

(B) COMPLIANCE WITH THE ADMINISTRATIVE PROCEDURE ACT.

EXCEPT FOR A STATE ADOPTED FEDERAL RULE OR REGULATION, THE SECRETARY MAY NOT ADOPT ANY RULE OR REGULATION UNDER THIS SUBTITLE UNLESS THE REQUIREMENTS OF THIS SUBTITLE AND THE ADMINISTRATIVE PROCEDURE ACT ARE MET.

REVISOR'S NOTE: This section is new language derived without substantive change from the first sentence of former Article 43, § 191B(a) and the second sentence of (f) and the first clause of the first sentence of § 194, as that clause applied to the adoption and publication of rules and regulations.

4-235. CONFORMANCE OF STATE RULES AND REGULATIONS; FEDERAL RULES AND REGULATIONS.

(A) CONFORMANCE TO FEDERAL ACT.

SO FAR AS PRACTICABLE, THE SECRETARY MAY CONFORM ANY RULE OR REGULATION ADOPTED UNDER THIS SUBTITLE TO THE RULES AND REGULATIONS ADOPTED UNDER THE FEDERAL ACT.

(B) CONFORMANCE TO RULES AND REGULATIONS OF UNITED STATES DEPARTMENT OF AGRICULTURE.

THE SECRETARY MAY ADOPT FOR PURPOSES OF THIS SUBTITLE ANY RULE OR REGULATION ADOPTED BY THE UNITED STATES DEPARTMENT OF AGRICULTURE.

REVISOR'S NOTE: This section is new language derived without substantive change from the second sentence of former Article 43, § 191B(a) and the second clause of the first sentence of § 194.

4-236. APPLICATION OF ADMINISTRATIVE PROCEDURE ACT TO HEARING.

THE SECRETARY SHALL GIVE NOTICE OF AND HOLD ANY HEARING AUTHORIZED OR REQUIRED BY THIS SUBTITLE IN ACCORDANCE WITH THE ADMINISTRATIVE PROCEDURE ACT.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 191B(b).

The reference to the Administrative Procedure Act is new language added to demonstrate the intended application of the Administrative Procedure Act, Article 41, § 244 et seq. of the Code, to administrative hearings that are conducted under this subtitle.