Materials, F2970–2022 Trampolines, Trampoline Courts/Trampoline Parks Standards and amend related regulations to includes references to the standards.

**Proposed Regulations**

**DLS Control No. 25-019**

**Maryland Department of Labor: State Athletic Commission:**

**Muay Thai Regulations----Professional:** COMAR 09.14.18.01 – .12

According to the department, the purpose of this action is to add Muay Thai as new combative sport under the regulation of the Maryland State Athletic Commission.

**Proposed Regulations**

**DLS Control No. 25-021**

**Maryland Department of Labor: Board of Cosmetologists:**

**General Regulations:** COMAR 09.22.01.04 and .15

**Beauty Salons:** COMAR 09.22.02.03 and .05

According to the department, the purpose of this action is to implement the expanded definition of esthetic services enacted by the General Assembly in SB1044 in April 2024 by defining specific esthetic services authorized by the legislation.

**Proposed Regulations**

**DLS Control No. 25-029**

**Maryland Department of Labor: Home Improvement Commission:**

**General Regulations:** COMAR 09.08.01.04 and .19

**Claims Against the Home Improvement Guaranty Fund:**

COMAR 09.08.03.02 and .03

**Civil Citations:** COMAR 09.08.06.02

According to the department, the purpose of this action is to make the Home Improvement Commission's regulations consistent with statutory amendments, formalize existing policy, clarify ambiguities, and improve procedures.

**Proposed Regulations**

**DLS Control No. 25-030**

**Maryland Department of Labor:**

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

**Minimum Standards of Practice:** COMAR 09.36.07.01 – .13

According to the department, the purpose of this action is to amend Regulations .01-.13 under COMAR 09.36.07.

**Proposed Regulations**

**DLS Control No. 25-036**

**Maryland Department of Labor: Board of Professional Land Surveyors:**

**Minimum Standards of Practice:** COMAR 09.13.06.07, .09, and .12

According to the department, the purpose of this action is to alleviate confusion consumers sometimes face when seeing documents sealed by a professional land surveyor. For example, a professional land surveyor's seal currently requires an Expiration date. The seal must now say "License Expiration date." In the past, consumers had believed the expiration date referred to the documents expiring, rather than the professional land surveyor's license. The proposed amendments also clarify which documents must be stamped and sealed.

**Proposed Regulation**

**DLS Control No. 25-039**

**Maryland Department of Labor: State Athletic Commission:**

**Safety and Health Standards for Contestants:** COMAR 09.14.04.13

According to the department, the purpose of this action is to allow promoters to have access to a wider number of fighters by allowing the Commission to accept bloodwork that was drawn within ninety (90) days. This would reduce the number of times a fighter would have to have bloodwork taken in a calendar year. Additionally, in the United States, out of the 37 Athletic Commissions that perform blood tests, 32 have regulations that permit bloodwork to remain valid for longer than the 30-day period mandated by the MSAC. Finally, per the CDC, due to the length

of the incubation processes for Hepatitis B, Hepatitis C, and HIV, a positive result for the three infectious diseases can be detected for up to 90 days after exposure.

**Proposed Regulation**

**DLS Control No. 25-041**

**Maryland Department of Labor: Board of Master Electricians:  
Continuing Education: COMAR 09.09.02.02**

According to the department, the purpose of this action is to amend and update the editions of the National Electrical Code ("NEC") and National Fire Protection Association standards ("NFPA").

**Proposed Regulations**

**DLS Control No. 25-043**

**Maryland Department of Labor: Workforce Development and Adult Learning:  
Alternate Ways to Earn a High School Diploma: COMAR 09.37.01.01 – .19**

According to the department, the purpose of this action is to update the Maryland Department of Labor that outline the administration of the high school by examination program, one of the alternative pathways to a High School Diploma (HSD) in Maryland. The updates to these regulations will: (1) replace "GED® Exam" with "High School Equivalency (HSE) Test", (2) allow students to take all sections of the High School Equivalency Exam in any foreign language in which it is available, (3) include "online as permitted by the Department" as a way the HSE Test can be given, (4) allow the Department to retain all passing HSE Test scores in perpetuity, (5) give the Secretary authority to determine how and for how long passing scores on previous series of tests can be applied, (6) replace "testing center" with "test" to clarify that the same procedures apply for both online and in person tests, (7) add a definition that clarifies the "Testing Service" is the contractor awarded to provide the nationally recognized HSE Test, (8) correct a reference to Maryland's compulsory school age law by clarifying that participants must only provide proof of school withdrawal only if they are younger than 18 years of age, (9) include additional ID options for students taking the test, (10) add "legally verifiable name change" as a reason to alter a student's record, and (11) additional formatting and grammar updates.

**Proposed Regulation**

**DLS Control No. 25-044**

**Maryland Department of Labor: Commissioner of Financial Regulation:  
Mortgage Loan Originators: COMAR 09.03.09.06**

According to the department, the purpose of this action is to increase the Mortgage Loan Originator license and renewal fees on mortgage lending institutions. This will reduce the amount the Office of Financial Regulation needs to obtain via assessment as a result of the Legislature's adoption of Ch. 567 (H.B. 686), Acts of 2023.

**Proposed Regulations**

**DLS Control No. 25-046**

**Maryland Department of Labor: Households Goods Movers:**

**General Regulations: COMAR 09.30.01.01 – .10**

According to the department, the purpose of this action is to establish by regulation application requirements for a Household Goods Mover registration, the fee therefore, and generally relating to the administration of the Household Goods Movers Registration program.

**Higher Education Commission, Maryland**

**Proposed Regulation**

**DLS Control No. 25-065**

**Maryland Higher Education Commission: Academic Regulations:**

**Requirements for Authorization of Out-of-State Degree-Granting Institutions to Operate in Maryland: COMAR 13B.02.01.07**

According to the commission, the purpose of this action is to allow an out-of-State institution to provide a justification for why a proposed program should be offered at its Maryland campus when that or a similar program is not offered at its main or primary campus.

**Proposed Regulation**

**DLS Control No. 25-066**

**Maryland Higher Education Commission: Financial Aid:**

**Teaching Fellows for Maryland Scholarship Program: COMAR 13B.08.22.02**

According to the commission, the purpose of this action is to change the definitions of full-time and part-time for this scholarship so as to expand eligibility.

**Institute for Emergency Medical Services Systems, Maryland**

**Proposed Regulations**

**DLS Control No. 25-010**

**Maryland Institute for Emergency Medical Services Systems: General:**

**Definitions: COMAR 30.01.01.02**

**Emergency Medical Services Providers: Definitions: COMAR 30.02.01.01**

**Licensure and Certification: COMAR 30.02.02.02 – .09**

According to the institute, the purpose of this action is to update Maryland's EMS clinician licensure and certification process to reflect best practices and to make the initial and renewal application processes clearer and more concise for the clinicians and provide MIEMESS with a better ability to regulate.



**Proposed Regulation**

**DLS Control No. 25-040**

**Maryland Institute for Emergency Medical Services Systems:**

**Commercial Ambulance Services:**

**Eligibility, Application, and License Renewal: COMAR 30.09.04.08**

According to the institute, the purpose of this action is to extend the waiver that allows a non-EMS licensed or certified individual to drive a commercial ambulance to include advanced life support ambulances, in order to expand the pool of individuals that can drive a licensed commercial ambulance; to ensure that MIEMSS can limit the use of a driver that poses a threat to the health and safety of the public; to expand the ambulance equipment waiver to include commercial ambulance types that came into existence after the initial waiver regulation; and to make minor, non-substantive corrective changes.

**Proposed Regulations**

**DLS Control No. 25-042**

**Maryland Institute for Emergency Medical Services Systems:**

**Designation of Trauma and Specialty Referral Centers:**

**Trauma Center Designation and Verification Standards: COMAR 30.08.05.03**

**Adult and Pediatric Burn Center Standards: COMAR 30.08.06.01**

**Pediatric Trauma Center Standards: COMAR 30.08.08.02**

**Neurotrauma Center Standards: COMAR 30.08.10.01**

**Designated Primary Stroke Center Standards: COMAR 30.08.11.01**

**Perinatal and Neonatal Referral Center Standards: COMAR 30.08.12.03**

**Hand and Upper Extremity Trauma Center Standards: COMAR 30.08.14.02**

**Designated Acute Stroke Ready Center: COMAR 30.08.18.01**

According to the institute, the purpose of this action is to expand the acceptable hospital accrediting organizations to align with current federal and State practice.

**Proposed Regulation**

**DLS Control No. 25-076**

**Maryland Institute for Emergency Medical Services Systems:**

**Emergency Medical Services Communications System:**

**Helicopter Communications: COMAR 30.07.01.01**

According to the institute, the purpose of this action is to update the communication requirements for helicopters responding to an incident or transporting a patient to a hospital in order to reflect the modernization of the radio systems currently used and being installed throughout Maryland.

**Insurance Administration, Maryland**

**Proposed Regulations**

**DLS Control No. 25-018**

**Maryland Insurance Administration: Insurers:**

**Title Insurers:** COMAR 31.04.22.03 and .08

According to the administration, the purpose of this action is to amend COMAR 31.04.22 Title Insurers to conform to the 2022 Maryland Laws Ch. 701 (S.B. 293) that became effective on October 1, 2022 and replacing the remaining references to "on-site review" with "annual review".

**Proposed Regulations**

**DLS Control No. 25-063**

**Maryland Insurance Administration: Health Insurance - General:**

**Mental Health Benefits and Substance Use Disorder Benefits – Reports on**

**Nonquantitative Treatment Limitations and Data:** COMAR 31.10.51.03 – .08

According to the administration, the purpose of this action is to amend COMAR 31.10.51 Mental Health Benefits and Substance Use Disorder Benefits — Reports on Nonquantitative Treatment Limitations and Data to conform to recent changes to corresponding federal regulations under 45 C.F.R. § 146.136, and to implement amendments made to Insurance Article, § 15-144, Annotated Code of Maryland during the 2024 General Assembly legislative session. Chapter 234 (H.B. 1074) modified the nonquantitative treatment limitation reporting requirements, necessitating certain revisions to the uniform definitions and methodologies for the reporting requirements currently described in COMAR 31.10.51.

**Public Service Commission**

**Proposed Regulations**

**DLS Control No. 25-007**

**Public Service Commission: Competitive Electricity Supply:**

**Residential Customer Protection:** COMAR 20.53.07.07 and .15

According to the commission, the regulations establish requirements regarding the supply of electricity marketed as green power, including notification, application, and price setting requirements.

**Proposed Regulations**

**DLS Control No. 25-008**

**Public Service Commission: Renewable Energy Portfolio Standard Program:**

**General:** COMAR 20.61.01.07

**Consumer Protection, Reporting, and Enforcement:** COMAR 20.61.04.01 and .02

According to the commission, the purpose of this action is to implement the provisions of Chapter 537 of the Acts of 2024 which limits the type of renewable energy credits that can be marketed to residential customers.

**Proposed Regulation**

**DLS Control No. 25-009**

**Public Service Commission: Competitive Gas Supply:**

**Residential Customer Protection:** COMAR 20.59.07.07

According to the commission, the purpose of this action is to revise COMAR to be consistent with the provisions of Chapter 537 of the Acts of 2024 which allow the Commission to regulate retail energy rates.

**Proposed Regulations**

**DLS Control No. 25-025**

**Public Service Commission: Terminations of Services:**

**General Regulations:** COMAR 20.31.01.02

**Restrictions on Terminations:** COMAR 20.31.03.04

According to the commission, the purpose of this action is to increase the time period when residential electric or gas utility customers are restricted from termination practices by the utility during summer extreme weather periods. The previous COMAR language defining a “summer extreme weather period” restricted termination practices if the air temperature during a 3-day forecast period is expected to be 95 degrees Fahrenheit or above. The changes to this COMAR language include the consideration of “heat index” temperatures and direct that during a “summer extreme weather period” restricted termination practices will occur if the air temperature or heat index temperature during a 3-day forecast period are expected to be 95 degrees Fahrenheit or above.

**Proposed Regulation**

**DLS Control No. 25-047**

**Public Service Commission: Service Supplied by Electric Companies:**

**Engineering:** COMAR 20.50.02.02

According to the commission, the purpose of this action is to add acceptable standards needed to certify equipment needed to implement vehicle-to-grid requirements in Chapter 09 Small Generator Facility Interconnection Standards of this subtitle.

**Proposed Regulations**

**DLS Control No. 25-048**

**Public Service Commission: Service Supplied by Electric Companies:**

**Small Generator Interconnection Standards: COMAR 20.50.09.02, .06, and .14**

According to the commission, the purpose of this action is to (1) add definitions to COMAR 20.50.09.02 that are needed to implement the requirements in Regulation .06 General Requirements and Regulation .14 Record Retention and Reporting Requirements, (2) exclude community solar projects from the interconnection deadline required for the completion of small generator projects under COMAR 20.50.09.06, (3) provide system certification standards and pathways to certification for vehicle-to-grid (V2G) systems under COMAR 20.50.09.06, (4) treat V2G systems similar to energy storage devices for interconnection purposes under COMAR 20.50.09.06, (5) set appropriate requirements for V2G systems to operate as managed charging (V1G) systems under COMAR 20.50.09.06, and (6) establish annual reporting requirements for V2G systems under COMAR 20.50.09.14.

**Proposed Regulations**

**DLS Control No. 25-060**

**Public Service Commission: Service Supplied by Electric Companies:**

**Maryland Energy Storage Program: COMAR 20.50.14.01 – .13**

According to the commission, the purpose of this action is to (1) describe the conditions required and the standard that are applicable for energy storage devices under COMAR 20.50.14.01, (2) add definitions needed to implement the requirements of this chapter under COMAR 20.50.14.02, (3) incorporate an IBR document under COMAR 20.50.14.03, (4) set requirements for program administration, including the following: (a) the proposal and setting of targets, (b) counting of energy storage devices for enrollment and registration, (c) requirements for energy storage devices supplying grid services, (d) conditions under which pre-existing energy storage devices may participate in the Maryland Energy Storage Program, (e) General Maryland Energy Storage Program administration, and (f) the handling of complaints under COMAR 20.50.14.04, (5) set requirements for the enrollment and registration of electric company owned front-of-the meter energy storage devices in the Maryland Energy Storage Program under COMAR 20.50.14.05, (6) set requirements for the enrollment and registration of behind-the-meter energy storage devices in the Maryland Energy Storage Program under COMAR 20.50.14.06, (7) set requirements for the enrollment and registration of non-electric company owned front-of-the-meter energy storage devices in the Maryland Energy Storage Program under COMAR 20.50.14.07, (8) describe exemptions from this chapter and set general requirements for the request of waivers to specific requirements in this chapter under COMAR 20.50.14.08, (9) set stakeholder engagement and participation requirements for front-of-the-meter energy storage devices seeking to enroll and register in the Maryland Energy Storage Program under COMAR 20.50.14.09, (10) set safety, siting, and environmental requirements for front-of-the-meter energy storage devices seeking to enroll and register in the Maryland Energy Storage Program under COMAR 20.50.14.10, (11) set requirements for state agency review of energy storage device applications under COMAR 20.50.14.11, (12) set requirements for Public Service Commission approvals for front-of-the-meter energy storage devices in the Maryland Energy

Storage Program under COMAR 20.50.14.12, and (13) set requirements for annual reporting of energy storage device enrollments and registrations and assessments of initiatives within the Maryland Energy Storage Program under COMAR 20.50.14.13.

### **Education, State Board of**

#### **Proposed Regulation**

**DLS Control No. 25-037**

**State Board of Education: School Personnel:**

**Programs for Professionally Certified Personnel: COMAR 13A.07.06.03**

According to the board, the purpose of this action is to ensure educator preparation programs align with the most updated national standards.

#### **Proposed Regulations**

**DLS Control No. 25-051**

**State Board of Education: School Personnel:**

**Comprehensive Teacher Induction Program: COMAR 13A.07.01.01 – .09**

According to the board, the purpose of this action is to define the requirements for Maryland teacher induction programs, including program implementation, mentorship, and evaluation and reporting.

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

#### **Proposed Regulations**

**DLS Control No. 25-057**

**State Retirement and Pension System: General Regulations:**

**Proof of Date of Birth: COMAR 22.01.05.02**

**Enrollment in the State System: COMAR 22.01.12.01 – .04**

According to the State Retirement Agency, the purpose of this action is to clarify and update the provisions in COMAR 22.01.05 that address the forms of "proof of birth" that the Maryland State Retirement Agency may accept from its members, retirees, and beneficiaries. Additionally, these proposed regulations make technical and clarifying changes to COMAR 22.01.12, including: (1) providing the documents the Agency will need to receive if a member chooses not to participate in the Maryland State Retirement and Pension System and (2) allowing for the Executive Director of the Agency to waive penalties that are imposed on a participating employer of the System for the failure to enroll a member, if the failure is satisfactorily addressed by the member's employer.