



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: September 2, 2025

Re: **Synopses of Regulations received from 8/18/2025 through 9/1/2025**

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
Matthew Jackson

Environment, Department of the

Proposed Regulations

DLS Control No. 25-187

Department of the Environment: Air Quality:

Maryland Heating Fuel Provider Reporting Program: COMAR 26.11.44.01 – .06

According to the department, according to the department, the purpose of this action is to create new Regulations .01 – .06 under new COMAR Chapter 44 titled Maryland Heating Fuel Provider Reporting Program. This Chapter establishes reporting requirements for heating fuel providers of the amount of heating fuel delivered for final sale or consumption in Maryland. This reporting program, which is for data collection only, is a critical component of the Maryland Department of the Environment's (MDE or the Department) ongoing efforts to quantify and reduce greenhouse gas (GHG) emissions as required by the Climate Solutions Now Act of 2022. It will also serve to improve and refine data used to support the Department's triennial Statewide GHG Emissions Inventory.

Proposed Regulation

DLS Control No. 25-188

Department of the Environment: Air Quality:

Advanced Clean Trucks Program: COMAR 26.11.43.02

According to the department, according to the department, the purpose of this action is to adjust language which clarifies compliance determinations and sales reporting requirements for vehicle manufacturers and add an additional certification pathway for medium-duty zero-emission vehicles. This will result in increased time for manufacturers to make up deficits and prevent earned credits from being double counted under both the Advanced Clean Cars II and Advanced Clean Trucks rule. This action is being taken in accordance with the Clean Air Act, 42 U.S.C. § 7507, requiring Maryland to maintain consistency with amendments made by California to that state's Advanced Clean Trucks regulation, which was adopted and incorporated by reference into Maryland law. However, MDE acknowledges that the waiver granted to California by the EPA to establish its Advanced Clean Truck emission standards was reviewed as a final agency action under the Congressional Review Act, and a resolution disapproving the waiver was signed by the President on June 12, 2025. The validity of that action was timely challenged and is currently in active litigation (State of California, et al. v. United States, et al., Case No. 3:25-cv-04966 (N.D.Ca.)). Notwithstanding these amendments, which provide additional compliance flexibilities to vehicle manufacturers consistent with California's program, MDE explicitly acknowledges the purported waiver rescission. In recognition of that action and Executive Order 01.01.2025.10 issued by Governor Moore, MDE will not enforce any aspect of its Advanced Clean Trucks Program unless and until a resolution of the waiver litigation, Case No. 3:25-cv-04966 (N.D.Ca.), results in a legally recognized reinstatement of California's waiver. If such reinstatement occurs, the Advanced Clean Trucks Program will be submitted to the U.S. Environmental Protection Agency (EPA) for approval as part of Maryland's State Implementation Plan (SIP).

Transportation, Department of

Proposed Regulations

DLS Control No. 25-190

Department of Transportation:

Motor Vehicle Administration — Vehicle Registration:

Registration Transfer: COMAR 11.15.11.02 – .04

According to the department, according to the department, the purpose of this action is to allow the transfer of registration plates between vehicle classes A, E, and M and establish guidelines for the transfer of Registration plates for a surviving spouse.

Labor, Maryland Department of

Proposed Regulation

DLS Control No. 25-189

Maryland Department of Labor: Racing Commission:

Thoroughbred Rules: COMAR 09.10.01.07

According to the department, according to the department, the purpose of this action is to make the claiming rule more modern and in line with surrounding racing jurisdictions.