

Also in subsection (b) of this section, the reference to the "purpose of the regulation" is substituted for the former reference to a "regulatory intent", for clarity.

Defined term: "Regulation" § 10-101

10-129. PUBLICATIONS OF NOTICES.

(A) SCOPE OF SECTION.

THIS SECTION APPLIES ONLY TO A UNIT IN THE EXECUTIVE BRANCH OF THE STATE GOVERNMENT.

(B) REQUIRED.

WHENEVER A COURT OF FINAL APPEAL DECLARES ALL OR ANY PART OF A REGULATION INVALID AND UNCONSTITUTIONAL:

(1) THE UNIT THAT ADOPTED THE REGULATION SHALL HAVE NOTICE OF THAT FACT PUBLISHED IN THE REGISTER; AND

(2) THE ADMINISTRATOR SHALL PUBLISH NOTICE OF THAT FACT IN THE PERMANENT SUPPLEMENTS OR OTHERWISE IN THE CODE OF MARYLAND REGULATIONS.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 41, §§ 256B(c)(1) and 256-I(e).

Defined terms: "Administrator" § 10-101
 "Register" § 10-101 "Regulation" § 10-101
 "Unit" § 10-101

GENERAL REVISOR'S NOTE:

Former Art. 41, § 245(c), which prohibited certain actions with budgetary impact, now appears as Art. 15A, § 14A of the Code.

The first sentence of former Art. 41, § 247 imposed on each governmental unit and each quasi-governmental unit a duty to compile, edit, publish, and index its regulations that affect the general public. The second sentence of former § 247 required that, "except for ... multicounty commissions appointed by local governing bodies," each unit carry out its duty under former Art. 41, §§ 256B through 256T.

These former sentences, as they related to units of the State government, are unnecessary in light of the provisions of this subtitle. Similarly, the former, specific exception for "multicounty commissions" is unnecessary in light of § 10-110 of this subtitle.