

(B) PROTEST.

ANY PERSON WHO MAY BE AFFECTED ADVERSELY BY A STATE ADOPTED FEDERAL RULE OR REGULATION MAY:

(1) FILE A PROTEST AGAINST THE FEDERAL RULE OR REGULATION NOT MORE THAN 30 DAYS AFTER ITS EFFECTIVE DATE; AND

(2) REQUEST A HEARING.

(C) EFFECT OF PROTEST.

A PROTEST UNDER THIS SECTION STAYS THE EFFECT OF THE STATE ADOPTED FEDERAL RULE OR REGULATION AS A RULE OR REGULATION OF THIS STATE.

REVISOR'S NOTE: This section is new language derived without substantive change from the first, third, and fourth sentences of former Article 43, § 191B(f).

4-242. HEARINGS ON PROTESTS OF RULES OR REGULATIONS.

IF A WRITTEN PROTEST AGAINST A RULE OR REGULATION IS FILED IN ACCORDANCE WITH § 4-240 OR § 4-241 OF THIS SUBTITLE, THE SECRETARY SHALL HOLD A PUBLIC HEARING:

(1) TO RECEIVE EVIDENCE ON THE ISSUES RAISED BY THE PROTEST; AND

(2) TO HEAR ANY INTERESTED PERSON.

REVISOR'S NOTE: This section is new language derived without substantive change from the seventh and eighth sentences of former Article 43, § 191B(f).

4-243. ORDERS AFTER RULE OR REGULATION PROTEST HEARINGS.

(A) ORDER AFTER HEARING.

(1) AS SOON AS PRACTICABLE AFTER A HEARING ON A PROTEST TO A RULE OR REGULATION UNDER § 4-242 OF THIS SUBTITLE, THE SECRETARY SHALL:

(I) ACT ON THE PROTEST BY ISSUING AN ORDER; AND

(II) SEND A COPY OF THE ORDER TO EACH PROTESTER BY REGISTERED MAIL.

(2) EACH ORDER ISSUED UNDER THIS SECTION SHALL BE BASED ON SUBSTANTIAL EVIDENCE IN THE RECORD OF THE HEARING.