

(3) The estimated State set-aside volume for distribution in the State during the following month by set-aside product.

[4-805] 10-805.

(a) Each prime supplier shall designate a representative with full authority to act on behalf of the prime supplier with respect to State set-aside applications and assignments. The [Department] ADMINISTRATION shall to the maximum extent feasible consult with a prime supplier's representative prior to issuing any authorizing document affecting the amount of State set-aside product to be provided by the prime supplier.

(b) Any person engaged in the activities specified in [§ 4-803] § 10-803 of this subtitle (relating to priority activities during an energy emergency) may request an assignment during an energy emergency by completing an application on a form to be provided by the [Department] ADMINISTRATION. Upon approval, the [Department] ADMINISTRATION shall issue an assignment to the applicant, with a copy to the designated representative of the prime supplier assigned by the [Department] ADMINISTRATION to the applicant. An assignment is effective upon issuance, and represents an encumbrance on the prime supplier's set-aside volumes for the month of issuance regardless of the actual date of delivery of the product to the applicant.

(c) An assignment shall expire automatically unless presented by the applicant to a supplier within 10 days of issuance. Upon presentation of an assignment, a supplier shall provide the assigned amount of a set-aside product to the applicant. A designated wholesale purchaser-reseller of a prime supplier shall honor assignments upon presentation, and shall not delay delivery while confirming such action with the prime supplier.

(d) Any supplier, other than a prime supplier, which provides set-aside product pursuant to an assignment shall in turn receive from its supplier an equivalent volume of the set-aside product, which volume shall not be considered part of the allocation which would otherwise have been provided to the supplier during the same period.

(e) The [Department] ADMINISTRATION may direct that a wholesale purchaser-reseller be supplied from the State set-aside in order that the wholesale purchaser-reseller can supply specified individual consumers who would otherwise be eligible for an assignment under this subtitle.

[4-806] 10-806.

(a) Any decision on an application for an assignment of a State set-aside product by the [Department] ADMINISTRATION may be appealed by the applicant or by a supplier to the [Secretary] DIRECTOR.

(b) Proceedings involving appeals arising under this section need not conform to the Administrative Procedure Act, and shall provide informal, expeditious, and inexpensive resolutions of appeals.