



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:** March 13, 2026

**Re:** **Synopses of Regulations received from 2/13/2026 through 3/12/2026**

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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  
Michelle Firmin  
Erin Hopwood

**Budget and Management, Department of**

**Proposed Regulation**

**DLS Control No. 26-038**

**Department of Budget and Management: Personnel Services and Benefits:**

**Recruitment, Examinations, Selections, and Employment: COMAR 17.04.03.22**

According to the department, the purpose of this action is to comply with Annotated Code of Maryland, State Personnel and Pensions Article §7-201.1 Expedited Hiring Program.

**Natural Resources, Department of**

**Proposed Regulations**

**DLS Control No. 26-025**

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

**Chesapeake Forest Lands: COMAR 08.01.07.10**

**Forest and Parks:**

**State Forests: COMAR 08.07.01.25**

**Use of State Parks: COMAR 08.07.06.25**

According to the department, the purpose of this action is to provide clear guidelines for the use of bicycles and electric bicycles on Department lands. The proposal is designed to accomplish three goals: define where bicycles and Class 1 electric bicycles are permitted, including specific trails, roads, and areas; establish criteria for restricting access to certain trails or areas based on environmental, safety, or user conflict concerns; and provide operational rules for users.

The Department published its initial proposal on August 22, 2025. After considering public comments, particularly regarding the speed and safety of electric bicycles, the Department determined that substantive changes were necessary. These repropoed regulations allow the use of only Class 1 electric bicycles on Department lands and make other minor clarifications in response to public comments.

**Proposed Regulations**

**DLS Control No. 26-033**

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

**Fishing in Nontidal Waters: COMAR 08.02.11.04**

**Yellow Perch: COMAR 08.02.21.02**

According to the department, the purpose of this action is to reduce the recreational catch limit and clarify rules for yellow perch. The proposed action reduces the daily catch and possession limit of yellow perch from ten fish to five fish per person in all tidal waters and in streams and rivers in nontidal waters. Since yellow perch can move freely between nontidal and tidal streams

and rivers, the limits in those areas need to be the same. The proposed action does not modify the limits for nontidal lakes and ponds. The proposed action clarifies the separation of tidal and nontidal limits by referencing the appropriate section of COMAR rather than repeating rules.

### **Maryland Department of Health**

#### **Proposed Regulation**

**DLS Control No. 26-022**

**Maryland Department of Health: Maryland Health Care Commission:**

**Maryland Trauma Physician Services Fund: COMAR 10.25.10.07**

According to the department, the purpose of this action is to propose amendments to COMAR 10.25.10.07 Payments for Uncompensated Care Patients, which specify the information that health care practitioners must submit to the Commission to receive reimbursement from the Maryland Trauma Physicians Fund for uncompensated care. This action makes a technical correction to update outdated references to ICD-9 codes in the regulation. When ICD-10 CM codes were released, these codes were transitioned from the 800-960 code set in ICD-9 to S and T diagnosis codes, with modifiers in the V, W, X, Y, and Z series to denote cause of external injury in ICD-10. The regulations also reference "E" (800-960) codes, which were used to denote causes of external injury in ICD-9 but now refer to Endocrine, Nutritional, and Metabolic conditions in ICD-10. Lastly, the existing regulation includes an outdated reference to CPT modifiers, which should instead refer to U1 modifiers based on current CMS and Maryland Medicaid guidance.

#### **Proposed Regulation**

**DLS Control No. 26-027**

**Maryland Department of Health: Maryland Health Care Commission:**

**User Fee Assessment on Payers, Hospitals, and Nursing Homes:**

**COMAR 10.25.03.02**

According to the department, the purpose of this action is to incorporate the apportioned percentages of each industry. As these percentages will not change, the only change will be to the dates of inclusion of these percentages. These regulations change every four years as the User Fee Report, required by Ch.565 (S.B. 786), Acts of 2001, compels the Commission to complete a study showing the expenditures incurred by the Commission and who benefits by the work. This action reflects the necessary scheduled update to the dates reflected in the regulations.

#### **Proposed Regulation**

**DLS Control No. 26-036**

**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 which is incorporated by reference in the chapter.

**Proposed Regulations**

**DLS Control No. 26-039**

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

**Nursing Facility Services:** COMAR 10.09.10.01, .07, .08, .13, and .15

According to the department, the purpose of this action is to (1) update language throughout the chapter, replacing references to “resource utilization group (RUG)” with “patient-driven payment model (PDPM)”; (2) describe the phased-in implementation of the patient-driven payment model-based case mix index rate for nursing facility services; (3) add language to disqualify nursing facility providers from pay-for-performance eligibility for failure to make timely quality assessment payments (4) update the budget adjustment factor for FY 2026; and (5) extend the sunset date for the Interim Working Capital Fund for one year.

**Labor, Maryland Department of**

**Emergency Regulation**

**DLS Control No. 26-035**

**Maryland Department of Labor:**

**Commission of Real Estate Appraisers, Appraisal Management Companies, and**

**Home Inspectors -- Real Estate Appraisers:**

**Educational Requirements:** COMAR 09.19.02.04

According to the department, the Maryland Commission of Real Estate Appraisers, Appraisal Management Companies, and Home Inspectors is required to comply with mandates of the Appraisal Qualifications Board, the federal agency with oversight of all state real estate appraisal licensing programs, which recently revised real estate appraiser continuing education requirements which become effective on January 1, 2026.

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

**Proposed Regulation**

**DLS Control No. 26-026**

**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 relevant incorporated documents to the most recent edition.

**Insurance Administration, Maryland**

**Proposed Regulations**

**DLS Control No. 26-030**

**Maryland Insurance Administration: Insurance Producers and Other Insurance Professionals:**

**License Application Procedures: COMAR 31.03.20.01 – .03**

According to the administration, the purpose of this action is to solidify some practices/rules for insurance related professional license applications. Specifically, the regulation lays out the expiration of passing exam scores as well as the timeliness for responding to information requests during the application review process.

**Lottery and Gaming Control Agency, Maryland State**

**Proposed Regulation**

**DLS Control No. 26-040**

**Maryland State Lottery and Gaming Control Agency: Video Lottery Terminals:**

**Video Lottery Technical Standards: COMAR 36.04.01.13**

According to the agency, the purpose of this action is to require the filing of an IRS Form W-2G, Certain Gambling Winnings, as required by the IRS; or at an amount lower than the IRS requires for reporting, as approved by the Agency.

**Education, State Board of**

**Proposed Regulation**

**DLS Control No. 26-031**

**State Board of Education: State School Administration:**

**State Superintendent of Schools: COMAR 13A.01.02.07**

According to the board, the purpose of this action is to create procedures governing removal of a local superintendent by the State Superintendent of Schools.

**Proposed Regulation**

**DLS Control No. 26-032**

**State Board of Education: Local School Administration:**

**Local Boards of Education: COMAR 13A.02.01.05**

According to the board, the purpose of this action is to create procedures governing removal of a local board member by a local board of education.

**Procurement Regulations, State**

**Proposed Regulations**

**DLS Control No. 26-034**

**State Procurement Regulations: General Provisions:**

**Authority, Policies, and Purposes:** COMAR 21.01.01.01

**Terminology:** COMAR 21.01.02.01

**Applicability:** COMAR 21.01.03.01

**State Procurement Organization: Board of Public Works:** COMAR 21.02.01.05

**Procurement Methods and Project Delivery Methods:**

**General Provisions:** COMAR 21.05.01.01

**Procurement by Competitive Sealed Bidding:** COMAR 21.05.02.04 and .16

**Procurement by Competitive Sealed Proposals:** COMAR 21.05.03.03

**Emergency and Expedited Procurements:** COMAR 21.05.06.01 and .03

**Mandatory Written Solicitation Requirements:** COMAR 21.05.08.02

**Intergovernmental Cooperative Purchasing:** COMAR 21.05.09.05

**Construction Management at Risk:** COMAR 21.05.10.05

**Procurement of Human, Social, Cultural, and Educational Services:**

COMAR 21.05.12.03 and .04

**Master Contracting:** COMAR 21.05.13.03, .05, .07, and .08

**Pay-For-Success Contracting:** COMAR 21.05.15.01 – .04

**Contract Formation and Award:**

**Performance and Payment Bonds:** COMAR 21.06.10.01, .02, .04, and .05

**Contract Terms and Conditions:**

**Mandatory Construction Contract Clauses:** COMAR 21.07.02.11

**Administrative and Civil Remedies:**

**Contract Claims and Disputes:** COMAR 21.10.04.04

**Socioeconomics Policies:**

**Minority Business Enterprise Policies:** COMAR 21.11.03.11 and .17

**Procurement Reporting Requirements:**

**Reporting Requirements:** COMAR 21.13.01.02

According to the department, the purpose of this action is to amend, repeal and add regulations in COMAR Title 21 to implement enacted legislation and revise the same for purposes of clarification and internal consistency.