

~~(1) -- EXCEEDS --- THE --- STATUTORY --- AUTHORITY --- OF --- THE PROMULGATING UNIT;~~

~~(2) -- FAILS -- TO -- COMPLY -- WITH -- THE -- LEGISLATIVE -- INTENT -- OF -- THE -- STATUTE -- UNDER -- WHICH -- THE -- REGULATION -- WAS -- PROMULGATED; -- OR~~

~~(3) -- IS -- UNREASONABLE -- OR -- UNNECESSARILY -- BURDENSOME.~~

(B) IN ITS REVIEW OF A PROPOSED REGULATION PURSUANT TO THIS SECTION, THE FACTORS THE COMMITTEE SHALL CONSIDER SHALL INCLUDE WHETHER THE REGULATION:

(1) IS IN CONFORMITY WITH THE STATUTORY AUTHORITY OF THE PROMULGATING UNIT; AND

(2) REASONABLY COMPLIES WITH THE LEGISLATIVE INTENT OF THE STATUTE UNDER WHICH THE REGULATION WAS PROMULGATED.

(C) (1) WITHIN 5 WORKING DAYS AFTER THE COMMITTEE VOTES TO OPPOSE THE ADOPTION OF A PROPOSED REGULATION, IT SHALL PROVIDE WRITTEN NOTICE TO THE GOVERNOR AND THE PROMULGATING UNIT OF ITS ACTION.

(2) UPON RECEIPT OF SUCH NOTICE, AND WITH WRITTEN NOTICE TO THE COMMITTEE AND AS OTHERWISE REQUIRED BY LAW, THE PROMULGATING UNIT MAY:

(I) WITHDRAW THE REGULATION;

(II) MODIFY THE REGULATION, BUT ONLY IN ACCORDANCE WITH § 10-113 OF THIS SUBTITLE; OR

(III) SUBMIT THE REGULATION TO THE GOVERNOR WITH A STATEMENT OF THE JUSTIFICATION FOR THE UNIT'S REFUSAL TO WITHDRAW OR MODIFY THE REGULATION.

(3) FOLLOWING THE RECEIPT OF NOTICE UNDER PARAGRAPH (2)(III) ABOVE, THE GOVERNOR SHALL MAY CONSULT WITH THE COMMITTEE AND THE UNIT IN AN EFFORT TO RESOLVE THE CONFLICT. AND, -- AFTER 30 -- DAYS -- HAVE -- ELAPSED -- FOLLOWING -- HIS -- RECEIPT -- OF -- THAT -- NOTICE -- AND AFTER WRITTEN NOTICE HAS BEEN PROVIDED TO THE PRESIDING OFFICERS AND TO THE COMMITTEE, THE GOVERNOR MAY:

(I) INSTRUCT THE UNIT TO WITHDRAW THE REGULATION;

(II) INSTRUCT THE UNIT TO MODIFY THE REGULATION, BUT ONLY IN ACCORDANCE WITH § 10-113 OF THIS SUBTITLE; OR

(III) APPROVE THE ADOPTION OF THE REGULATION.

~~(D) -- FOLLOWING -- THE -- RECEIPT -- OF -- NOTICE -- OF -- THE -- APPROVAL -- OF -- A -- PROPOSED -- REGULATION -- PURSUANT -- TO -- SUBSECTION -- (C) -- OF -- THIS -- SECTION;~~