



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 12, 2025

**Re:** **Synopses of Regulations received from 9/2/2025 through 9/11/2025**

---

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

**Natural Resources, Department of**

**Proposed Regulations**

**DLS Control No. 25-191**

**Department of Natural Resources: Office of the Secretary:**

**Coast Smart Council: COMAR 08.01.11.01 – .07**

According to the department, the purpose of this action is to establish the applicability of and process for complying with the Coast Smart Construction Program requirements and define essential terms used throughout the program. This regulation would require the use of the screening form for all eligible projects to assess overall project coastal flood resilience and the use of the map to determine project eligibility. Both items are currently utilized as part of the program but not required in statute. Waivers and exemptions are processes both enabled in statute, but this regulation establishes definitions as well as the process and justifications for granting them. The final part of the regulation establishes reporting requirements for the program and supporting documents.

The enabling statute of the Coast Smart Council charges the Council with establishing standards and processes. These standards and processes are laid out in the Coast Smart Construction Program Document but will be further clarified with the adoption of these regulations to spell out applicability, definitions, processes, and expectations for projects that are required to comply.

**Proposed Regulations**

**DLS Control No. 25-207**

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

**Fish: COMAR 08.02.05.23, .26, and .27**

**Sharks: COMAR 08.02.22.02 and .03**

According to the department, the purpose of this action is to (1) remove the State reporting and tagging requirements for bluefin tuna, white marlin, blue marlin, roundscale spearfish, sailfish, swordfish, and sharks; (2) transition the reporting of highly migratory species to a federal reporting program; and (3) update the creel limit for oceanic whitetip and shortfin mako sharks.

The proposed changes, (1) provide consistency with NOAA Fisheries requirements for HMS permit holders; (2) provide consistency with neighboring states; (3) remove duplicate reporting requirements, (4) comply with the Atlantic States Marine Fisheries Commission's requirements for sharks; and (5) are expected to improve compliance because anglers will have electronic reporting options.

**Maryland Department of Health**

**Proposed Regulations**

**DLS Control No. 25-197**

**Maryland Department of Health: Food:**

**Food and Drink Processing and Transportation: COMAR 10.15.04.15 and .16**

According to the department, the purpose of this action is to raise the limit on sales of covered products of On-Farm Home Food Plant license-holders, while simultaneously excluding certain products from contributing to the cap. The proposal also clarifies that a valid Mobile Farmers Market Unit license allows activities authorized by the license without requiring additional licenses or permits from a local health department.

**Proposed Regulations**

**DLS Control No. 25-198**

**Maryland Department of Health:**

**Board of Examiners of Nursing Home Administrators:**

**General Regulations: COMAR 10.33.01.01 – .29**

**Licensing of Nursing Home Administrators: COMAR 10.33.02.01 – .14**

**Licensing of Assisted Living Managers: COMAR 10.33.03.01 – .10**

**Continuing Education Requirements: COMAR 10.33.04.01 and .02**

**Fees: COMAR 10.33.05.01 and .02**

**Code of Ethics: COMAR 10.33.06.01 and .02**

**Sanctions and Disciplinary Proceedings: COMAR 10.33.07.01 – .13**

**Compelling Purpose Disclosure: COMAR 10.33.08.01 and .02**

According to the department, the purpose of this action is to (1) amend the Board name to Board of Long-Term Care Administrators pursuant to Chs. 689 and 690, Acts of 2022; (2) add new regulations to license assisted living managers in the State pursuant to Chs. 689 and 690, Acts of 2022; and (3) reorganize and add clarifying language to regulations for nursing home administrators.

**Proposed Regulations**

**DLS Control No. 25-200**

**Maryland Department of Health: Board of Physicians:**

**Delegation of Duties by a Licensed Physician-Physician Assistant:**

**COMAR 10.32.03.01 – .18**

According to the department, the purpose of this action is to update current regulations to reflect the changes to state law governing the practice of physician assistants with the passage of the Physician Assistant Modernization Act of 2024 (HB 806 & SB 167).

**Proposed Regulations**

**DLS Control No. 25-201**

**Maryland Department of Health: Drugs:**

**Emergency Use Auto-Injectable Epinephrine Program [at Institutions of Higher Education]:** COMAR 10.13.04.02 and .03

**Housing:**

**Health and Medication Requirements for Youth Camps:**

COMAR 10.16.07.02, .06, and .15

According to the department, the purpose of this action is to adopt regulations altering the defined term “auto-injectable epinephrine” to be “emergency use epinephrine” to include non-needle epinephrine delivery products approved by the Food and Drug Administration (FDA) for youth camps and eligible institutions of higher education pursuant to HB 420 and SB 459 (2025).

**Proposed Regulation**

**DLS Control No. 25-202**

**Maryland Department of Health: Food:**

**Production, Processing, Transportation, Storage, and Distribution of Grade A Milk:**  
COMAR 10.15.06.03

According to the department, the purpose of this action is to update the Incorporation by Reference regulation governing milk intended for human consumption. This action updates the incorporation of the US Food and Drug Administration’s “Pasteurized Milk Ordinance” from the previous 2019 iteration to the most recent 2023 iteration, released in February 2025.

**Proposed Regulation**

**DLS Control No. 25-203**

**Maryland Department of Health: Food:**

**Shellfish Sanitation:** COMAR 10.15.07.01

According to the department, the purpose of this action is to update the incorporated document produced by the U.S. Food and Drug Administration, the National Shellfish Sanitation Program Guide for Control of Molluscan Shellfish, to the most recent 2023 revision.

**Proposed Regulations**

**DLS Control No. 25-204**

**Maryland Department of Health: Food:**

**Automatic External Defibrillators at Grocery Stores and Restaurants:**  
COMAR 10.15.13.01 – .06

According to the department, the purpose of this action is to establish regulations for the installation, maintenance, and inspection of automated external defibrillators in certain grocery stores and restaurants.

**Proposed Regulation**

**DLS Control No. 25-205**

**Maryland Department of Health:**

**Human Immunodeficiency Virus (HIV) Infection and Acquired Immunodeficiency Syndrome (AIDS):**

**Maryland AIDS Drug Assistance Program: Services: COMAR 10.18.06.02**

According to the department, the purpose of this action is to update COMAR 10.18.06.02 which establishes the license requirements for pharmacy and provider participation in the Maryland AIDS Drug Assistance Program (MADAP). The amendments to COMAR 10.18.06.02 will remove the reference to COMAR 10.09.03.02 and create new license requirements. This proposal will ensure MADAP is in compliance with their program requirements. Additionally, amendments acknowledge expanded medical care options, and enhance treatment opportunities for program participants, thus reducing potential barriers to care.

**Proposed Regulations**

**DLS Control No. 25-206**

**Maryland Department of Health: Board of Physicians:**

**Licensure of Athletic Trainers: COMAR 10.32.08.01, .02, .05, .06, and .12**

According to the department, the purpose of this action is to grant licensed Athletic Trainers the ability to practice dry needling as a specialized task, as long as they have met the necessary requirements in accordance with SB 232 – Health Occupations – Licensed Athletic Trainers – Dry Needling Approval (2023).

**Labor, Maryland Department of**

**Proposed Regulations**

**DLS Control No. 25-192**

**Maryland Department of Labor: Family and Medical Leave Insurance Program:**

**General Provisions: COMAR 09.42.01.01 – .03**

According to the department, the purpose of this action is to define terms for use throughout the entire subtitle, establish the Division, and outline required templates and forms.

**Proposed Regulations**

**DLS Control No. 25-193**

**Maryland Department of Labor: Family and Medical Leave Insurance Program:**

**Contributions: COMAR 09.42.02.01 – .10**

According to the department, the purpose of this action is to define and detail the contribution requirements, due dates, and related filings of employers and employees in the State.

**Proposed Regulations**

**DLS Control No. 25-194**

**Maryland Department of Labor: Family and Medical Leave Insurance Program:  
Equivalent-Private Insurance Plan: COMAR 09.42.03.01 – .10**

According to the department, the purpose of this action is to detail the requirements and procedures for private commercially and self insured insurance plans that offer equivalent or better benefits than the State plan, including temporary provisions applicable to the beginning of the program.

**Proposed Regulations**

**DLS Control No. 25-195**

**Maryland Department of Labor: Family and Medical Leave Insurance Program:  
Claims: COMAR 09.42.04.01 – .12**

According to the department, the purpose of this action is to detail the procedures applicable to the State plan and self and commercially insured private plans for claim submittal, review, and decision.

**Proposed Regulations**

**DLS Control No. 25-196**

**Maryland Department of Labor: Family and Medical Leave Insurance Program:  
Dispute Resolution: COMAR 09.42.05.01 – .05**

According to the department, the purpose of this action is to establish the dispute resolution processes for the FAMILI program. It details how disputes will be handled for determinations issued by the Division as well as private providers. These regulations also provide processes for employers to dispute assessed liabilities.

**Proposed Regulations**

**DLS Control No. 25-199**

**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.