

(vii) any other generally available publication that the Administrator specifies.

(2) [These publications may be incorporated by reference] STATE STATUTES AS DESCRIBED UNDER PARAGRAPH (1)(I) AND (II) OF THIS SUBSECTION NEED NOT BE INCORPORATED BY REFERENCE.

(3) (I) FEDERAL LAWS AS DESCRIBED UNDER PARAGRAPH (1)(III), (IV), (V), AND (VI) OF THIS SUBSECTION MAY BE INCORPORATED BY REFERENCE.

(II) FEDERAL LAW INCORPORATED BY REFERENCE AFTER OCTOBER 1, 2005, SHALL BE IDENTIFIED BY USING THE PHRASE "INCORPORATED BY REFERENCE".

(III) THE UNIT INCORPORATING FEDERAL LAW MAY:

1. INCORPORATE ONLY A SPECIFIED VERSION OF THAT LAW BY SPECIFYING A DATE; OR

2. INCORPORATE FUTURE VERSIONS OF THAT LAW BY USING THE PHRASE "AS AMENDED".

(4) (I) OTHER PUBLICATIONS AS DESCRIBED IN PARAGRAPH (1)(VII) OF THIS SUBSECTION MAY BE INCORPORATED BY REFERENCE BY:

1. SATISFYING THE REQUIREMENTS OF § 23-303 OF THE EDUCATION ARTICLE, EXCEPT AS DETERMINED BY THE ADMINISTRATOR; AND

2. COMPLYING WITH TITLE 10, SUBTITLE 1 OF THIS ARTICLE AND WITH OTHER REQUIREMENTS SPECIFIED BY THE ADMINISTRATOR.

(II) INCORPORATED DOCUMENTS SHALL BE IDENTIFIED BY USING THE PHRASE "INCORPORATED BY REFERENCE".

(III) THE INCORPORATION SHALL SPECIFY AN EDITION NUMBER, YEAR, OR OTHER SPECIFIC INDICATION OF THE VERSION BEING ADOPTED.

(IV) PROSPECTIVE INCORPORATION IS NOT PERMITTED FOR THIS CATEGORY OF DOCUMENT.

(V) AGENCY GENERATED DOCUMENTS HAVE THE ADDITIONAL REQUIREMENT OF PROVIDING THE DIVISION WITH AN ELECTRONIC VERSION READY FOR PUBLICATION ON THE DIVISION WEBSITE AS REQUIRED BY § 7-206.2 OF THIS SUBTITLE.

(b) (1) If the Administrator determines that publication would be in the public interest, nothing in this section prohibits the Administrator from publishing factual information concerning:

(i) documents published or to be published in the Code of Maryland Regulations and the Register; or

(ii) the Code of Maryland Regulations and the Register.