

# Maryland Register

Issue Date: March 27, 2020

Volume 47 • Issue 7 • Pages 363—408

## IN THIS ISSUE

Governor  
General Assembly  
Regulations  
Special Documents  
General Notices

Pursuant to State Government Article, §7-206, Annotated Code of Maryland, this issue contains all previously unpublished documents required to be published, and filed on or before March 9, 2020, 5 p.m.

Pursuant to State Government Article, §7-206, Annotated Code of Maryland, I hereby certify that this issue contains all documents required to be codified as of March 9, 2020.

Gail S. Klakring  
Administrator, Division of State Documents  
Office of the Secretary of State



# Information About the Maryland Register and COMAR

## MARYLAND REGISTER

The Maryland Register is an official State publication published every other week throughout the year. A cumulative index is published quarterly.

The Maryland Register is the temporary supplement to the Code of Maryland Regulations. Any change to the text of regulations published in COMAR, whether by adoption, amendment, repeal, or emergency action, must first be published in the Register.

The following information is also published regularly in the Register:

- Governor's Executive Orders
- Attorney General's Opinions in full text
- Open Meetings Compliance Board Opinions in full text
- State Ethics Commission Opinions in full text
- Court Rules
- District Court Administrative Memoranda
- Courts of Appeal Hearing Calendars
- Agency Hearing and Meeting Notices
- Synopses of Bills Introduced and Enacted by the General Assembly
- Other documents considered to be in the public interest

## CITATION TO THE MARYLAND REGISTER

The Maryland Register is cited by volume, issue, page number, and date. Example:

- 19:8 Md. R. 815—817 (April 17, 1992) refers to Volume 19, Issue 8, pages 815—817 of the Maryland Register issued on April 17, 1992.

## CODE OF MARYLAND REGULATIONS (COMAR)

COMAR is the official compilation of all regulations issued by agencies of the State of Maryland. The Maryland Register is COMAR's temporary supplement, printing all changes to regulations as soon as they occur. At least once annually, the changes to regulations printed in the Maryland Register are incorporated into COMAR by means of permanent supplements.

## CITATION TO COMAR REGULATIONS

COMAR regulations are cited by title number, subtitle number, chapter number, and regulation number. Example: COMAR 10.08.01.03 refers to Title 10, Subtitle 08, Chapter 01, Regulation 03.

## DOCUMENTS INCORPORATED BY REFERENCE

Incorporation by reference is a legal device by which a document is made part of COMAR simply by referring to it. While the text of an incorporated document does not appear in COMAR, the provisions of the incorporated document are as fully enforceable as any other COMAR regulation. Each regulation that proposes to incorporate a document is identified in the Maryland Register by an Editor's Note. The Cumulative Table of COMAR Regulations Adopted, Amended or Repealed, found online, also identifies each regulation incorporating a document. Documents incorporated by reference are available for inspection in various depository libraries located throughout the State and at the Division of State Documents. These depositories are listed in the first issue of the Maryland Register published each year. For further information, call 410-974-2486.

## HOW TO RESEARCH REGULATIONS

An Administrative History at the end of every COMAR chapter gives information about past changes to regulations. To determine if there have been any subsequent changes, check the "Cumulative Table of COMAR Regulations Adopted, Amended, or Repealed" which is found online at <http://www.dsd.state.md.us/PDF/CumulativeTable.pdf>. This table lists the regulations in numerical order, by their COMAR number, followed by the citation to the Maryland Register in which the change occurred. The Maryland Register serves as a temporary supplement to COMAR, and the two publications must always be used together. A Research Guide for Maryland Regulations is available. For further information, call 410-260-3876.

## SUBSCRIPTION INFORMATION

For subscription forms for the Maryland Register and COMAR, see the back pages of the Maryland Register. Single issues of the Maryland Register are \$15.00 per issue.

## CITIZEN PARTICIPATION IN THE REGULATION-MAKING PROCESS

Maryland citizens and other interested persons may participate in the process by which administrative regulations are adopted, amended, or repealed, and may also initiate the process by which the validity and applicability of regulations is determined. Listed below are some of the ways in which citizens may participate (references are to State Government Article (SG), Annotated Code of Maryland):

- By submitting data or views on proposed regulations either orally or in writing, to the proposing agency (see "Opportunity for Public Comment" at the beginning of all regulations appearing in the Proposed Action on Regulations section of the Maryland Register). (See SG, §10-112)
- By petitioning an agency to adopt, amend, or repeal regulations. The agency must respond to the petition. (See SG §10-123)
- By petitioning an agency to issue a declaratory ruling with respect to how any regulation, order, or statute enforced by the agency applies. (SG, Title 10, Subtitle 3)
- By petitioning the circuit court for a declaratory judgment on the validity of a regulation when it appears that the regulation interferes with or impairs the legal rights or privileges of the petitioner. (SG, §10-125)
- By inspecting a certified copy of any document filed with the Division of State Documents for publication in the Maryland Register. (See SG, §7-213)

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**Lawrence J. Hogan, Jr.**, Governor; **John C. Wobensmith**, Secretary of State; **Gail S. Klakring**, Administrator; **Mary D. MacDonald**, Senior Editor, Maryland Register and COMAR; **Elizabeth Ramsey**, Editor, COMAR Online, and Subscription Manager; **Tami Cathell**, Help Desk, COMAR and Maryland Register Online.

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## PERSONS WITH DISABILITIES

Individuals with disabilities who desire assistance in using the publications and services of the Division of State Documents are encouraged to call (410) 974-2486, or (800) 633-9657, or FAX to (410) 974-2546, or through Maryland Relay.

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The Code of Maryland Regulations is available at [www.dsd.state.md.us](http://www.dsd.state.md.us) as a free service of the Office of the Secretary of State, Division of State Documents. The full text of regulations is available and searchable. Note, however, that the printed COMAR continues to be the only official and enforceable version of COMAR.

The Maryland Register is also available at [www.dsd.state.md.us](http://www.dsd.state.md.us).

For additional information, visit [www.dsd.state.md.us](http://www.dsd.state.md.us), Division of State Documents, or call us at (410) 974-2486 or 1 (800) 633-9657.

### Availability of Monthly List of Maryland Documents

The Maryland Department of Legislative Services receives copies of all publications issued by State officers and agencies. The Department prepares and distributes, for a fee, a list of these publications under the title "Maryland Documents". This list is published monthly, and contains bibliographic information concerning regular and special reports, bulletins, serials, periodicals, catalogues, and a variety of other State publications. "Maryland Documents" also includes local publications.

Anyone wishing to receive "Maryland Documents" should write to: Legislative Sales, Maryland Department of Legislative Services, 90 State Circle, Annapolis, MD 21401.

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## CLOSING DATES AND ISSUE DATES THROUGH JANUARY 2021

Issue Date	Emergency and Proposed Regulations 5 p.m.*	Notices, etc. 10:30 a.m.	Final Regulations 10:30 a.m.
<b>2020</b>			
April 10	March 23	March 30	April 1
April 24	April 6	April 13	April 15
May 8	April 20	April 27	April 29
May 22	May 4	May 11	May 13
June 5	May 18	May 22**	May 27
June 19	June 1	June 8	June 10
July 6***	June 15	June 22	June 24
July 17	June 29	July 6	July 8
July 31	July 13	July 20	July 22
August 14	July 27	August 3	August 5
August 28	August 10	August 17	August 19
September 11	August 24	August 31	September 2
September 25	September 4**	September 14	September 16
October 9	September 21	September 28	September 30
October 23	October 5	October 9**	October 14
November 6	October 19	October 26	October 28
November 20	November 2	November 9	November 10**
December 4	November 16	November 23	November 25
December 18	November 30	December 7	December 9
<b>2021</b>			
January 4***	December 14	December 21	December 23
January 15	December 28	January 4	January 6
January 29	January 11	January 15**	January 20

\* Deadlines are for submissions to **DSD** for publication in the Maryland Register and do not take into account the 15-day AELR review period. Due date for documents containing 8 to 18 pages is 48 hours before the date listed; due date for documents exceeding 18 pages is 1 week before the date listed.

**NOTE: ALL DOCUMENTS MUST BE SUBMITTED IN TIMES NEW ROMAN, 9-POINT, SINGLE-SPACED FORMAT. THE PAGE COUNT REFLECTS THIS FORMATTING.**

\*\* Note closing date changes.

\*\*\* Note issue date changes.

**The regular closing date for Proposals and Emergencies is Monday.**

## REGULATIONS CODIFICATION SYSTEM

Under the COMAR codification system, every regulation is assigned a unique four-part codification number by which it may be identified. All regulations found in COMAR are arranged by title. Each title is divided into numbered subtitles, each subtitle is divided into numbered chapters, and each chapter into numbered regulations.

**09.12.01.01D(2)(c)(iii)**  
 Title            Chapter            Section            Paragraph  
                   Subtitle            Regulation        Subsection        Subparagraph

A regulation may be divided into lettered sections, a section divided into numbered subsections, a subsection divided into lettered paragraphs, and a paragraph divided into numbered subparagraphs.

## Cumulative Table of COMAR Regulations Adopted, Amended, or Repealed

This table, previously printed in the Maryland Register lists the regulations, by COMAR title, that have been adopted, amended, or repealed in the Maryland Register since the regulations were originally published or last supplemented in the Code of Maryland Regulations (COMAR). The table is no longer printed here but may be found on the Division of State Documents website at [www.dsd.state.md.us](http://www.dsd.state.md.us).

### Table of Pending Proposals

The table below lists proposed changes to COMAR regulations. The proposed changes are listed by their COMAR number, followed by a citation to that issue of the Maryland Register in which the proposal appeared. Errata pertaining to proposed regulations are listed, followed by “(err)”. Regulations referencing a document incorporated by reference are followed by “(ibr)”. None of the proposals listed in this table have been adopted. A list of adopted proposals appears in the Cumulative Table of COMAR Regulations Adopted, Amended, or Repealed.

#### 01 EXECUTIVE DEPARTMENT

01.02.11.01—,10,,14,,16—,22 • 45:23 Md. R. 1073 (11-9-18)

#### 02 OFFICE OF THE ATTORNEY GENERAL (No changes effective since January 2019)

02.08.01.03—,05 • 47:5 Md. R. 314 (2-28-20)

02.08.02.01—,05 • 47:5 Md. R. 314 (2-28-20)

02.08.03.01—,05 • 47:5 Md. R. 314 (2-28-20)

02.08.04.01,,02 • 47:5 Md. R. 314 (2-28-20)

#### 03 COMPTROLLER OF THE TREASURY

03.11.01.01—,14 • 46:22 Md. R. 981 (10-25-19)

#### 05 DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

05.02.01.01—,07 • 46:1 Md. R. 16 (1-4-19) (ibr)

05.02.02.01—,12 • 46:1 Md. R. 16 (1-4-19)

05.02.03.01—,07 • 46:1 Md. R. 16 (1-4-19)

05.02.04.01—,18 • 46:1 Md. R. 16 (1-4-19) (ibr)

05.02.06.01,,02 • 46:1 Md. R. 16 (1-4-19)

05.02.07.01—,09 • 46:1 Md. R. 16 (1-4-19) (ibr)

05.16.01.01—,08 • 46:1 Md. R. 16 (1-4-19)

#### 07 DEPARTMENT OF HUMAN RESOURCES

07.02.07.02,,06,,08—,14,,17,,21,,23 • 47:3 Md. R. 174 (1-31-20)

07.02.11.12 • 47:3 Md. R. 178 (1-31-20)

07.03.17.61 • 47:7 Md. R. 386 (3-27-20)

07.03.25.01—,11 • 47:7 Md. R. 386 (3-27-20)

07.07.13.01—,04 • 46:26 Md. R. 1170 (12-20-19)

#### 08 DEPARTMENT OF NATURAL RESOURCES

08.02.01.12 • 47:3 Md. R. 179 (1-31-20)

08.03.15.03 • 47:3 Md. R. 196 (1-31-20)

#### 09 MARYLAND DEPARTMENT OF LABOR

09.03.07.02—,08 • 47:2 Md. R. 77 (1-17-20)

09.03.10.04 • 47:1 Md. R. 21 (1-3-20)

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09.10.03.01,,01-1 • 47:3 Md. R. 197 (1-31-20)  
47:5 Md. R. 322 (2-28-20) (err)

09.11.07.01 • 46:26 Md. R. 1176 (12-20-19)

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09.12.01.28 • 46:15 Md. R. 663 (7-19-19)

09.12.41.19—,24 • 46:25 Md. R. 1134 (12-6-19)

09.12.58.03 • 47:3 Md. R. 198 (1-31-20) (ibr)

09.12.81.01,,02 • 46:25 Md. R. 1135 (12-6-19)

09.12.81.01-1,,04-1,,07,,08 • 47:2 Md. R. 80 (1-17-20)

09.12.83.01 • 46:25 Md. R. 1135 (12-6-19)

09.24.05.04 • 47:1 Md. R. 23 (1-3-20)

09.26.02.06 • 46:21. R. 898 (10-11-19)

#### 10 MARYLAND DEPARTMENT OF HEALTH

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10.01.04.01 • 47:2 Md. R. 81 (1-17-20)

10.06.01.02—,08-3,,09—11-1,,12—,12-2,

,14—,25 • 47:2 Md. R. 82 (1-17-20)

10.07.01.06 • 46:26 Md. R. 1178 (12-20-19)

10.07.02.01—,03,,33,,40 • 47:2 Md. R. 91 (1-17-20) (ibr)

##### Subtitle 09 (2nd volume)

10.09.07.03,,05,,08 • 47:2 Md. R. 92 (1-17-20)

10.09.46.01,,03—,05,,07—,09-1,,10—,12 • 47:2 Md. R. 93 (1-17-20)

10.09.56.01—,03,,11,,21 • 47:3 Md. R. 199 (1-31-20)

10.09.59.04 • 46:26 Md. R. 1179 (12-20-19)

10.09.78.01—,11 • 47:2 Md. R. 81 (1-17-20)

10.09.89.09—,12 • 47:1 Md. R. 23 (1-3-20)

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10.10.11.03,.04,.07,.09—.14,.21,.22 • 47:2 Md. R. 96 (1-17-20)  
 10.12.06.01—.10 • 47:1 Md. R. 24 (1-3-20)  
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10.27.01.01,.05,.10 • 46:14 Md. R. 626 (7-5-19)  
 10.29.02.04 • 46:22 Md. R. 997 (10-25-19)  
 10.29.03.01—.08 • 46:22 Md. R. 999 (10-25-19)  
 10.29.05.05 • 46:22 Md. R. 997 (10-25-19)  
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- 21.11.01.02,.04,.05 • 47:6 Md. R. 345 (3-13-20)
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- 26.08.04.09,.09-1 • 46:20 Md. R. 860 (9-27-19)
- 26.11.08.01,.10 • 46:20 Md. R. 862 (9-27-19)

**30 MARYLAND INSTITUTE FOR EMERGENCY MEDICAL SERVICES SYSTEMS (MIEMSS)**

- 30.09.07.02 • 47:1 Md. R. 29 (1-3-20)

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- 31.03.06.10 • 47:2 Md. R. 134 (1-17-20)
- 31.10.06.02,.28,.30,.31 • 45:23 Md. R. 1119 (11-9-18)

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- 32.03.05.01—.07 • 47:2 Md. R. 138 (1-17-20)

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- 33.13.21.01—.04 • 46:5 Md. R. 326 (3-1-19)

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- 34.03.03.01—.12 • 47:5 Md. R. 317 (2-28-20)



# The Governor

## ORDER OF THE GOVERNOR OF THE STATE OF MARYLAND

### For the Implementation of Elevated Level II of Pandemic Flu and Other Infectious Diseases Attendance and Leave Policy for Executive Branch State Employees

WHEREAS, A state of emergency and catastrophic health emergency was proclaimed on March 5, 2020, to control and prevent the spread of COVID-19 within the state, and the state of emergency and catastrophic health emergency still exists;

WHEREAS, COVID-19, a respiratory disease that spreads easily from person to person and may result in serious illness or death, is a public health catastrophe and has been confirmed in several Maryland counties;

WHEREAS, The U.S. Centers for Disease Control and Prevention has advised employers, such as the State of Maryland, to prepare for increased employee absence and alternative working arrangements (such as teleworking) in response to an outbreak of COVID-19;

WHEREAS, The U.S. Centers for Disease Control and Prevention and the Maryland Department of Health recommend social distancing to reduce the spread of COVID-19; and

WHEREAS, To reduce the threat to human health caused by transmission of the COVID-19 in Maryland, and to protect and save lives, it is necessary and reasonable to implement Elevated Level II of the Pandemic Flu and Other Infectious Diseases Attendance and Leave Policy for certain Executive Branch employees of the State of Maryland;

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE, AND IN AN EFFORT TO CONTROL AND PREVENT THE SPREAD OF COVID-19 WITHIN THE STATE, DO HEREBY ORDER:

I. The Department of Budget and Management of the State of Maryland shall implement Elevated Level II of its Pandemic Flu and Other Infectious Diseases Attendance and Leave Policy, effective March 13, 2020.

II. The effect of any statute, rule, or regulation of an agency of the State or a political subdivision inconsistent with this order is hereby suspended.

ISSUED under my hand this 12th day of March, 2020,  
and effectively immediately.

LAWRENCE J. HOGAN, JR.  
Governor

[20-07-32]

## ORDER OF THE GOVERNOR OF THE STATE OF MARYLAND

### Prohibiting Large Gatherings and Events and Closing Senior Centers

WHEREAS, A state of emergency and catastrophic health emergency was proclaimed on March 5, 2020, to control and prevent the spread of COVID-19 within the state, and the state of emergency and catastrophic health emergency still exists;

WHEREAS, COVID-19, a respiratory disease that spreads easily from person to person and may result in serious illness or death, is a public health catastrophe and has been confirmed in several Maryland counties;

WHEREAS, To reduce the spread of COVID-19, the U.S. Centers for Disease Control and Prevention and the Maryland Department of Health recommend canceling large gatherings and social distancing in smaller gatherings;

WHEREAS, The currently known and available scientific evidence and best practices support limitations on large gatherings and social distancing to prevent exposures and transmissions, and reduce the threat to especially vulnerable populations, including older individuals and those with chronic health conditions;

WHEREAS, To reduce the threat to human health caused by transmission of the novel coronavirus in Maryland, and to protect and save lives, it is necessary and reasonable that individuals in the state refrain from congregating;

WHEREAS, To protect the public health, welfare, and safety, prevent the transmission of the novel coronavirus, control the spread of COVID-19, and save lives, it is necessary to control and direct the movement of individuals in Maryland, including those on the public streets;

WHEREAS, It is further necessary to control and direct in Maryland the occupancy and use of buildings and premises, as well as places of amusement and assembly; and

WHEREAS, The Coronavirus Response Team will continue to advise on related public health and emergency management decisions;

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE, AND IN AN EFFORT TO CONTROL AND PREVENT THE SPREAD OF COVID-19 WITHIN THE STATE, DO HEREBY ORDER:

I. Social, community, spiritual, religious, recreational, leisure, and sporting gatherings and events ("large gatherings and events") of more than 250 people are hereby prohibited at all locations and venues, including but not limited to parades, festivals, conventions, and fundraisers.

II. Planned large gatherings and events must be canceled or postponed until after termination of the state of emergency and the proclamation of the catastrophic health emergency has been rescinded.

III. All senior citizen activities centers (as defined in Section 10-501(i) of Human Services Article of the Maryland Code) shall be closed beginning on Friday, March 13, 2020 until after termination of the state of emergency and the proclamation of the catastrophic health emergency has been rescinded.

IV. Government Buildings and Facilities with Large Occupancy or Attendance

a. State and local government buildings and facilities with an expected occupancy or attendance of more than 250 people shall:

i. If the Maryland Department of Health releases recommendations regarding social distancing, promptly and conspicuously post a copy of such recommendations in the building or facility; and

ii. Provide all occupants and attendees with the capability to wash their hands.

b. A copy of this Order shall be made available to all occupants or attendees at any State or local government building and facility with an expected occupancy or attendance of more than 250 people.

V. Each law enforcement officer of the State or a political subdivision shall execute and enforce this Order.

VI. A person who knowingly and willfully violates this Order is guilty of a misdemeanor and on conviction is subject to imprisonment not exceeding 1 year or a fine not exceeding \$5,000 or both.

VII. This Order remains effective until after termination of the state of emergency and the proclamation of the catastrophic health emergency has been rescinded, or until rescinded, superseded, amended, or revised by additional orders.

VIII. The effect of any statute, rule, or regulation of an agency of the State or a political subdivision inconsistent with this order is hereby suspended.

ISSUED under my hand this 12th day of March, 2020, and effectively immediately.

LAWRENCE J. HOGAN, JR.  
Governor

[20-07-33]

**ORDER OF THE GOVERNOR  
OF THE STATE OF MARYLAND**

**Prohibiting Movement of Persons to and from Certain Vessels  
Berthing at Terminals and Port Facilities in the Ports and  
Harbors of the State**

WHEREAS, A state of emergency and catastrophic health emergency was proclaimed on March 5, 2020, to control and prevent the spread of COVID-19 within the state, and the state of emergency and catastrophic health emergency still exists;

WHEREAS, COVID-19, a respiratory disease that spreads easily from person to person and may result in serious illness or death, is a public health catastrophe and has been confirmed in several Maryland counties;

WHEREAS, To reduce the spread of COVID-19, the U.S. Centers for Disease Control and Prevention has recommended that all cruise travel be deferred, as cruise ship passengers are at increased risk of person-to-person spread of infectious diseases; and

WHEREAS, To reduce the threat to human health caused by transmission of COVID-19, and to protect and save lives, it is necessary and reasonable to control the movement of persons to and from vessels berthing at terminals and port facilities in the waters of the State of Maryland;

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE AND SECTION 18-212.1 OF THE HEALTH-GENERAL ARTICLE, AND IN AN EFFORT TO CONTROL AND PREVENT THE SPREAD OF COVID-19 WITHIN THE STATE, DO HEREBY ORDER:

I. Except as set forth in paragraph II below, no passenger or crew member shall disembark at any terminal or port facility in the ports and harbors of the State (including, without limitation, the Cruise Maryland terminal) from any passenger vessel that has, since January 31, 2020, made a call at any port outside the United States (each, a "Covered Passenger Vessel").

II. This Order does not prohibit the disembarkation of the passengers from the following vessels at the end of their respective current voyages, provided that no person on board such vessel has a confirmed diagnosis of COVID-19 or is under investigation for COVID-19:

- a. Carnival Pride.
- b. RCL Grandeur of the Seas.

If any person on board any vessel listed above has a confirmed diagnosis of COVID-19 or is under investigation for COVID-19, such vessel shall be subject to paragraph I above.

III. Except as necessary to perform a duty required by law, no person shall board any Covered Passenger Vessel at any terminal or port facility in the ports and harbors of the State.

IV. Each owner (as defined in 33 C.F.R. §101.105) of a terminal or port facility in the State that receives cargo vessels shall develop and implement procedures for screening and controlling the movement of crew members who desire to disembark from cargo vessels that have, since January 31, 2020, made a call at any port outside the United States, in accordance with recommendations from the U.S. Centers for Disease Control and Prevention, the Maryland Department of Health, the U.S. Coast Guard, and U.S. Customs and Border Protection, to deter the spread of COVID-19.

V. Each law enforcement officer of the State or a political subdivision shall execute and enforce this Order.

VI. A person who knowingly and willfully violates this Order is guilty of a misdemeanor and on conviction is subject to imprisonment not exceeding 1 year or a fine not exceeding \$5,000 or both.

VII. This Order remains effective until after termination of the state of emergency and the proclamation of the catastrophic health emergency has been rescinded, or until rescinded, superseded, amended, or revised by additional orders.

VIII. The effect of any statute, rule, or regulation of an agency of the State or a political subdivision inconsistent with this order is hereby suspended.

ISSUED under my hand this 12th day of March, 2020, and effectively immediately.

LAWRENCE J. HOGAN, JR.  
Governor

[20-07-34]

## ORDER OF THE GOVERNOR OF THE STATE OF MARYLAND

### Calling the Maryland National Guard into State Active Duty

WHEREAS, A state of emergency and catastrophic health emergency was proclaimed on March 5, 2020, to control and prevent the spread of COVID-19 within the state, and the state of emergency and catastrophic health emergency still exists;

WHEREAS, COVID-19, a respiratory disease that spreads easily from person to person and may result in serious illness or death, is a public health catastrophe and has been confirmed in several Maryland counties;

WHEREAS, The reasonable apprehension of a public health catastrophe necessitates use of the Maryland National Guard to enforce the laws and carry out other important emergency functions;

WHEREAS, The exigencies of the spread of COVID-19 require that the Maryland Guard cooperate with the Department of State Police and local law enforcement authorities; and

WHEREAS, Emergency conditions within Maryland's counties and municipalities cannot be controlled by local law enforcement agencies alone;

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLES 13 AND 14 OF THE PUBLIC SAFETY ARTICLE, AND IN AN EFFORT TO CONTROL AND PREVENT THE SPREAD OF COVID-19 WITHIN THE STATE, DO HEREBY ORDER:

I. The Maryland National Guard shall enter into State active duty to enforce the laws and carry out emergency functions, including providing support to civil authorities.

II. The ranking member of the Maryland National Guard, and the ranking member's subordinates, shall support and cooperate with civil authorities, local law enforcement authorities, and the Department of State Police.

III. Each civil authority, law enforcement agency, law enforcement official, fire company, and rescue squad in Maryland, including the Department of State Police, shall cooperate with the Maryland National Guard.

IV. The Maryland National Guard shall remain in State active duty until after termination of the state of emergency and the proclamation of the catastrophic health emergency has been rescinded, or until rescinded, superseded, amended, or revised by additional orders.

V. The effect of any statute, rule, or regulation of an agency of the State or a political subdivision inconsistent with this order is hereby suspended.

ISSUED under my hand this 12th day of March, 2020,  
and effectively immediately.

LAWRENCE J. HOGAN, JR.  
Governor

[20-07-35]

## ORDER OF THE GOVERNOR OF THE STATE OF MARYLAND

### Extending Certain Licenses, Permits, Registrations, and Other Governmental Authorizations, and Authorizing Suspension of Legal Time Requirements

WHEREAS, A state of emergency and catastrophic health emergency was proclaimed on March 5, 2020, to control and prevent the spread of COVID-19 within the state, and the state of emergency and catastrophic health emergency still exists;

WHEREAS, COVID-19, a respiratory disease that spreads easily from person to person and may result in serious illness or death, is a public health catastrophe and has been confirmed in several Maryland counties;

WHEREAS, The U.S. Centers for Disease Control and Prevention has advised employers, such as the State of Maryland, to prepare for increased employee absence and alternative working arrangements (such as teleworking) in response to an outbreak of COVID-19;

WHEREAS, Increased employee absence and alternative working arrangements within the State of Maryland's workforce may impact the State's ability to timely process renewals of expiring permits, licenses, registrations, and other governmental authorizations;

WHEREAS, The U.S. Centers for Disease Control and Prevention and the Maryland Department of Health recommend social distancing to reduce the spread of COVID-19;

WHEREAS, Renewal of expiring permits, licenses, registrations, and other governmental authorizations often requires the public to enter public buildings and interact with State employees and other persons, which may be contrary to prudent social distancing; and

WHEREAS, To reduce the threat to human health caused by transmission of the COVID-19 in Maryland, and to protect and save lives, it is necessary and reasonable that permits, licenses, registrations, and other governmental authorizations be extended until after the state of emergency and catastrophic health emergency has ended;

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE, AND IN AN EFFORT TO CONTROL AND PREVENT THE SPREAD OF COVID-19 WITHIN THE STATE, DO HEREBY ORDER:

I. This Order applies to all licenses, permits, registrations, and other authorizations issued by the State of Maryland, any agency of the State of Maryland, or any political subdivision of the State of Maryland, including, without limitation, driver's licenses, vehicle registrations, and professional licenses (collectively, the "Covered Authorizations"), that would otherwise:

a. expire during the state of emergency and catastrophic health emergency; and  
b. be renewable during the state of emergency and catastrophic health emergency under applicable laws and regulations.

II. The expiration date of each Covered Authorization is hereby extended to the 30th day after the date by which the state of emergency is terminated and the catastrophic health emergency is rescinded.

III. Suspension of Legal Time Requirements

a. The head of each unit of State or local government may, upon a finding that the suspension will not endanger the public health, welfare, or safety, and after notification to the Governor, suspend the effect of any legal or procedural deadline, due date, time of default, time expiration, period of time, or other time of an act or event described within any State or local statute, rule, or regulation that it administers. The unit head shall provide reasonable public notice of any such suspension.

b. Such suspension may, at the discretion of the unit head and to the extent that it will not endanger public health, welfare, or safety, continue until no later than the 30th day after the date by which the state of emergency is terminated and the catastrophic health emergency is rescinded.

IV. The effect of any statute, rule, or regulation of an agency of the State or a political subdivision inconsistent with this order is hereby suspended.

ISSUED under my hand this 12th day of March, 2020, and effectively immediately.

LAWRENCE J. HOGAN, JR.  
Governor

[20-07-36]

## ORDER OF THE GOVERNOR OF THE STATE OF MARYLAND

### Expanding Child Care Access

WHEREAS, A state of emergency and catastrophic health emergency was proclaimed on March 5, 2020, to control and prevent the spread of COVID-19 within the state, and the state of emergency and catastrophic health emergency continue to exist;

WHEREAS, Providers of health care, emergency medical services, law enforcement, and other services may be in need of child care services for their school-age children when schools are closed;

WHEREAS, To expand capacity for child care services, it will be necessary to suspend certain State child care and local regulations;

WHEREAS, It is necessary to protect the public health, welfare, or safety to suspend the effect of statutes, rules, or regulations regarding child care; and

WHEREAS, It is further necessary to control the occupancy and use of buildings and premises, and authorize the use of private property, to provide child care and other temporary accommodations for children;

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE, DO HEREBY ORDER:

I. The State Superintendent of Schools (the "State Superintendent") may, upon a finding that the suspension will not endanger the public health, welfare, or safety, suspend the effect of any or all of the provisions within the following regulations for:

- a. Operational Requirements:
  - i. COMAR 13A.15.04 (Family Child Care);
  - ii. COMAR 13A.16.04 (Child Care Centers);
  - iii. COMAR 13A.17.04 (Letters of Compliance); and
  - iv. COMAR 13A.18.04 (Large Family Child Care);

- b. Provider or Staff Requirements:
  - i. COMAR 13A.15.06 (Family Child Care);
  - ii. COMAR 13A.16.06 (Child Care Centers);
  - iii. COMAR 13A.17.06 (Letters of Compliance);
  - iv. COMAR 13A.18.06 (Large Family Child Care); and
- c. Child Supervision:
  - i. COMAR 13A.15.08 (Family Child Care);
  - ii. COMAR 13A.16.08 (Child Care Centers);
  - iii. COMAR 13A.17.08 (Letters of Compliance); and
  - iv. COMAR 13A.18.08 (Large Family Child Care).

II. If, after suspending the effect of any or all of the provisions within the regulations described in § I, the State Superintendent determines that there continues to be insufficient availability of child care in the state, the State Superintendent may, to increase capacity, and upon a finding that the suspension will not endanger the public health, welfare, or safety:

a. Further suspend the effect of any or all provisions within the following regulation subtitles:

- i. COMAR 13A.15 (Family Child Care);
- ii. COMAR 13A.16 (Child Care Centers);
- iii. COMAR 13A.17 (Letters of Compliance); and
- iv. COMAR 13A.18 (Large Family Child Care); and

b. Issue guidelines permitting family and friend child care providers to provide care to up to five unrelated children in the provider's home.

III. To the extent necessary to allow for child care approved by the State Superintendent, and upon a finding by the unit that the suspension will not endanger the public health, welfare, or safety, any unit of State or local government may, in consultation with the State Superintendent, suspend the effect of a statute, rule, or regulation that it administers or enforces relating to the following:

- a. Zoning, so as to waive any required permits for the use of land;
- b. Building, use, and occupancy permitting, so as to remove limits on the use of a building based on a child's age;
- c. Fire inspection; and
- d. Testing of water, sewers and sewage, drainage, sanitation, refuse disposal, or pollution on private property.

IV. This Order remains effective until after termination of the state of emergency and the proclamation of the catastrophic health emergency has been rescinded, or until rescinded, superseded, amended, or revised by additional orders.

V. The State Superintendent may suspend the effect of any other statute, rule, or regulation of an agency of the State or a political subdivision to the extent necessary to provide sufficient availability for child care in the state or that is otherwise inconsistent with this Order.

ISSUED under my hand this 13th day of March, 2020, and effectively immediately.

LAWRENCE J. HOGAN, JR.  
Governor

[20-07-37]

## ORDER OF THE GOVERNOR OF THE STATE OF MARYLAND

### Closing Casinos, Racetracks and Simulcast Betting Facilities

WHEREAS, A state of emergency and catastrophic health emergency was proclaimed on March 5, 2020, to control and prevent the spread of COVID-19 within the state, and the state of emergency and catastrophic health emergency still exists;

WHEREAS, COVID-19, a respiratory disease that spreads easily from person to person and may result in serious illness or death, is a public health catastrophe and has been confirmed in five Maryland counties;

WHEREAS, To reduce the spread of COVID-19, the U.S. Centers for Disease Control and Prevention and the Maryland Department of Health recommend canceling large gatherings and social distancing in smaller gatherings;

WHEREAS, The currently known and available scientific evidence and best practices support limitations on large gatherings and social distancing to prevent exposures and transmissions, and reduce the threat to especially vulnerable populations, including older individuals and those with chronic health conditions;

WHEREAS, To reduce the threat to human health caused by transmission of the novel coronavirus in Maryland, and to protect and save lives, it is necessary and reasonable that individuals in the state refrain from congregating; and

WHEREAS, To protect the public health, welfare, and safety, prevent the transmission of the novel coronavirus, control the spread of COVID-19, and save lives, it is necessary to control and direct the occupancy and use of casino, racetrack, and simulcast betting facility buildings and premises in Maryland, and the movement of individuals to and from such buildings and premises;

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE, AND IN AN EFFORT TO CONTROL AND PREVENT THE SPREAD OF COVID-19 WITHIN THE STATE, DO HEREBY ORDER:

I. The occupancy and use of the following buildings and premises (the "Gaming and Racing Facilities") are controlled by this Order:

- a. MGM National Harbor
- b. Live! Casino & Hotel
- c. Horseshoe Casino Baltimore
- d. Hollywood Casino Perryville
- e. Ocean Downs Casino
- f. Rocky Gap Casino Resort
- g. Laurel Park
- h. Pimlico Race Course
- i. Timonium Race Course
- j. Fair Hill Races
- k. Rosecroft Raceway
- l. Ocean Downs

m. All simulcast betting facilities in the State, to the extent not otherwise included in the buildings and premises listed above.

II. All areas of the Gaming and Racing Facilities otherwise open to the general public for gaming, betting, wagering, and other similar activities (including, without limitation, video lottery facilities and table game areas) are hereby closed to the general public, effective 12:01 a.m. on March 16, 2020.

III. Each law enforcement officer of the State or a political subdivision shall execute and enforce this Order.

IV. A person who knowingly and willfully violates this Order is guilty of a misdemeanor and on conviction is subject to imprisonment not exceeding one year or a fine not exceeding \$5,000 or both.

V. This Order remains effective until the state of emergency has been terminated and the proclamation of the catastrophic health emergency has been rescinded, or until rescinded, superseded, amended, or revised by additional orders.

VI. The effect of any statute, rule, or regulation of an agency of the State or a political subdivision inconsistent with this order is hereby suspended.

ISSUED under my hand this 15th day of March, 2020,  
and effectively immediately.

LAWRENCE J. HOGAN, JR.  
Governor

[20-07-38]

## ORDER OF THE GOVERNOR OF THE STATE OF MARYLAND

### Amending and Restating the Order of March 12, 2020, Prohibiting Large Gatherings and Events and Closing Senior Centers, and Additionally Closing Bars, Restaurants, Fitness Centers, and Theaters

WHEREAS, A state of emergency and catastrophic health emergency was proclaimed on March 5, 2020, to control and prevent the spread of COVID-19 within the state, and the state of emergency and catastrophic health emergency still exists;

WHEREAS, COVID-19, a respiratory disease that spreads easily from person to person and may result in serious illness or death, is a public health catastrophe and has been confirmed in several Maryland counties;

WHEREAS, To reduce the spread of COVID-19, the U.S. Centers for Disease Control and Prevention and the Maryland Department of Health recommend canceling large gatherings and social distancing in smaller gatherings;

WHEREAS, The currently known and available scientific evidence and best practices support limitations on large gatherings and social distancing to prevent exposures and transmissions, and reduce the threat to especially vulnerable populations, including older individuals and those with chronic health conditions;

WHEREAS, To reduce the threat to human health caused by transmission of the novel coronavirus in Maryland, and to protect and save lives, it is necessary and reasonable that individuals in the state refrain from congregating;

WHEREAS, To protect the public health, welfare, and safety, prevent the transmission of the novel coronavirus, control the spread of COVID-19, and save lives, it is necessary to control and direct the movement of individuals in Maryland, including those on the public streets;

WHEREAS, It is further necessary to control and direct in Maryland the occupancy and use of buildings and premises, as well as places of amusement and assembly; and

WHEREAS, the Coronavirus Response Team will continue to advise on related public health and emergency management decisions;

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE, AND IN AN EFFORT TO CONTROL AND PREVENT THE SPREAD OF COVID-19 WITHIN THE STATE, DO HEREBY ORDER:

I. The Order of the Governor of the State of Maryland, dated March 12, 2020, entitled “Prohibiting Large Gatherings and Events and Closing Senior Centers” is amended and restated in its entirety as set forth herein.

II. Social, community, spiritual, religious, recreational, leisure, and sporting gatherings and events (“large gatherings and events”) of more than 50 people are hereby prohibited at all locations and venues, including but not limited to parades, festivals, conventions, and fundraisers.

III. Planned large gatherings and events must be canceled or postponed until after termination of the state of emergency and the proclamation of the catastrophic health emergency has been rescinded.

IV. All senior citizen activities centers (as defined in Section 10-501(i) of Human Services Article of the Maryland Code) shall be closed until after termination of the state of emergency and the proclamation of the catastrophic health emergency has been rescinded.

V. Restaurants and Bars.

a. This Order controls the occupancy and use of restaurants, bars, and other similar establishments that sell food or beverages for consumption on-premises in Maryland (“Restaurants and Bars”). This Order does not apply to food or beverage services in health care facilities, which are expressly excluded from the definition of “Restaurants and Bars”.

b. All Restaurants and Bars are hereby closed to the general public, effective as of 5:00 p.m. on March 16, 2020, except that, to the extent permitted by applicable law, and in accordance with any social-distancing recommendations of the Maryland Department of Health, food and beverages may be:

- i. sold if such food or beverages are promptly taken from the premises, i.e., on a carry-out or drive-through basis; and
- ii. delivered to customers off the premises.

VI. Fitness Centers.

a. This Order controls the occupancy and use of fitness centers, health clubs, health spas, gyms, aquatic centers, and self-defense schools in Maryland (“Fitness Centers”).

b. All Fitness Centers are hereby closed to the general public, effective as of 5:00 p.m. on March 16, 2020, except that the portion of any Fitness Center that is licensed or otherwise permitted by applicable law, regulation, or order to provide child care services may remain open to the general public for the purpose of continuing to provide such child care services.

VII. Theaters.

a. This Order controls the occupancy and use of theatres in Maryland at which live performances occur or motion pictures are shown (“Theaters”).

b. All Theaters are hereby closed to the general public, effective as of 5:00 p.m. on March 16, 2020.

VIII. Government Buildings and Facilities with Large Occupancy or Attendance.

a. State and local government buildings and facilities with an expected occupancy or attendance of more than 50 people shall:

- i. Promptly and conspicuously post in the building or facility a copy of the Maryland Department of Health recommendations for social distancing; and
- ii. Provide all occupants and attendees with the capability to wash their hands.

b. A copy of this Order shall be made available to all occupants or attendees at any State or local government building and facility with an expected occupancy or attendance of more than 50 people.

IX. All bingo halls in Maryland are hereby closed to the general public, effective as of 5:00 p.m. on March 16, 2020.

X. Each law enforcement officer of the State or a political subdivision shall execute and enforce this Order.

XI. A person who knowingly and willfully violates this Order is guilty of a misdemeanor and on conviction is subject to imprisonment not exceeding one year or a fine not exceeding \$5,000 or both.

XII. This Order remains effective until after termination of the state of emergency and the proclamation of the catastrophic health emergency has been rescinded, or until rescinded, superseded, amended, or revised by additional orders.

XIII. The effect of any statute, rule, or regulation of an agency of the State or a political subdivision inconsistent with this order is hereby suspended.

XIV. The underlined paragraph headings in this Order are for convenience of reference only and shall not affect the interpretation of this Order.

ISSUED under my hand this 16th day of March, 2020, and effectively immediately.

LAWRENCE J. HOGAN, JR.  
Governor

[20-07-39]

**ORDER OF THE GOVERNOR  
OF THE STATE OF MARYLAND**

**Temporarily Prohibiting Evictions of Tenants Suffering  
Substantial Loss of Income Due to Covid-19**

WHEREAS, A state of emergency and catastrophic health emergency was proclaimed on March 5, 2020, to control and prevent the spread of COVID-19 within the state, and the state of emergency and catastrophic health emergency still exists;

WHEREAS, COVID-19, a respiratory disease that spreads easily from person to person and may result in serious illness or death, is a public health catastrophe and has been confirmed in several Maryland counties;

WHEREAS, The spread of COVID-19 is likely to result in loss of work and loss of income for some residents of Maryland, which may impact their ability to pay for rental housing, and potentially result in their eviction;

WHEREAS, To treat, prevent, or reduce the spread of COVID-19 caused by the transmission of the novel coronavirus, it may become medically necessary and reasonable to require individuals to remain in isolation or quarantine at their homes or to remain indoors;

WHEREAS, To protect the public health, welfare, and safety, it is necessary to authorize the use of private property, provide temporary housing for individuals affected by the spread of COVID-19, and suspend the effect of certain states, rules, or regulations of agencies of the State or political subdivisions relating to real property and breach of leases;

WHEREAS, To protect life and property, and control the public health catastrophe in Maryland, it is necessary to control the occupancy and use of buildings; and

WHEREAS, To avoid the serious health, welfare, and safety consequences that may result if Marylanders lose their rental housing as a result of COVID-19, it is necessary and reasonable to impose a moratorium on certain evictions;

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE, AND IN AN EFFORT TO PROTECT THE PUBLIC HEALTH, WELFARE, AND SAFETY, DO HEREBY ORDER:

I. Until the state of emergency is terminated and the catastrophic health emergency is rescinded, the effect of Section 8-401 of the Real Property Article of the Maryland Code is hereby suspended as follows:

a. No court shall give any judgment for possession or repossession, or warrant for restitution of possession or repossession of residential real property, if the tenant can demonstrate to the court, through documentation or other objectively verifiable means, that the tenant suffered a substantial loss of income resulting from COVID-19 or the related proclamation of a state of emergency and catastrophic health emergency, including, without limitation, due to job loss, reduction in compensated hours of work, closure of place of employment, or the need to miss work to care for a home-bound school-age child.

II. Until the state of emergency is terminated and the catastrophic health emergency is rescinded, the effect of Section 8-402.1 of the Real Property Article of the Maryland Code is hereby suspended as follows:

a. No court shall give any judgment for possession or repossession, or warrant for restitution of possession or repossession of residential real property, if the tenant can demonstrate to the court, through documentation or other objectively verifiable means, that the tenant suffered a substantial loss of income resulting from COVID-19 or the related proclamation of a state of emergency and catastrophic health emergency, including, without limitation, due to job loss, reduction in compensated hours of work, closure of place of employment, or the need to miss work to care for a home-bound school-age child.

b. The fact that the tenant, or any person permissibly cohabiting with the tenant in accordance with the terms of the lease, has a confirmed diagnosis of COVID-19 or is under investigation for COVID-19, shall not constitute a "clear and imminent danger" for purposes of Section 8-402.1(a)(1)(i)2.A.

III. Except as specifically suspended in paragraph I above, Section 8-401 of the Real Property Article remains in effect in accordance with its terms. Except as specifically suspended in paragraph II above, Section 8-402.1 of the Real Property Article remains in effect in accordance with its terms.

ISSUED under my hand this 16th day of March, 2020,  
and effectively immediately.

LAWRENCE J. HOGAN, JR.  
Governor

[20-07-40]

## ORDER OF THE GOVERNOR OF THE STATE OF MARYLAND

### Prohibiting Termination of Residential Services and Late Fees

WHEREAS, A state of emergency and catastrophic health emergency was proclaimed on March 5, 2020, to control and prevent the spread of COVID-19 within the state, and the state of emergency and catastrophic health emergency continue to exist;

WHEREAS, COVID-19, a respiratory disease that spreads easily from person to person and may result in serious illness or death, is a public health catastrophe and has been confirmed in several Maryland counties;

WHEREAS, To reduce the spread of and exposures to COVID-19, the U.S. Centers for Disease Control and Prevention and the Maryland Department of Health, consistent with the currently known and available scientific evidence and best practices, recommend social distancing;

WHEREAS, Termination of residential services by utilities and providers may require a representative of the company to personally visit the premises and interact with the occupants;

WHEREAS, The spread of COVID-19 is likely to result in loss of work and loss of income for some residents of Maryland, which may impact their ability to pay for residential services;

WHEREAS, The termination of Marylanders' residential services as a result of COVID-19 would have serious public health, welfare, and safety consequences;

WHEREAS, Maryland utilities and service providers have agreed that, to protect the public health, welfare, and safety, certain residential services should not be terminated, and have taken action to provide additional assistance to their customers during the state of emergency and catastrophic health emergency;

WHEREAS, It is necessary to protect the public health, welfare, or safety to suspend the effect of statutes, rules, or regulations regarding termination of residential services, and authorize the use of private property; and

WHEREAS, To reduce the threat to human health caused by COVID-19 in Maryland, protect the health and safety of utility employees and customers, and save lives, it is necessary and reasonable that residential service companies not terminate service to dwellings or residents, or charge fees for late or untimely payments for services to residential dwellings, during the state of emergency and catastrophic health emergency;

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE, DO HEREBY ORDER:

I. No electric, gas, sewage disposal, telegraph, telephone, water, or cable television company, or internet service provider, or any company providing a combination of such services (a "Residential Service Company"), shall terminate the service of a customer if the service is used, in whole or in part, in a dwelling unit or residence.

II. A Residential Service Company shall not bill or collect, on an account that serves a dwelling unit or residence, any fee or charge imposed for a late or otherwise untimely payment that becomes due from the date of this Order.

III. This Order remains effective until the termination of the state of emergency and the proclamation of the catastrophic health emergency has been rescinded, but in all events no later than May 1, 2020, except as may be rescinded, superseded, amended, or revised by additional orders.

IV. The effect of any statute, rule, or regulation of an agency of the State or a political subdivision inconsistent with this order is hereby suspended.

ISSUED under my hand this 16th day of March, 2020, and effectively immediately.

LAWRENCE J. HOGAN, JR.  
Governor

[20-07-41]

**ORDER OF THE GOVERNOR  
OF THE STATE OF MARYLAND**

**Relating to Various Health Care Matters**

WHEREAS, A state of emergency and catastrophic health emergency was proclaimed on March 5, 2020, to control and prevent the spread of COVID-19 within the state, and the state of emergency and catastrophic health emergency continue to exist;

WHEREAS, Health care practitioners and facilities are needed to respond to the catastrophic health emergency, including for treatment, isolation, and quarantine, therefore requiring their control, regulation, use, and rationing, and other appropriate actions;

WHEREAS, To protect lives, prevent exposure to the novel coronavirus, and control the COVID-19 public health catastrophe, it is further necessary to control the occupancy and use of, and close, buildings and premises, including places of assembly such as adult day care centers;

WHEREAS, It is further necessary to authorize the use of private property, health care facilities, and alternative care sites;

WHEREAS, To respond to the catastrophic health emergency, licensing, certification, and credentialing of health care practitioners must be modified to expand the practice capabilities, permissions, and authorizations of those who already hold a Maryland license and those who are licensed in other states;

WHEREAS, To expand such practice capabilities, permissions, and authorizations, and protect the public health, welfare, and safety, it is necessary to suspend certain State and local statutes, rules, and regulations regarding licensing, certification, and credentialing of health care practitioners;

WHEREAS, During the state of emergency and catastrophic health emergency, a hospital may need to appoint to its medical staff physicians and other health care practitioners to provide services for which the health care practitioner does not have an appropriate Maryland license;

WHEREAS, It is necessary that health care practitioners that hold licenses, certifications, or other permits issued by other states and that demonstrate the meeting of qualifications for professional, mechanical, or other skills, be deemed licensed, certified, or permitted in Maryland to render aid during the state of emergency and catastrophic health emergency;

WHEREAS, It is necessary that health care practitioners be authorized to perform acts, tasks, or functions while supervised by other health care practitioners licensed in Maryland during the state of emergency and catastrophic health emergency;

WHEREAS, The State’s response to the state of emergency and catastrophic health emergency requires control, regulation, use, dispersing, and distribution of stockpiled assets;

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE CONSTITUTION AND LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE, AND IN AN EFFORT TO CONTROL AND PREVENT THE SPREAD OF COVID-19 WITHIN THE STATE, DO HEREBY ORDER:

I. Definitions. As used in this Order, the following terms have the meaning indicated:

a. “Health care facility” has (i) the meaning assigned in Section 19-114(d) of the Health-General Article, and (ii) also includes any other facility designated or established by the Secretary for treatment, isolation, and/or quarantine.

b. “Health care license” means a license, certification, or other authorization under the Health-Occupations Article to provide health care services.

c. “Health care practitioner” has the meaning assigned in Section 19-114(e) of the Health-General Article.

d. “Health-General Article” means the Health-General Article of the Annotated Code of Maryland.

e. “Health Occupations Article” means the Health Occupations Article of the Annotated Code of Maryland.

f. “Inactive license” means the health care license that was held by an inactive practitioner prior to being placed on inactive status.

g. “Inactive practitioner” means a person who held a health care license, but has been placed on inactive status.

h. “Secretary” means the Secretary of Health of the State of Maryland.

i. “Temporary health care licenses” means temporary licenses and temporary practice letters issued under the Health Occupations Article.

II. Establishment of Health Facilities.

a. The Secretary is ordered to work collaboratively with health care providers throughout the State to designate and gain access to any and all facilities needed to respond to the catastrophic health emergency, including, without limitation, decommissioned hospitals; and

b. Any property owned by the State of Maryland shall be made available to the Secretary as a place of treatment, isolation, and/or quarantine.

III. Resource Control. The Secretary is ordered to establish and implement appropriate policies and procedures for receiving, stockpiling, rationing, and distributing (a) all assets received by the State of Maryland from the Strategic National Stockpile; and (b) assets needed for COVID-19 testing.

IV. Health Care Licenses - Interstate Reciprocity.

a. Any person who holds a valid, unexpired license as a health care practitioner that is issued by another state may, at a health care facility in Maryland, engage in the activities authorized under such license without first obtaining a license or practice letter from the applicable Maryland licensing agency or board, if:

i. doing so is necessary to allow the health care facility to meet required staffing ratios or otherwise ensure the continued and safe delivery of health care services; and

ii. if the Health Occupations Article allows the issuance of a temporary health care license to such person:

1. the person could not reasonably obtain a temporary health care license in sufficient time to meet such needs of the health care facility; and



2. the person applies for such temporary health care license within 10 days after first working at a health care facility in Maryland in reliance on this paragraph IV.

b. The Secretary, and all boards and commissions responsible for the licensing of health care practitioners, are ordered to expedite all applications for temporary licenses and temporary practice letters from health care practitioners licensed in other states.

c. The expiration date of all temporary health care licenses that would otherwise expire during the state of emergency and catastrophic health emergency is hereby extended to the date on which the state of emergency has been terminated and the catastrophic health emergency has been rescinded.

V. Inactive Practitioners.

a. Any inactive practitioner may, at a health care facility in Maryland, engage in activities that would have been authorized under his/her inactive license without first reinstating his/her inactive license, if:

i. qualified supervisory personnel at the health care facility reasonably conclude that the inactive practitioner can competently engage in such activities;

ii. doing so is necessary to allow the health care facility to meet required staffing ratios or otherwise ensure the continued and safe delivery of health care services; and

iii. the person could not reasonably reinstate his/her inactive license in sufficient time to meet such needs of the health care facility.

b. The Secretary, and all boards and commissions responsible for the licensing of health care practitioners, are ordered to expedite all requests from inactive practitioners to reinstate inactive licenses.

VI. Expanded Scope of Practice for Health Care Practitioners. A health care practitioner may engage in activities that are not authorized by his/her license at a health care facility in Maryland if:

a. doing so is necessary to allow the health care facility to meet required staffing ratios or otherwise ensure the continued and safe delivery of health care services; and

b. qualified supervisory personnel at the health care facility:

i. reasonably conclude that the health care practitioner can competently engage in such activities; and

ii. reasonably supervise the health care practitioner while he/she is engaged in such activities.

VII. Activation of Maryland Responds Medical Reserve Corps. The Secretary is directed to activate the Maryland Responds Medical Reserve Corps, as necessary to respond to the catastrophic health emergency.

VIII. Elective Medical Procedures. The Secretary is authorized and ordered to take actions to control, restrict, and regulate the use of health care facilities for the performance of elective medical procedures, as necessary to respond to the catastrophic health emergency.

IX. General Authorizations.

a. The Secretary is authorized to suspend the effect of any statute, rule, or regulation administered by the Maryland Department of Health related to licensing, oversight, and inspection of health care facilities, or other community-based programs or providers of health care licensed, certified, or otherwise authorized under the Health-General Article, as appropriate and necessary to protect the health and safety of patients, staff, and other individuals in Maryland.

b. The Secretary is authorized to promulgate rules or guidance as the Secretary deems necessary to carry into effect the purpose and intent of paragraphs IV, V, and VI of this Order.

X. Closure of Adult Day Care Centers. All adult day care centers (as defined in in Section 24-701 of the Health-General Article) shall be closed, effective 12:01 a.m. on March 17, 2020.

XI. Additional Regulatory Flexibility.

a. After notice to the Governor, the Maryland Board of Physicians (the "BoP") may suspend any provision of Titles 14 and 15 of the Health Occupations Article and their implementing regulations in COMAR 10.32 if the BoP finds that the suspension will not endanger the public health, welfare, or safety and will augment the healthcare workforce and allow it to respond to the catastrophic health emergency.

b. After notice to the Governor, the Maryland Board of Nursing (the "BoN") may suspend any provision of Title 8 of the Health Occupations Article and its implementing regulations in COMAR 10.27 and 10.39 if the BoN finds that the suspension will not endanger the public health, welfare, or safety and will augment the healthcare workforce and allow it to respond to the catastrophic health emergency.

c. All suspensions of statutes or regulations pursuant to this paragraph XI shall terminate no later than such time as the state of emergency has been terminated and the proclamation of the catastrophic health emergency has been rescinded.

XII. General Provisions.

a. Each law enforcement officer of the State or a political subdivision shall execute and enforce this Order.

b. A person who knowingly and willfully violates this Order is guilty of a misdemeanor and on conviction is subject to imprisonment not exceeding one year or a fine not exceeding \$5,000 or both.

c. This Order remains effective until the state of emergency has been terminated and the proclamation of the catastrophic health emergency has been rescinded, or until rescinded, superseded, amended, or revised by additional orders.

d. The effect of any statute, rule, or regulation of an agency of the State or a political subdivision inconsistent with this order is hereby suspended.

e. The underlined paragraph headings in this Order are for convenience of reference only and shall not affect the interpretation of this Order.

ISSUED under my hand this 16th day of March, 2020, and effectively immediately.

LAWRENCE J. HOGAN, JR.  
Governor

[20-07-42]

## PROCLAMATION

### Renewal of Declaration of State of Emergency and Existence of Catastrophic Health Emergency — COVID-19

WHEREAS, on March 5, 2020, a state of emergency and catastrophic health emergency was, pursuant to the Maryland Constitution and Laws of Maryland, including but not limited to Title 14 of the Public Safety Article, and in an effort to control and prevent the spread of COVID-19, proclaimed within the entire State of Maryland;

WHEREAS, the emergency conditions, state of emergency, and catastrophic health emergency continue to exist;

WHEREAS, the state of emergency and catastrophic health emergency interferes with the electoral process; and

THE GOVERNOR

WHEREAS, it is necessary and desirable for a comprehensive plan to be prepared regarding the electoral process in connection with the 2020 Primary Election, and considering steps to be taken to prevent or reduce the harmful consequences to the electoral process, during and following the state of emergency and catastrophic health emergency;

V. The effect of any statute, rule, or regulation of an agency of the State or a political subdivision inconsistent with this order is hereby suspended.

Given Under My Hand and the Great Seal of the State of Maryland in the City of Annapolis, this 17th day of March, 2020.

LAWRENCE J. HOGAN, JR.  
Governor

ATTEST:

JOHN C. WOBENSMITH  
Secretary of State

[20-07-43]

NOW, THEREFORE, I, LAWRENCE J. HOGAN, JR., GOVERNOR OF THE STATE OF MARYLAND, BY VIRTUE OF THE AUTHORITY VESTED IN ME BY THE MARYLAND CONSTITUTION AND THE LAWS OF MARYLAND, INCLUDING BUT NOT LIMITED TO TITLE 14 OF THE PUBLIC SAFETY ARTICLE AND TITLE 8 OF THE ELECTION LAW ARTICLE, AND IN AN EFFORT TO CONTROL AND PREVENT THE SPREAD OF COVID-19 WITHIN THE STATE, HEREBY DECLARE THAT A STATE OF EMERGENCY AND CATASTROPHIC HEALTH EMERGENCY CONTINUES TO EXIST WITHIN THE ENTIRE STATE OF MARYLAND, RENEW THE MARCH 5, 2020, PROCLAMATION, AND FURTHER PROVIDE AND ORDER, EFFECTIVE IMMEDIATELY:

I. Primary Election.

A. The Primary Election of April 28, 2020, is hereby postponed to June 2, 2020, in all of the State.

B. Comprehensive Plan for Primary Election.

i. No later than April 3, 2020, the State Board of Elections shall, in consultation with the Maryland Department of Health, prepare and submit to the Governor a Comprehensive Plan for the conduct of the Primary Election.

ii. The Comprehensive Plan shall minimize injury and damage from the COVID-19 public health catastrophe, and save lives, while, to the fullest extent possible given the interference in the electoral process from the state of emergency and catastrophic health emergency, inspire public confidence and trust in the conduct of the Primary Election by reasonably assuring under the circumstances that:

1. all persons served by the election system are treated fairly and equitably;
2. all qualified persons may register to vote and that those who are not qualified do not vote;
3. those who administer elections are well-trained, that they serve both those who vote and those who seek votes, and that they put the public interest ahead of partisan interests;
4. full information on elections is provided to the public, including disclosure of campaign receipts and expenditures;
5. citizen convenience is emphasized as is feasible and does not endanger the public health, welfare, or safety;
6. security and integrity are maintained in the casting of ballots, canvass of votes, and reporting of election results;
7. the prevention of fraud and corruption is diligently pursued; and
8. any offenses that occur are prosecuted.

II. In the Special General Election to fill the vacancy in the office of the Representative of Congress for the Seventh Congressional District of Maryland of April 28, 2020, the State Board of Elections shall utilize, as an alternate voting system, voting by mail.

III. All other statutory and regulatory dates and time periods relating to the Primary Election or Special General Election may be additionally postponed in the discretion of the State Board of Elections to conform to this Order.

IV. The State Board of Elections shall have the authority to designate any of its employees or the State employees of any local board of elections as "emergency" and "essential" State employees or personnel for the purpose of performing duties necessary to conduct the Primary Election or Special General Election.

# The General Assembly

For additional up-to-date information concerning bills introduced in the General Assembly, log on to <http://mlis.state.md.us> and click on Bill Information and Status. You may then enter a specific bill number for information about that bill. You may also click on Senate Synopsis or House Synopsis for the most recent synopsis list for each house, or click on Synopsis Index for a listing of all bill synopses since the beginning of the legislative session.

## SYNOPSIS NO. 5

### House Bills

- HB1649** Del Long, et al. Education - Reporting Arrests of Students - Alterations.
- HB1650** Del Lopez. Criminal Law - Third-Degree Assault.
- HB1651** Del Bridges. Baltimore City - Alcoholic Beverages - Class B-D-7 License - Hours of Sale.
- HB1652** Del Kittleman. Maryland Sign Language Interpreter Act.
- HB1653** Washington County Delegation. Washington County - Business Licenses - Zoning Certification Requirement.
- HB1654** Del Beitzel, et al. Prescription Drug Monitoring Program - Prescribers of Opioids - Notification Requirement.
- HB1655** Del Sample-Hughes. State Procurement - Concrete - Preference.
- HB1656** Del McComas. Commercial Law - Consumer Privacy and Data Collection.
- HB1657** Prince George's County Delegation. Prince George's County Board of Education - Nonstudent Member Compensation and Student Member Scholarship PG 505-20.
- HB1658** Del McIntosh, et al. Economic Development - Baltimore Symphony Orchestra - Funding and Reporting.
- HB1659** Del McIntosh. Maryland Stadium Authority – Youth and Amateur Sports Grants Program and Michael Erin Busch Sports Fund.
- HB1660** Del Grammer. General Assembly - Legislative Privilege - Exception for Records Related to a Crime.
- HB1661** The Spkr (Admin). State Budget - Revenue Stabilization Account Transfers - Coronavirus.
- HB1662** Del Hornberger. Criminal Procedure - Criminal Records - Aliases.
- HB1663** The Spkr. State Government – State of Emergency and Catastrophic Health Emergency – Authority of Governor and Unemployment Insurance Benefits (COVID–19 Public Health Emergency Protection Act of 2020).
- HB1664** Del B. Barnes. Operating Budget - Education Programs - Mandated Funding.

[20-07-26]

### Senate Bills

- SB1065** Sen King. Economic Development - Baltimore Symphony Orchestra - Funding and Reporting.
- SB1066** Sen Carter. Law Enforcement – Complaints and Investigations and Use of Force (Anton’s Law).
- SB1067** Sen Patterson. Environment - Mold Inspections - Standards, Reporting, and Penalties.
- SB1068** Sen Patterson. Alcoholic Beverages - Fulfillment Warehouse Permit.
- SB1069** Sen Miller. Transportation - Eastern Shore Counties - Construction of Toll Roads.
- SB1070** Sen Hester. Economic and Community Development - Tax Credit for Catalytic Projects.
- SB1071** Sen Carter. Peace Orders and Protective Orders - Study.

- SB1072** Sen Jennings. Home Inspectors – Reports – Home Energy Score.
- SB1073** Sen Lee. Criminal Procedure - Incompetency and Criminal Responsibility - Dismissal of Charges.
- SB1074** Sens Lee and Smith. Public Safety - Regulated Firearms - Transfer.
- SB1075** Sen Feldman. Adult-Use Cannabis - Legalization.
- SB1076** Sen McCray. Maryland Stadium Authority - Youth and Amateur Sports Grants Program and Fund.
- SB1077** Sen McCray. Edward T. and Mary A. Conroy and Jean B. Cryor Memorial Scholarship Programs - Alterations.
- SB1078** The Mnrtly Ldr, et al. Public Safety - Emergency Powers of the Governor - Violent Crime Crisis.
- SB1079** The Pres (Admin). State Budget - Revenue Stabilization Account Transfers – Coronavirus.
- SB1080** The Pres and Sen Lam. State Government – State of Emergency and Catastrophic Health Emergency – Authority of Governor and Unemployment Insurance Benefits (COVID–19 Public Health Emergency Protection Act of 2020).
- SB1081** Sen Peters. Prior Authorizations of State Debt - Alterations.

[20-07-27]

### Chapters

- CH0011 Executive Order 01.01.2020.02** Governor Lawrence J. Hogan, Jr. Reorganization of State Government – Governor’s Office of Crime Prevention, Youth, and Victim Services
- CH0012 SB1079 (Amended)** The Pres (Admin). State Budget – Revenue Stabilization Account Transfers – Coronavirus.

[20-07-28]

# Emergency Action on Regulations

### Symbol Key

- Roman type indicates text existing before emergency status was granted.
- *Italic type* indicates new text.
- [Single brackets] indicate deleted text.

### Emergency Regulations

Under State Government Article, §10-111(b), Annotated Code of Maryland, an agency may petition the Joint Committee on Administrative, Executive, and Legislative Review (AELR), asking that the usual procedures for adopting regulations be set aside because emergency conditions exist. If the Committee approves the request, the regulations are given emergency status. Emergency status means that the regulations become effective immediately, or at a later time specified by the Committee. After the Committee has granted emergency status, the regulations are published in the next available issue of the Maryland Register. The approval of emergency status may be subject to one or more conditions, including a time limit. During the time the emergency status is in effect, the agency may adopt the regulations through the usual promulgation process. If the agency chooses not to adopt the regulations, the emergency status expires when the time limit on the emergency regulations ends. When emergency status expires, the text of the regulations reverts to its original language.

## Title 31

# MARYLAND INSURANCE ADMINISTRATION

## Subtitle 01 GENERAL PROVISIONS

### 31.01.02 Emergency Powers

Authority: Health-General Article, §19-706; Insurance Article, §2-115;  
Annotated Code of Maryland

#### Notice of Emergency Action

[20-075-E]

The Joint Committee on Administrative, Executive, and Legislative Review has granted emergency status to amendments to Regulations .03 and .06 under **COMAR 31.01.02 Emergency Powers**.

**Emergency status began: March 9, 2020.**

**Emergency status expires: September 5, 2020.**

#### Comparison to Federal Standards

There is no corresponding federal standard to this emergency action.

#### Estimate of Economic Impact

**I. Summary of Economic Impact.** The requirements in the proposed regulation for insurance carriers to waive cost-sharing and pay claims for specified medical services associated with COVID-19 will have a positive fiscal impact on consumers and a negative fiscal impact on insurance carriers. Consumers covered under health plans subject to regulation by the Commissioner will save money by having their share of costs waived for certain preventive, testing, diagnostic, and lab services for COVID-19 and potentially having their insurance coverage pay for new treatments for COVID-19 that would otherwise be denied as experimental. This will remove potential barriers for consumer to access these services. Conversely, insurance carriers will experience increased costs because they will not be permitted to deduct cost-sharing from their payment for these services, and may be required to pay certain claims for COVID-19 treatment that would otherwise be denied as experimental. The magnitude for these fiscal impacts is impossible to quantify at this time due to the variance in cost-sharing levels for the affected services under different plans, the variance in provider charges for these services, and the uncertainty about the number of consumers who will need to access these services. Employees of small businesses that have purchased insurance plans subject to regulation by the Commissioner will be

eligible for the cost-sharing waivers, but, otherwise, these proposed regulations will have no direct impact on small businesses.

### II. Types of Economic Impact.

	Revenue (R+/R-)	
	Expenditure (E+/E-) Magnitude	
A. On issuing agency:	NONE	
B. On other State agencies:	NONE	
C. On local governments:	NONE	
	Benefit (+)	Magnitude
	Cost (-)	
D. On regulated industries or trade groups:	NONE	
Cost	(-)	Unknown
E. On other industries or trade groups:	NONE	
F. Direct and indirect effects on public:	NONE	
Cost reduction	(+)	Unknown

### III. Assumptions. (Identified by Impact Letter and Number from Section II.)

D. Insurance carriers will experience increased costs because they will not be permitted to deduct cost-sharing from their payments for these services, and may be required to pay certain claims for COVID-19 treatment that would otherwise be denied as experimental. The magnitude for these fiscal impacts is unknown due to the variance in cost-sharing levels for the affected services under different plans, the variance in provider charges for these services, and the uncertainty about the number of consumers who will need access to these services.

F. Consumers covered under health plans subject to regulation by the Maryland Insurance Administration will save money by having their share of costs waived for certain preventive, testing, diagnostic, and lab services for COVID-19 and potentially having their insurance coverage pay for new treatments for COVID-19 that would otherwise be denied as experimental.

#### Economic Impact on Small Businesses

The emergency action has minimal or no economic impact on small businesses.

**.03 Definitions.**

A. (text unchanged)

B. Terms Defined.

(1)—(10) (text unchanged)

(11) *“Copayment” means a specified charge that a covered person shall pay each time services of a particular type or in a designated setting are received.*

(12) *“COVID-19” means, interchangeably and collectively, the coronavirus known as COVID-19 or 2019-nCoV and the SARS-CoV-2 virus.*

(13) *“Deductible” means the amount of allowable charges that shall be incurred by an individual or family per year before a carrier begins payment.*

[(11)] (14)—[(23)] (26) (text unchanged)

**.06 Life and Health.**

A. The bulletin issued by the Commissioner under Regulation .05 of this chapter may require health carriers to:

(1)—(2) (text unchanged)

(3) Waive any time restrictions on prescription medication refills and authorize payment to pharmacies for at least a 30-day supply of any prescription medication, regardless of the date upon which the prescription medication had most recently been filled by a pharmacist; [and]

(4) Waive any restrictions on the time frame for the replacement of durable medical equipment or supplies, eyeglasses, and dentures[.];

(5) *Except as provided in §§J and K of this regulation, waive any cost-sharing, including copayments, coinsurance, and deductibles, for any visit to diagnose or test for COVID-19, regardless of the setting of the testing (for example, an emergency room, urgent care center, or primary physician’s office);*

(6) *Except as provided in §§J and K of this regulation, waive any cost-sharing, including copayments, coinsurance, and deductibles, for laboratory fees to diagnose or test for COVID-19; and*

(7) *Except as provided in §§J and K of this regulation, waive any cost-sharing, including copayments, coinsurance, and deductibles, for vaccination for COVID-19.*

B.—E. (text unchanged)

F. *The Commissioner may require a health carrier to make a claims payment for treatment for COVID-19 that the health carrier has denied as experimental.*

G. *A health carrier shall evaluate a request to use an out-of-network provider to perform diagnostic testing of COVID-19 solely on the basis of whether the use of the out-of-network provider is medically necessary or appropriate.*

H. *The only prior authorization requirements a health carrier may utilize relating to testing for COVID-19 shall relate to the medical necessity of that testing.*

I. *An adverse decision on a request for coverage of diagnostic services for COVID-19 shall be considered an emergency case for which an expedited grievance procedure is required under Insurance Article, §15-10A-02, Annotated Code of Maryland.*

J. *The requirements of §A(5)—(7) of this regulation do not apply to a Medicare supplement policy as defined by Insurance Article, §15-901(k), Annotated Code of Maryland.*

K. *A carrier is not required to waive the deductible for an insured covered under a high deductible health plan, as defined in 26 U.S.C. §223, if the waiver of the deductible would disqualify the plan from being considered a high deductible health plan under federal law.*

ALFRED W. REDMER, JR.  
Insurance Commissioner

# Final Action on Regulations

## Symbol Key

- Roman type indicates text already existing at the time of the proposed action.
- *Italic type* indicates new text added at the time of proposed action.
- Single underline, italic indicates new text added at the time of final action.
- Single underline, roman indicates existing text added at the time of final action.
- ~~[[Double brackets]]~~ indicate text deleted at the time of final action.

## Title 09 MARYLAND DEPARTMENT OF LABOR

### Subtitle 13 BOARD FOR PROFESSIONAL LAND SURVEYORS

#### 09.13.07 Educational Equivalency Requirements

Authority: Business Occupations and Professions Article, §§15-208 and 15-305, Annotated Code of Maryland

#### Notice of Final Action

[20-007-F]

On March 4, 2020, the Board for Professional Land Surveyors adopted the repeal of existing Regulations **.02** and **.03**, new Regulation **.02**, and the recodification of existing Regulations **.04—****.06** to be Regulations **.03—****.05** under **COMAR 09.13.07 Educational Equivalency Requirements**. This action, which was proposed for adoption in 47:1 Md. R. 22 (January 3, 2020), has been adopted as proposed.

**Effective Date: April 6, 2020.**

JOHN V. METTEE, III  
Chairman

## Title 20 PUBLIC SERVICE COMMISSION

### Subtitle 45 SERVICE SUPPLIED BY TELEPHONE COMPANIES

#### 20.45.09 Intrastate Switched Access and Pay Phone Dial Around Surcharge Rates

Authority: Public Utilities Article, §§2-113, 2-121, 4-201—4-203, and 4-301, Annotated Code of Maryland

#### Notice of Final Action

[20-011-F]

On March 11, 2020, the Maryland Public Service Commission adopted amendments to Regulation **.03** under **COMAR 20.45.09 Intrastate Switched Access and Pay Phone Dial Around Surcharge Rates**. This action, which was proposed for adoption in 47:1 Md. R. 28 (January 3, 2020), has been adopted as proposed.

**Effective Date: April 6, 2020.**

ANDREW S. JOHNSTON  
Executive Secretary

## Title 15 MARYLAND DEPARTMENT OF AGRICULTURE

### Subtitle 01 OFFICE OF THE SECRETARY

#### 15.01.12 Food Donation Pilot Program

Authority: *Tax-General Article, §10-745*, Annotated Code of Maryland

#### Notice of Final Action

[19-217-F]

On March 6, 2020, the Maryland Department of Agriculture adopted amendments to Regulations **.01—****.04** under **COMAR 15.01.12 Food Donation Pilot Program**. This action, which was proposed for adoption in 46:22 Md. R. 1023—1024 (October 25, 2019), has been adopted as proposed.

**Effective Date: April 6, 2020.**

JULIANNE A. OBERG  
Deputy Secretary

## Title 31 MARYLAND INSURANCE ADMINISTRATION

### Subtitle 04 INSURERS

#### 31.04.23 *Corporate Governance Annual Disclosure*

Authority: *Insurance Article, §§4-503 and 4-508*, Annotated Code of Maryland

#### Notice of Final Action

[20-030-F]

On March 12, 2020, the Insurance Commissioner adopted new Regulations **.01—****.04** under a new chapter, **COMAR 31.04.23 Corporate Governance Annual Disclosure**. This action, which was proposed for adoption in 47:2 Md. R. 135—137 (January 17, 2020), has been adopted as proposed.

**Effective Date: April 6, 2020.**

ALFRED W. REDMER, JR.  
Insurance Commissioner

## Subtitle 09 LIFE INSURANCE AND ANNUITIES

### 31.09.04 Contracts on a Variable Basis

Authority: Insurance Article, §§2-109, 8-442(d), and 16-601—16-603,  
Annotated Code of Maryland

#### Notice of Final Action

[19-274-F]

On March 17, 2020, the Insurance Commissioner adopted amendments to Regulation **.03** under **COMAR 31.09.04 Contracts on a Variable Basis**. This action, which was proposed for adoption in 46:26 Md. R. 1189—1190 (December 20, 2019), has been adopted as proposed.

**Effective Date: April 6, 2020.**

ALFRED W. REDMER, JR.  
Insurance Commissioner

## Subtitle 09 LIFE INSURANCE AND ANNUITIES

### 31.09.07 Charitable Gift Annuities

Authority: Insurance Article, §§2-109 and 16-114, Annotated Code of  
Maryland

#### Notice of Final Action

[20-002-F]

On March 17, 2020, the Insurance Commissioner adopted amendments to Regulations **.02 and .03** under **COMAR 31.09.07 Charitable Gift Annuities**. This action, which was proposed for adoption in 47:1 Md. R. 30 (January 3, 2020), has been adopted as proposed.

**Effective Date: April 6, 2020.**

ALFRED W. REDMER, JR.  
Insurance Commissioner

# Proposed Action on Regulations

For information concerning citizen participation in the regulation-making process, see inside front cover.

## Symbol Key

- Roman type indicates existing text of regulation.
- *Italic type* indicates proposed new text.
- [Single brackets] indicate text proposed for deletion.

## Promulgation of Regulations

An agency wishing to adopt, amend, or repeal regulations must first publish in the Maryland Register a notice of proposed action, a statement of purpose, a comparison to federal standards, an estimate of economic impact, an economic impact on small businesses, a notice giving the public an opportunity to comment on the proposal, and the text of the proposed regulations. The opportunity for public comment must be held open for at least 30 days after the proposal is published in the Maryland Register.

Following publication of the proposal in the Maryland Register, 45 days must pass before the agency may take final action on the proposal. When final action is taken, the agency must publish a notice in the Maryland Register. Final action takes effect 10 days after the notice is published, unless the agency specifies a later date. An agency may make changes in the text of a proposal. If the changes are not substantive, these changes are included in the notice of final action and published in the Maryland Register. If the changes are substantive, the agency must repropose the regulations, showing the changes that were made to the originally proposed text.

Proposed action on regulations may be withdrawn by the proposing agency any time before final action is taken. When an agency proposes action on regulations, but does not take final action within 1 year, the proposal is automatically withdrawn by operation of law, and a notice of withdrawal is published in the Maryland Register.

## Title 07

# DEPARTMENT OF HUMAN SERVICES

## Subtitle 03 FAMILY INVESTMENT ADMINISTRATION

### 07.03.17 Food Supplement Program

Authority: Human Services Article, §5-501, Annotated Code of Maryland

#### Notice of Proposed Action

[20-070-P]

The Secretary of Human Services proposes to adopt new Regulation .61 under COMAR 07.03.17 Food Supplement Program.

#### Statement of Purpose

The purpose of this action is to comply with State statute, which mandates that the Department of Human Services adopt regulations:

- (1) To verify household eligibility for participation in the Restaurant Meals Program (RMP);
- (2) To establish eligibility standards, an application process, and an approval process for restaurants to participate in the RMP; and
- (3) Otherwise necessary to carry out this section.

#### Comparison to Federal Standards

There is a corresponding federal standard to this proposed action, but the proposed action is not more restrictive or stringent.

#### Estimate of Economic Impact

The proposed action has no economic impact.

#### Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

#### Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

#### Opportunity for Public Comment

Comments may be sent to Lauren C. Graziano, Esq., Director of Government Affairs, Department of Human Services, 311 W. Saratoga Street, Baltimore, MD 21201, or call 410-767-6886, or email to LaurenC.Graziano@Maryland.gov. Comments will be accepted through April 27, 2020. A public hearing has not been scheduled.

#### .61 Maryland Restaurant Meals Program.

*A. Purpose.* The Maryland Restaurant Meals Program provides elderly, disabled, and homeless SNAP recipients with the option to use their benefits to purchase hot, prepared foods from restaurants that have been approved by the Administration to participate in the program.

#### *B. Definitions.*

(1) In this regulation, the following terms have the meanings indicated.

(2) *Terms Defined.*

(a) "Administration" means the Family Investment Administration of the Department of Human Services.

(b) "FNS" means the United States Department of Agriculture Food Nutrition Service.

(c) "MOU" means memorandum of understanding.

(d) "Program" means the Restaurant Meals Program.

(e) "Restaurant" is defined as a private for-profit establishment where meals are sold and served to customers, including in store delis or delicatessens and food trucks.

#### *C. The Restaurant Application Process.*

(1) A restaurant shall submit a complete Restaurant Meals Program application to the Administration.

(2) A complete Program application shall include:

(a) A completed MOU form; and

(b) A completed U.S. Department of Agriculture Supplemental Nutrition Assistance Program Application for Meal Services form.



(3) Once an application is received by the Administration, the Administration shall review a restaurant's application for completion and accuracy.

(4) *Incomplete Application.*

(a) The Administration will notify the applicant of all missing information by issuing a request for additional information within 30 days of application receipt.

(b) If the applicant does not provide the requested information within 10 calendar days from the date of a request for information, the Administration shall deny the application.

(5) Once the Administration determines an application is accurate and complete, it will forward the application to FNS for review and authorization.

(6) If FNS does not authorize the restaurant to accept SNAP benefits, the Administration shall deny the application.

(7) If FNS does authorize the restaurant to accept SNAP benefits:

(a) The effective date of the MOU will be the date FNS provides its authorization for the restaurant;

(b) The Administration shall insert the effective date on the MOU, which will then execute the MOU; and

(c) The executed MOU will be mailed to the restaurant.

**D. Participating restaurants:**

(1) Shall have an executed MOU with the Administration. One MOU may be executed for restaurants applying for multiple locations, provided that all restaurants are under the same ownership or structure;

(2) Shall be authorized by FNS;

(3) Shall offer meals at concessional prices by:

(a) Serving meals that cost less than that which would be charged to customers not using SNAP benefits with a sales price at least 10 percent less than the sales price charged to customers who are not using SNAP benefits to pay for similar meals;

(b) Serving meals already discounted for certain customers;

or

(c) Serving meals offered to all customers at advertised special or sale prices;

(4) Shall be fully accessible to the disabled;

(5) Shall have more than 50 percent of total sales in food;

(6) May not be set exclusively for carry-out;

(7) Shall collect SNAP benefits at the time of meal delivery;

(8) May not be operating as a bar or tavern;

(9) Shall post a sign notifying the public of the restaurant's participation in the program;

(10) May not charge, include, or otherwise collect a service gratuity for any food or meals sold to an individual participating in the program;

(11) May not charge, include, or otherwise collect a sales or meals tax for any food or meal sold to an individual participating in the program; and

(12) May not allow individuals participating in the program to purchase alcoholic beverages with SNAP benefits.

**F. Household Eligibility.**

(1) An eligible household under this section may purchase hot, prepared foods at participating restaurants using SNAP benefits.

(2) A household is eligible to participate in the RMP if the household is eligible to receive food supplement program benefits under State and federal law, and the household:

(a) Lacks a fixed, regular, and adequate nighttime residence;

(b) Includes only individuals who are:

(i) 60 years old or older; or

(ii) Designated disabled by a government entity;

(c) Includes only an individual and the individual's spouse if the individual is:

(i) 60 years old or older; or

(ii) Designated disabled by a government entity; or

(d) Includes only:

(i) Individuals who are 60 years old or older; and

(ii) Individuals who are designated disabled by a government entity.

(3) *Determining Household Eligibility.* The Administration shall review a household for program eligibility:

(a) During the initial application for SNAP benefits; and

(b) Each time the house is recertified or reporting a change.

(4) *Notification of Household Eligibility.*

(a) The Administration shall notify the household of its program eligibility.

(b) The Administration shall notify the household if its program eligibility is discontinued and the reason for the discontinuation.

(5) *Fair Hearing Process.*

(a) The Administration shall provide notification of the right to and the procedures for requesting and obtaining a fair hearing to each applicant or recipient whenever the Administration notifies the applicant or recipient of any action which might deny, delay, suspend, reduce, or terminate assistance.

(b) The appeal procedures are set forth in COMAR 07.01.04.

LAUREN C. GRAZIANO  
Director of Government Affairs

**Subtitle 03 FAMILY INVESTMENT  
ADMINISTRATION**

**07.03.25 Critical Medical Needs Program**

Authority: Human Services Article, §§5-5A-07, 5-5A-08, and 5-608,  
Annotated Code of Maryland  
(Agency Note: Federal Regulatory Reference—45 CFR 96, Subpart H)

**Notice of Proposed Action**

[20-069-P]

The Secretary of Human Services proposes to adopt new Regulations .01—.11 under a new chapter, **COMAR 07.03.25 Critical Medical Needs Program.**

**Statement of Purpose**

The purpose of this action is to implement the Critical Medical Needs Program legislation (Ch. 283, Acts of 2019). The purpose of the Critical Medical Needs Program is to reduce the barriers to the energy assistance application process for critical medically vulnerable individuals and their households in obtaining State and federal financial assistance for their electric, gas, and other energy source bills.

**Comparison to Federal Standards**

There is no corresponding federal standard to this proposed action.

**Estimate of Economic Impact**

The proposed action has no economic impact.

**Economic Impact on Small Businesses**

The proposed action has minimal or no economic impact on small businesses.

**Impact on Individuals with Disabilities**

The proposed action has no impact on individuals with disabilities.

**Opportunity for Public Comment**

Comments may be sent to Lauren C. Graziano Esq., Director of Government Affairs, Maryland Department of Human Services, 311 W. Saratoga Street, Baltimore, MD 21201, or call 410-767-6886, or email to LaurenC.graziano@Maryland.gov. Comments will be accepted through April 27, 2020. A public hearing has not been scheduled.

**.01 Purpose and Scope.**

The purpose of the Critical Medical Needs Program is to:

A. Reduce the barriers to the energy assistance application process for critical medically vulnerable individuals and their households in obtaining State and federal financial assistance for their electric, gas, or other energy source bills;

B. Make referrals, as necessary, to other agencies and organizations when additional resources are necessary for the continuation or restoration of energy service; and

C. Make referrals to the Department of Housing and Community Development for energy efficiency programs, and heating and cooling system repair or replacement programs.

**.02 Definitions.**

A. In this chapter, the following terms have the meanings indicated.

B. Terms Defined.

(1) "Administration" means the Family Investment Administration of the Department of Human Services.

(2) "Applicant" means an electric, gas, or other energy source service customer for whom assistance is being requested.

(3) "Arrearage" means the amount of money owed by an electric, gas, or other energy source service customer to a fuel vendor or a utility vendor which is 21 days or more past due.

(4) "Assisted living facility" means an institution or facility that admits elderly or disabled individuals who cannot manage activities of daily living, and provides a protective institutional or home-type environment for a fee.

(5) "Benefit" means cash assistance or other service that is provided on behalf of an eligible applicant.

(6) "CMN Program" means the Critical Medical Needs Program established under Human Services Article, §5-5A-08, Annotated Code of Maryland.

(7) "Critical medically vulnerable individual" means an individual who:

(a) Has a severe health condition that will be aggravated due to the termination or noncontinuation of electric, gas, or other energy source services or needs the use of life-support equipment as documented and certified in accordance with COMAR 20.31.03.01 on a certification of serious illness or life support form submitted to the appropriate fuel vendor or utility vendor;

(b) Has or will have their electric, gas, or other energy source services terminated for nonpayment; and

(c) Is unable to complete the energy assistance applications under available energy assistance programs, including energy efficiency programs offered by the Department of Housing and Community Development.

(8) "Department" means the Maryland Department of Human Services.

(9) "Energy emergency" means a lack of fuel or the imminent discontinuation of energy services supplied by a fuel vendor or utility vendor that will endanger health, safety, or welfare.

(10) "Fuel vendor" means a person that distributes, transports, produces, or offers for sale coal products, fuel oil, kerosene, bottled gas, propane, or wood for fuel use or consumption in the State.

(11) "Household" means an individual or group of individuals who are living together as one unit and for whom residential electric, gas, or other energy source service or other home energy is purchased in common.

(12) "Income" means gross income.

(13) "Life-support equipment" means any electric, gas, or other energy source-using device certified by a licensed physician, certified nurse practitioner, or physician assistant as being essential to prevent, or to provide relief from, a serious illness or to sustain the life of the customer or an occupant of the premises where the applicant resides.

(14) "Navigator" means a representative from a medical facility or from a public or private assistance agency or organization who:

(a) Has completed training provided by the Office;

(b) Has signed a Confidentiality Certification Form;

(c) Is in personal contact with a critical medically vulnerable individual; and

(d) Assists the critical medically vulnerable individual in the energy application process.

(15) "Office" means the Office of Home Energy Programs.

(16) "Program year" means July 1 through June 30.

(17) "Recipient" means an applicant whom the Office has approved for CMN Program benefits.

(18) "Termination notice" means a notification from a fuel vendor or utility vendor that includes, at a minimum, the following:

(a) The name and account number of the customer whose electric, gas, or other energy source service is to be terminated;

(b) The address of the premises where service is to be terminated;

(c) A statement of the reasons for the proposed termination;

(d) The date on or after which the proposed termination will occur;

(e) The charges for reconnection of service, if any; and

(f) A statement of the total amount due, if applicable.

(19) "Utility vendor" means a person that distributes, transports, or produces natural gas or electricity for use or consumption in the State.

(20) "Verification" means documentation or proof of accuracy of statements made by the applicant.

**.03 Eligibility for Assistance.**

An applicant is eligible for service under the CMN Program if the applicant:

A. Is an electric, gas, or other energy source customer;

B. Resides in Maryland;

C. Has total household countable income as described in COMAR 07.03.22.04 which does not exceed 175 percent of the federal poverty level;

D. Is a:

(1) U.S. citizen;

(2) Legal immigrant admitted for permanent residence or otherwise legally residing in the United States; or

(3) Qualified alien; and

E. Is a critical medically vulnerable individual who is receiving assistance from a navigator.

**.04 Application Process.**

A. A navigator shall submit a complete application to the Office via email or fax.

B. A complete CMN Program application shall include:

(1) A completed application form provided by the Office that is signed and dated by a navigator or the applicant;

(2) A completed certification of serious illness or need for life support equipment form that shall include, at a minimum, the following:

(a) A certification of a serious illness or the need for life-support equipment made by:

- (i) A licensed physician; or
- (ii) A certified nurse practitioner;

(b) The name and address of the seriously ill person;

(c) A statement that the seriously ill person or person in need of life-support equipment is the applicant or an occupant of the premises in which the applicant resides;

(d) The name, address, telephone number, physician or certified nurse practitioner license number, and signature of the certifying physician or certified nurse practitioner; and

(e) A statement that termination of electric, gas, or other energy source service will aggravate a serious illness or prevent the use of life-support equipment;

(3) A completed application form as defined in COMAR 07.03.22.05; and

(4) A termination notice issued by a fuel vendor or utility vendor.

**.05 Office Response to Application.**

A. Upon receipt of the application from a navigator, the Office shall:

- (1) Record the date the application was received by the Office;
- (2) Assess the application for completeness; and
- (3) Contact the fuel vendor or utility vendor to place any protections on the account for which the applicant is eligible to prevent termination of service.

B. The date of application is the date the complete and signed application was submitted by the navigator.

**C. Incomplete Application.**

(1) If the application is incomplete, the Office shall, by the close of business on the next business day following the date of application, notify the navigator and applicant of all missing information and request such missing information be submitted to the Office within 10 calendar days from the date of the notification.

(2) The Office shall provide notification of an incomplete application:

- (a) To the navigator by email or facsimile; and
- (b) To the applicant by first-class mail, postage prepaid.

(3) If the navigator or applicant does not provide the requested information to the Office within 10 calendar days from the date of the notification, the Office shall deny the application.

**D. Decision on Application.**

(1) The Office shall, within 10 calendar days of receipt of a completed application, approve or deny the application.

(2) Denied Application. The Office shall deny the application for benefits if:

- (a) The applicant's household countable income exceeds 175 percent of the federal poverty level;
- (b) The applicant has failed to submit a complete application pursuant to §C of this regulation;
- (c) The applicant dies while the application is being processed;
- (d) The applicant establishes residency outside Maryland while the application is being processed;
- (e) The applicant does not meet the eligibility criteria as prescribed in Regulation .03 of this chapter;
- (f) The applicant abandons the applicant's residence;
- (g) The applicant withdraws the application for assistance;
- (h) The information supplied at application was incorrect and the household was originally ineligible; or
- (i) The applicant resides in an assisted living facility.

(3) Approved Application.

(a) The Office shall notify the recipient and navigator of the approval within 2 business days after sending benefits to the applicant's fuel vendor or utility vendor.

(b) The Office shall provide notification of an approved application:

- (i) To the navigator by email or facsimile; and
- (ii) To the applicant by first-class mail, postage prepaid.

(c) The written notice of the Office's approval decision shall include:

- (i) The amount or description of benefits approved on behalf of the recipient's household;
- (ii) The duration of the benefits;
- (iii) The name of the fuel vendor or utility vendor to which the benefits are paid;
- (iv) An explanation of the recipient's right to appeal any part of the Office's decision and the method for requesting an administrative hearing set forth in Regulation .10 of this chapter; and
- (v) the date by which the Office must receive the applicant's administrative hearing request.

(4) Delaying Benefits. The Office may delay the delivery of energy benefits when:

- (a) The recipient moves to another residence and cannot be serviced by the household's originally designated fuel vendor or utility vendor;
- (b) The Office has reason to believe the recipient or navigator provided incorrect information on the application; or
- (c) The recipient or navigator fails to notify the Office of a new address and the Office cannot contact the recipient.

(5) The Office shall mail notification to the applicant of the decision to deny the application within 2 business days of the decision. The written notice shall include:

- (a) The reason for the denial;
- (b) The COMAR citation of the regulation supporting the decision to deny the application;
- (c) An explanation of the applicant's right to appeal the decision and the method for requesting an administrative hearing set forth in Regulation .10 of this chapter; and
- (d) The date by which the Office must receive the applicant's administrative hearing request.

**.06 Change of Residence.**

If an applicant or recipient changes residence from the residence listed on an applicant's or recipient's original application for assistance, the applicant, recipient, or navigator shall:

A. Immediately notify the Office of the applicant's or recipient's current residence; and

B. Immediately notify the Office of the fuel vendor and utility vendor servicing the applicant's or recipient's current residence if the fuel vendor and utility vendor is different from the fuel vendor or utility vendor servicing the residence listed on the applicant's or recipient's original application.

**.07 Termination of Benefits.**

A. The Office shall terminate a recipient's benefits and notify the fuel vendor or utility vendor to return the recipient's unused benefits to the Office when the recipient:

- (1) Moves to a residence outside Maryland;
- (2) Moves to an area outside the recipient's fuel vendor's or utility vendor's service area and fails to report the new address to the Office;
- (3) Is no longer an electric, gas, or other energy source customer;
- (4) Submits an application for an individual who has died;
- (5) Abandons the residence;
- (6) Informs the Office that the benefit is not wanted;

- (7) Moves to an assisted living facility;
- (8) Is incarcerated; or
- (9) Supplies incorrect information at application which would have rendered the recipient ineligible.

B. When the Office determines that termination of the benefit is required, the Office shall notify the recipient in writing. The written notice shall include:

- (1) The reason for termination;
- (2) The COMAR citation of the regulation supporting the decision to terminate the benefit;
- (3) An explanation of the recipient's right to appeal the decision and the method for requesting an administrative hearing set forth in Regulation .10 of this chapter; and
- (4) The date by which the Office must receive the recipient's administrative hearing request.

**.08 Arrearage Retirement.**

A. Subject to Regulations .03—.05 of this chapter and the availability of funds, the Office may issue benefits for arrearage retirement to an electric and/or gas company in an applicant's service area on behalf of an eligible applicant who owes an outstanding arrearage to the electric and/or gas company for service.

B. Arrearage retirement benefits:

- (1) Are available once every 7 years for past due bills greater than \$300 and up to \$2,000;
- (2) Shall be issued to assist an eligible electric and/or gas customer maintain or reestablish electric and/or gas service; and
- (3) Are limited to arrearages owed to the applicant's electric and/or gas company for service arrearages the applicant incurred, prior to the current monthly bill and which had been verified by the applicant's electric and/or gas company during the application process.

C. The Office will grant waivers to allow households with a household member who is at least 65 years of age, under the age of 2, and/or medically fragile who received \$800 or less within the previous 7 years to apply for additional arrearage funds, not to exceed the maximum allowable arrearage amount of \$2,000.

D. The Office shall allow the applicant or navigator to review arrearage information provided by the applicant's electric company during the application process.

E. Delivery of Arrearage Retirement Benefits. The Office shall:

- (1) Issue the arrearage retirement benefits within the minimum and the maximum amount; and
- (2) Make a benefit payment on behalf of the applicant.

F. Amount of Benefits. Benefit levels for arrearage retirement shall be based on the applicant's arrearage balance with a minimum and maximum amount, subject to §§A—E of this regulation, verified by the applicant's electric and/or gas company.

G. Disputes Regarding Arrearage Data.

- (1) The local agency shall:
  - (a) Forward an applicant dispute regarding arrearage data supplied by the applicant's electric and/or gas company to the Public Service Commission for resolution; and
  - (b) Continue the application and payment process pending the Public Service Commission's notification of the dispute resolution.
- (2) In disputed cases, the payment amount the local agency makes for the applicant's arrearage retirement shall be the amount specified by the applicant's electric company.
- (3) Following resolution of the dispute, the applicant's electric and/or gas company shall refund to the local agency benefits received on behalf of the applicant in excess of the amount the Public Service Commission determines to be correct.

**.09 Recovery of Benefits.**

A. A recipient is liable for all payments made on the recipient's behalf in excess of the maximum allowable benefit.

B. The Office shall require the recipient's fuel vendor and utility vendor to return the amount of an overpayment from any unused benefit to the Office.

C. In the event a fuel vendor or utility vendor cannot apply a benefit to a recipient's active account, the fuel vendor or utility vendor shall return to the Office any unused benefit.

**.10 Fair Hearing Process.**

A. The Office shall give written notification of the right to and the procedures for requesting and obtaining a fair hearing to each applicant or recipient whenever the Office notifies the applicant or recipient of any action which might deny, delay, suspend, reduce, or terminate assistance.

B. The appeal procedures are set forth in COMAR 07.01.04.03H.

**.11 Delivery of Benefits.**

A. The Office shall commit to delivery of the benefit by the close of the business day the application for benefits is approved.

B. If the benefits administered by the Office are insufficient to provide for continuation or restoration of services to a recipient, the Office, by the close of the business day following the day the recipient's application is approved by the Office to receive such benefits, shall refer the recipient to other entities that may be able to provide benefits.

C. The delivery of benefits shall otherwise be subject to COMAR 07.03.21.07 and COMAR 07.03.22.07.

LAUREN C. GRAZIANO  
Director of Government Affairs

# Title 13A STATE BOARD OF EDUCATION

## Subtitle 04 SPECIFIC SUBJECTS

### 13A.04.17 Environmental Education

Authority: Education Article, [§2-205(h)] §2-205, Annotated Code of Maryland

**Notice of Proposed Action**  
[20-073-P]

The Maryland State Board of Education proposes to amend Regulations .01 and .02 under **COMAR 13A.04.17 Environmental Education**. This action was considered by the State Board of Education at their meeting held on January 28, 2020.

**Statement of Purpose**

The purpose of this action is to update the Environmental Instructional Programs for grades prekindergarten through 12 by replacing the Maryland Environmental Literacy Curriculum with the Maryland Environmental Literacy Standards.

**Comparison to Federal Standards**

There is no corresponding federal standard to this proposed action.

**Estimate of Economic Impact**

The proposed action has no economic impact.

**Economic Impact on Small Businesses**

The proposed action has minimal or no economic impact on small businesses.

**Impact on Individuals with Disabilities**

The proposed action has no impact on individuals with disabilities.

**Opportunity for Public Comment**

Comments may be sent to Bruce A. Lesh, Director of Social Studies, Science, Environmental Literacy, and Disciplinary Literacy, Maryland State Department of Education, 200 West Baltimore Street, Baltimore, MD 21201, or call 410-767-0519 (TTY 410-333-6442), or email to bruce.lesh@maryland.gov. Comments will be accepted through April 27, 2020. A public hearing has not been scheduled.

**Open Meeting**

Final action on the proposal will be considered by the State Board of Education during a public meeting to be held on May 27, 2020, 9 a.m., at 200 West Baltimore Street, Baltimore, MD 21201.

**.01 Environmental [Education] Literacy Instructional Programs for Grades Prekindergarten — 12.**

A. Each local school system shall provide in public schools a comprehensive, multi-disciplinary environmental [education] literacy program infused within current curricular offerings and aligned with the Maryland Environmental Literacy [Curriculum] Standards.

B. The Maryland Environmental [Education] Literacy Program shall:

(1) Provide a developmentally appropriate instructional program with opportunities for outdoor learning experiences;

(2) Advance students' knowledge, confidence, skills, and motivation to make decisions and take actions that [create and maintain an optimal relationship between themselves and the environment, and] preserve and protect the unique natural resources of Maryland[, particularly those] and of the Chesapeake Bay and its watershed[.]; and

(3) [This comprehensive instructional program shall provide] Provide for the diversity of student needs, abilities, and interests at the early, middle, and high school learning years[,] and shall include all of [the standards from] the Maryland Environmental Literacy [Curriculum] Standards as set forth in §C of this regulation.

C. Maryland Environmental Literacy [Curriculum] Standards.

(1) Environmental [Issues. The student shall:] Issue Investigation and Action. Environmentally literate students investigate environmental issues in order to develop and implement local actions that protect, sustain, or restore the natural environment.

[(a) Investigate and analyze environmental issues ranging from local to global perspectives and;

(b) Develop and implement a local action project that protects, sustains, or enhances the natural environment.]

(2) [Interactions of Earth's Systems. The student shall analyze and apply the properties of systems thinking and modeling to the study of earth's systems.] Human Dependence on Earth Systems and Natural Resources. Environmentally literate students construct and apply understanding of how Earth's systems and natural resources support human existence.

(3) [Flow of Matter and Energy. The student shall analyze and explain:] Environmental Impact of Human Activity. Environmentally literate students construct and apply understanding of the environmental impact of human activities on Earth's systems and resources.

[(a) The movement of matter and energy through interactions of each of the following earth systems:

- (i) Biosphere;
- (ii) Geosphere;

- (iii) Hydrosphere;
- (iv) Atmosphere; and
- (v) Cryosphere; and

(b) The influence of this movement on weather patterns, climatic zones, and the distribution of life.]

(4) [Populations, Communities, and Ecosystems. The student shall use physical, chemical, biological, and ecological concepts to analyze and explain the interdependence of humans and organisms in populations, communities, and ecosystems.] Consequences of Environmental Change on Human Health and Well-Being. Environmentally literate students construct and apply understanding of the consequences of human-induced environmental change on individual and collective health and well-being.

(5) [Humans and Natural Resources. The student shall use concepts from chemistry, physics, biology, and ecology to analyze and interpret both positive and negative impacts of human activities on earth's natural systems and resources.] Individual and Collective Responses to Environmental Change. Environmentally literate students construct and apply understanding of individual, collective, and societal responses to human-induced environmental change.

[(6) Environment and Health. The student shall use concepts from science, social studies and health to analyze and interpret both positive and negative impacts of natural events and human activities on human health.

(7) Environment and Society. The student shall analyze how the interactions of heredity, experience, learning and culture influence social decisions and social change.

(8) Sustainability. The student shall:

(a) Make decisions that demonstrate understanding of natural communities and the ecological, economic, political, and social systems of human communities; and

(b) Examine how their personal and collective actions affect the sustainability of these interrelated systems.]

D. Each local school system shall establish a support system to enable teachers and administrators to engage in high quality professional development in content knowledge, instructional materials, and methodology related to environmental [education] literacy.

E. Student Participation. All students shall have the opportunity to participate in the comprehensive environmental [education] literacy program required by this [regulation to meet their graduation requirement in environmental education] chapter.

**.02 Certification Procedures.**

By September 1, 2015 and each 5 years after, each local school superintendent of schools shall certify to the State Superintendent of Schools that the instructional program in environmental [education] literacy meets, at a minimum, the requirements set forth in Regulation .01 of this chapter.

KAREN B. SALMON, Ph.D.  
State Superintendent of Schools

## Subtitle 08 STUDENTS

### 13A.08.01 General Regulations

Authority: Education Article, §§2-205, 7-101, 7-101.1, 7-301, 7-301.1, 7-303—7-305, 7-305.1, 7-307, 7-308, and 8-404, Annotated Code of Maryland; Ch. 273, Acts of 2016; Federal Statutory Reference: 20 U.S.C. §§1232g and 7912

#### Notice of Proposed Action

[20-074-P]

The Maryland State Board of Education proposes to amend Regulation **.03** under **COMAR 13A.08.01 General Regulations**. This action was considered by the State Board of Education at their December 3, 2019, meeting.

#### Statement of Purpose

The purpose of this action is to define, update, and clarify the requirements for lawful absence to include the legislative mandates of 2017 regarding lawful absences of pregnant and parenting teens.

#### Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

#### Estimate of Economic Impact

The proposed action has no economic impact.

#### Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

#### Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

#### Opportunity for Public Comment

Comments may be sent to Walter J. Sallee, MPA, Director, Student Services and Strategic Planning, Maryland State Department of Education, 200 West Baltimore Street, Baltimore, MD 21201, or call 410-767-1407 (TTY 410-333-6442), or email to walter.sallee@maryland.gov, or fax to 410-333-0880. Comments will be accepted through April 27, 2020. A public hearing has not been scheduled.

#### Open Meeting

Final action on the proposal will be considered by the State Board of Education during a public meeting to be held on May 27, 2020, 9 a.m., at 200 West Baltimore Street, Baltimore, MD 21201.

#### .03 Lawful Absence.

Students presently enrolled in public schools are considered lawfully absent from school, including absence for any portion of the day, only under the following conditions:

A.—B. (text unchanged)

C. *Pregnancy and parenting related conditions as determined by the local school system, including absences due to:*

(1) *Labor, delivery, recovery, and prenatal and postnatal medical appointments;*

(2) *Illness or a medical appointment of the student's child; and*

(3) *A legal appointment involving the pregnant or parenting student related to family law proceedings, including adoption, custody, and visitation.*

[C.] D.—[J.] K. (text unchanged)

KAREN B. SALMON, Ph.D.  
State Superintendent of Schools

## Title 14

## INDEPENDENT AGENCIES

### Subtitle 22 COMMISSION ON CRIMINAL SENTENCING POLICY

#### Notice of Proposed Action

[20-071-P]

The Maryland State Commission on Criminal Sentencing Policy proposes to amend:

(1) Regulations **.02**, **.08**, and **.10** under **COMAR 14.22.01 General Regulations**; and

(2) Regulations **.01** and **.02** under **COMAR 14.22.02 Criminal Offenses and Seriousness Categories**.

This action was considered by the MSCCSP at an open meeting held on December 10, 2019, notice of which was given by publication in the Maryland Register pursuant to General Provisions Article, §3-302(c), Annotated Code of Maryland.

#### Statement of Purpose

The purpose of this action is to indicate modifications to the definition of adjudication in Regulation **.02**, the classification of conspiracy to commit a lawful act by unlawful means in Regulation **.08**, and the calculation of the prior adult criminal record in Regulation **.10** under **COMAR 14.22.01 General Regulations**. These modifications clarify the instructions for scoring the prior adult criminal record component of the offender score, to indicate that certain military adjudications shall not be included. These modifications also classify conspiracy to commit a lawful act by unlawful means, to indicate that the seriousness category shall be the same seriousness category as most serious unlawful means. Additionally, the purpose of this action is to indicate modifications to the offense headings and the table of seriousness categories (guidelines offense table) in Regulations **.01** and **.02** under **COMAR 14.22.02 Criminal Offenses and Seriousness Categories**. The proposed revisions reflect the classification of a previously unclassified offense, the addition of several common offenses with penalties of 1 year or less, and minor edits to the table.

#### Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

#### Estimate of Economic Impact

The proposed action has no economic impact.

#### Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

#### Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

#### Opportunity for Public Comment

Comments may be sent to David Soule, Executive Director, Maryland State Commission on Criminal Sentencing Policy, University of Maryland, 4511 Knox Road, Suite 309, College Park, MD 20742, or call 301-403-4165, or email to dsoule@umd.edu, or fax to 301-403-4164. Comments will be accepted through April 27, 2020. A public hearing has not been scheduled.

### 14.22.01 General Regulations

Authority: Criminal Procedure Article, §6-211, Annotated Code of Maryland

#### .02 Definitions.

A. (text unchanged)

B. Terms Defined.

(1) “Adjudication” includes a:

(a)—(b) (text unchanged)

(c) Plea of nolo contendere (no contest) by the offender; [or]

(d) Sentence to probation before judgment (PBJ)[.]; or

(e) *Finding of guilt by a general or special court-martial, if the elements of the offense constitute an offense under Maryland law and do not require the defendant’s service in a military force.*

(1-1)—(22) (text unchanged)

#### .08 Guidelines Scoring.

A.—B. (text unchanged)

C. Seriousness Category of the Convicted Offense.

(1) (text unchanged)

(2) *For conspiracy to commit a lawful act by unlawful means, the seriousness category and offense type classification shall be the same as the most serious unlawful means by which the lawful act was to be accomplished. If there is a question as to the seriousness category or offense type classification for the conspiracy to commit a lawful act by unlawful means, that question shall be brought to the attention of the judge at sentencing.*

[(2)] (3)—[(5)] (6) (text unchanged)

#### .10 Computation of the Offender Score.

A. (text unchanged)

B. Four Components of the Offender Score.

(1)—(2) (text unchanged)

(3) Prior Adult Criminal Record.

(a) In General.

(i) Except as noted in this paragraph, the prior adult criminal record includes all adjudications preceding the current sentencing event, whether the offense was committed before, during, or after the instant offense(s). The prior adult criminal record shall not include: adjudications that were expunged from the record or proven by the defense to have been eligible for expungement as a matter of right prior to the date of offense pursuant to Subtitle 1 (Expungement of Police and Court Records) of Title 10 (Criminal Records) of the Criminal Procedure Article, Annotated Code of Maryland; violations of public local laws; municipal infractions; contempt; criminal nonsupport; marijuana possession or marijuana paraphernalia possession adjudications that qualify for a non-incarceration penalty due to evidence of medical necessity; adjudications based on acts that are no longer crimes; non-incarcerable traffic offenses; *military adjudications imposed by an Article 15 proceeding or summary court-martial; findings of guilt by general or special courts-martial, if the elements of the offense require the defendant’s service in a military force, including but not limited to desertion, absence without leave (AWOL), and conduct unbecoming an officer and a gentleman, or do not constitute an offense under Maryland law;* or more than one adjudication arising from a single criminal event.

(ii)—(iii) (text unchanged)

(b)—(c) (text unchanged)

(d) Convictions Out of Jurisdiction. If an offender has been convicted in another jurisdiction, *excluding military adjudications (see §B(3)(e) of this regulation for instructions for scoring military adjudications)*, the individual completing the worksheet shall match the offense as closely as possible to the closest analogous Maryland offense. If no Maryland analogous offense exists, the individual completing the worksheet shall count the offense in the lowest seriousness category (VII), and shall inform the judge and parties. If the out of jurisdiction conviction is based on act that is not a criminal violation in Maryland (e.g., marijuana possession less than 10 grams), then the out of jurisdiction conviction shall be excluded from the prior adult criminal record. If there is a question as to the analogous guidelines offense for an out-of-State conviction, that question [should] *shall* be brought to the attention of the judge at sentencing.

(e) *Military Adjudications. If an offender has a finding of guilt by a general or special court-martial, the military adjudication shall be matched as closely as possible to the closest analogous Maryland offense. If a military adjudication has no equivalent in Maryland law or requires as an element of the offense the defendant’s service in a military force, including but not limited to desertion, absence without leave (AWOL), and conduct unbecoming an officer and a gentleman, the offense shall be excluded from the adult prior criminal record. If there is a question as to the analogous guidelines offense for a military adjudication, that question shall be brought to the attention of the judge at sentencing.*

[(e)] (f)—[(g)] (h) (text unchanged)

(4) (text unchanged)

C. (text unchanged)

### 14.22.02 Criminal Offenses and Seriousness Categories

Authority: Criminal Procedure Article, §6-211, Annotated Code of Maryland

#### .01 List of Offense Headings.

A—B (text unchanged)

C

CDS and Paraphernalia, Crimes

CDS—Registration

Cemeteries and Funerary Objects, Crimes Involving

Commercial Fraud, Other

*Conspiracy*

Consumer Protection Laws

Counterfeiting

Credit Card Crimes

Crimes Against the Person, Generally

Criminal Gang Offenses

D—O (text unchanged)

P

Perjury

Prescription Drugs and Other Substances

*Pretrial Release, Crimes Involving*

Prostitution and Related Crimes

Public Fraud

Public Health and Safety, Crimes Against

R—W (text unchanged)

PROPOSED ACTION ON REGULATIONS

.02 Seriousness Categories.

	Offense Literal	CJIS Code	Source	Felony or Misd.	Max Term	Min Term	Offense Type	Ser. Category	Fine
1—5-1 (text unchanged)									
5-2	<b>Abuse and Other Offensive Conduct</b> <i>Confine unattended child</i>	1-0005	<i>FL, §5-801</i>	<i>Misd.</i>	<i>30D</i>		<i>Person</i>	<i>VII</i>	<i>\$500</i>
6—51 (text unchanged)									
52	<b>CDS and Paraphernalia</b> Unlawful distribution, manufacture, etc.; counterfeiting, etc., manufacture, possession, etc., of certain equipment for illegal use; keeping common nuisance, narcotics and hallucinogenics (e.g., PCP, heroin, cocaine, LSD, oxycodone, <i>fentanyl</i> , and methadone)	1-1118 1-1119 1-1120 1-1121 1-1122 1-1123 1-1124 1-1125 1-1126 1-1127 1-1128 1-1129 1-1131 1-1132 1-1133 1-1556 1-1557 1-1558	CR, §5-608(a) CR, §5-609(a)	Felony	20Y		Drug	IIIB	\$15,000
53	<b>CDS and Paraphernalia</b> Unlawful distribution, manufacture, etc.; counterfeiting, etc., manufacture, possession, etc., of certain equipment for illegal use; keeping common nuisance, narcotics and hallucinogenics (e.g., PCP, heroin, cocaine, LSD, oxycodone, <i>fentanyl</i> , and methadone), <b>subsequent</b>		CR, §5-608(b) CR, §5-609(b) CR, §5-608(c) CR, §5-609(c) CR, §5-608(d) CR, §5-609(d)	Felony	20Y 25Y 40Y		Drug	IIIB	\$15,000 \$25,000 \$25,000
53-1—98-4 (text unchanged)									
99 [Vacant]	<b>Conspiracy</b> <i>Conspiracy to commit a lawful act by unlawful means</i>		<i>Common Law</i>	<i>Misd.</i>	<i>LIFE</i>		<i>Person Drug Property</i>	<i>Same seriousness category as most serious unlawful means</i>	
100—208 (text unchanged)									
209	<b>[Influencing or Intimidating Judicial Process</b> Failure to appear in connection with a felony] <b>Identity Fraud</b> <i>Possess/use false government ID; display government ID of another</i>	[1-1474] <i>1-1432</i> <i>1-1433</i>	[CP, §5-211(c)(1)] <i>CR, §8-303</i>	Misd.	[5Y] <i>6M</i>		[Person] <i>Property</i>	[V] <i>VII</i>	[\$5,000] <i>\$500</i>



PROPOSED ACTION ON REGULATIONS

	Offense Literal	CJIS Code	Source	Felony or Misd.	Max Term	Min Term	Offense Type	Ser. Category	Fine
209 -1 <i>Vacant</i>	<b>[Influencing or Intimidating Judicial Process]</b> Failure to appear in connection with a misdemeanor or for appearance as witness]	[1-1475]	[CP, §5-211(c)(2)]	[Misd.]	[1Y]		[Person]	[VII]	[\$1,000]
210—275 (text unchanged)									
276	<b>Murder</b> 1 <sup>st</sup> degree [generally]	1-0990	CR, §2-201	Felony	LIFE ♦	LIFE	Person	I	
277 <i>Vacant</i>	<b>[Murder]</b> 1 <sup>st</sup> degree during rape, etc.]	[1-0990]	[CR, §2-201]	[Felony]	[LIFE ♦]	[LIFE]	[Person]	[I]	
278 <i>Vacant</i>	<b>[Murder]</b> 1 <sup>st</sup> degree perpetration of arson]	[1-0990]	[CR, §2-201]	[Felony]	[LIFE ♦]	[LIFE]	[Person]	[I]	
279 <i>Vacant</i>	<b>[Murder]</b> 1 <sup>st</sup> degree burning barn, tobacco house, etc.]	[1-0990]	[CR, §2-201]	[Felony]	[LIFE ♦]	[LIFE]	[Person]	[I]	
280—307 (text unchanged)									
307-1	<b>Pretrial Release, Crimes Involving</b> <i>Failure to appear in connection with a felony</i>	1-1474	CP, §5-211(c)(1)	Misd.	5Y		Person	V	\$5,000
307-2	<b>Pretrial Release, Crimes Involving</b> <i>Failure to appear in connection with a misdemeanor or for appearance as witness</i>	1-1475	CP, §5-211(c)(2)	Misd.	1Y		Person	VII	\$1,000
308 [Vacant]	<b>Pretrial Release, Crimes Involving</b> <i>Violate release conditions while charged with committing a sexual crime against a minor, a crime of violence, a crime against a person eligible for relief, or stalking</i>	1-0636 1-1464 1-1465 1-1732	CP, §5-213.1	Misd.	90D		Person	VII	
308-1—420 (text unchanged)									

Footnotes (text unchanged)  
 General Rules: (text unchanged)

DAVED SOULE  
 Executive Director

# Title 20 PUBLIC SERVICE COMMISSION

## Subtitle 62 COMMUNITY SOLAR ENERGY GENERATION SYSTEMS

### Notice of Proposed Action

[20-072-P]

The Maryland Public Service Commission proposes to amend:

(1) Regulations **.01— .04** under **COMAR 20.62.02 Pilot Program**; and

(2) Regulations **.04** and **.08** under **COMAR 20.62.03 Pilot Program Administration**.

This action was considered by the Maryland Public Service Commission at a scheduled rule-making (RM 56) meeting held on December 18, 2019, notice of which was given under General Provisions Article, §3-302, Annotated Code of Maryland.

### Statement of Purpose

The purpose of this action is to:

(1) Revise COMAR 20.62 to be consistent with statutory revisions to Public Utilities Article, §7-306.2, Annotated Code of Maryland, which became effective June 1, 2019;

(2) Extend the length of the Community Solar Pilot Program (Pilot);

(3) Require that the Pilot’s capacity increase annually;

(4) Eliminate the limitation on the number of enrollments for any given community solar energy generating system (CSEGS); and

(5) Revise the schedule for operational deadlines.

The proposed revisions to COMAR 20.62.02 extend the Pilot, increase the Pilot’s capacity and its allocation of capacity to low- and moderate-income customers on an annual basis, and delete any limitation to the number of subscriber accounts for a given CSEGS.

The proposed revisions to COMAR 22.6203 double the time from completion of an application to construct a CSEGS to operation of the CSEGS under ordinary circumstances and clarify the circumstances under which colocation is not permitted.

### Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

### Estimate of Economic Impact

The proposed action has no economic impact.

### Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

### Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

### Opportunity for Public Comment

Comments may be sent to Andrew S. Johnston, Executive Secretary, Maryland Public Service Commission, 6 St. Paul Street, 16th Floor, Baltimore, MD 21202, or call 410-767-8067, or fax to 410-333-6495. Comments will be accepted through April 27, 2020. A public hearing has not been scheduled.

## 20.62.02 Pilot Program

Authority: Public Utilities Article, §§2-113, 2-121, 7-306, 7-306.1, and 7-306.2, Annotated Code of Maryland

### .01 Pilot Program Structure.

A. Each electric company shall establish a program to accept and administer community solar energy generating system projects for a period of [3] 7 years from the earlier of:

(1)—(2) (text unchanged)

B. *Community solar energy generating system programs may not end prior to December 31, 2024.*

[B.] C.—[D.] E. (text unchanged)

### .02 Program Generation Capacity.

A. Capacity Limit.

(1) Statewide Capacity.

(a) Subject to §A(1)(b) of this regulation, an electric company may not accept pilot program project applications after the Statewide capacity of pilot projects has exceeded [1.5] 3.25 percent of the 2015 Maryland peak demand in MW as measured by the sum of the nameplate capacity of each project’s inverter.

(b) (text unchanged)

(c) *An electric company shall accept an additional 0.05 percent of 2015 capacity for projects of 50kW or less during the fourth through seventh year of the program.*

(2) Annual Cap. The following percentages of 2015 Maryland peak demand will set annual program capacity:

(a)—(c) (text unchanged)

(d) *Fourth year—0.35 percent.*

(e) *Fifth year—0.4 percent.*

(f) *Sixth year—0.45 percent.*

(g) *Seventh year—0.5 percent.*

(3) Program Categories. An electric company shall accept pilot projects in each of the following categories up to the annual and program capacity limits according to the percentages shown in each of the following paragraphs:

(a)—(b) (text unchanged)

(c) Low and Moderate Income Category (LMI) — 30 percent — Projects serving more than 30 percent of kWh output to Low or Moderate income [customers] *subscribers* of which Low Income subscribers receive a minimum of 10 percent of kWh output.

(d)—(e) (text unchanged)

(4) Electric Company Program Capacity Limits.

(a) Subject to the annual and category limits established in this regulation, an electric company shall accept pilot program applications up to [1.5] 3.25 percent of its 2015 Maryland peak demand.

(b) An electric company may accept project applications after it has accepted [1.5] 3.25 percent of its 2015 peak demand in MW as measured by the sum of the nameplate capacity of each project’s inverter.

(c) An electric company may cease accepting project applications according to the annual percentages listed in [Regulation .02A(2)] §A(2) of this regulation as applied to that company’s 2015 peak demand.

(d)—(f) (text unchanged)

(5) Unused Annual Capacity.

(a) Electric company capacity in each year which remains unused by projects shall be added to the capacity of the following year such that the total Statewide capacity does not exceed the limit in §A of this regulation.

(b) *If a category listed in §A(3) of this regulation has unused capacity at the end of any year of the program, the unused capacity shall be carried forward in the same category to the following year.*

(c) *Capacity that has remained unused following the sixth year shall be reallocated by the Commission upon good cause shown.*

[(6) Unused Category Capacity. If a category listed in §A(3) of this regulation has unused capacity at the end of the second year of the program, the unused capacity shall be allocated on a pro-rata basis to the other categories for the third year of the program.]

B.—D. (text unchanged)

**.03 Number of Accounts per Project.**

A. A subscriber organization may subscribe [up to 350 accounts per CSEGS unless the electric company in the project’s service territory has developed an automated billing function for the program] *as many accounts as needed to match each CSEGS’s capacity.*

[B. A subscriber organization may subscribe as many accounts as needed to match the CSEGS’s capacity if the electric company serving the CSEGS has developed an automated billing function for the program.]

[C.] B. An electric company may require a subscriber organization to maintain a minimum average subscription size of 2 kW per customer for an individual CSEGS during the pilot program.

**.04 Subscription Credits.**

A.—D. (text unchanged)

E. An electric company shall retain a record of a pilot project’s kilowatt hours applied to each subscriber’s account for a period of [3] 7 years.

F.—G. (text unchanged)

**20.62.03 Pilot Program Administration**

Authority: Public Utilities Article, §§2-113, 2-121, 7-306, 7-306.1, and 7-306.2, Annotated Code of Maryland

**.04 Pilot Program Queue.**

A.—B. (text unchanged)

C. [Operation] *Operational* Deadline.

(1) If a project fails to begin operating within [12] 24 months of submission of a completed application by the subscriber organization, the electric company shall remove the project from the electric company’s pilot program queue unless the subscriber organization of the project provides to the electric company an additional deposit of \$50 per kW to maintain its position within the pilot program queue.

(2) If a project fails to begin operating within [18] 36 months of application, the electric company shall remove the project from the electric company’s pilot program queue.

(3) The electric company shall extend the [operation] *operational* deadline on a day-for-day basis for the following reasons:

(a)—(b) (text unchanged)

(4)—(7) (text unchanged)

D.—F. (text unchanged)

**.08 Project Location.**

A. Colocation.

(1) An electric company may not accept a CSEGS project of 500 kW or greater that is proposed to be located on the same or *an* adjacent [property] *parcel* as an existing or proposed CSEGS project *of 500 kW or greater which is located in its service territory and is owned by [the same] any* subscriber organization or affiliate [of 500 kW or greater in its service territory.] *thereof.*

(2)—(4) (text unchanged)

B.—C. (text unchanged)

ANDREW S. JOHNSTON  
Executive Secretary

# Special Documents

## DEPARTMENT OF THE ENVIRONMENT WATER AND SCIENCE ADMINISTRATION

### Water Quality Certification 19-WQC-0023

*Worcester County Commissioners  
C/o Tom Perlozzo  
1 W. Market Street Rm. 103  
Snow Hill, MD 21863*

**Add'l. Info:** Pursuant to COMAR 26.08.02.10F(3)(c), The Maryland Department of the Environment is providing notice of its issuance of a Water Quality Certification 19-WQC-0023.

**Location:** On the Chincoteague Bay at the end of Public Landing Road in Snow Hill, MD in Worcester County

The purpose of the project is to control shoreline erosion, improve navigable access, and improve public access to an existing beach.

1. Maintenance dredge by mechanical method, a 68,756 square foot entrance channel and boat basin to a maximum depth of 4.0 feet at mean low water and place 4,000 cubic yards of sand on an adjacent beach and an approved upland disposal area next to the boat basin.
2. A six-year dredging maintenance provision will be provided.
3. Construct an approximate 25-foot wide by 100-long stone groin extending a maximum of 105 feet channelward of the mean high water line.
4. Construct an approximate 25-foot wide by 75-foot long stone groin/breakwater within a maximum of 130 feet channelward of the mean high waterline.
5. To deposit approximately 3,000 cubic yards of sand(or greater) on an existing 100-foot wide by 400-foot long beach within a maximum of 100 feet channelward of the mean high water line with the remaining material to be utilized for the upgrade of an existing adjacent parking area.
6. To construct fifteen (15) 3-foot wide by 20-foot long tapered piers and 47 mooring piles to create 30 slips approximately 25 feet channelward of the mean high water line as depicted on the attached plans dated October 8, 2019.

The WQC and its attachments may be viewed at the following link: <https://mde.maryland.gov/programs/Water/WetlandsandWaterways/Pages/WQC.aspx>

**Appeal of Final Decision.** This Water Quality Certification is a final agency decision. Any person aggrieved by the Department's decision to issue this WQC may appeal such decision in accordance with COMAR 26.08.02.10F(4). A request for appeal shall be filed with the Department within 30 days of publication of the final decision, and specify in writing the reason why the final decision should be

reconsidered. A request for appeal shall be submitted to: Secretary of the Environment, Maryland Department of the Environment, 1800 Washington Boulevard, Baltimore, MD 21230. Any request for an appeal does not stay the effectiveness of this WQC. Contact: Joseph R. Kincaid at [joe.kincaid@maryland.gov](mailto:joe.kincaid@maryland.gov) or 410-901-4044.

[20-07-16]

## WATER AND SCIENCE ADMINISTRATION

### Water Quality Certification 20-WQC-0003

*Anne Arundel County Department of Public Works  
2662 Riva Road  
Annapolis, MD 21401*

**Add'l. Info:** Pursuant to COMAR 26.08.02.10F(3)(c), The Maryland Department of the Environment is providing notice of its issuance of a Water Quality Certification 20-WQC-0003.

**Location:** Entrance to Lake Ogleton, Annapolis, Anne Arundel County, Maryland 21403

The purpose of the project is to improve navigable access and contribute to improvements in water quality.

- Mechanically or hydraulically, maintenance dredge a 2,375-foot long by 75-foot wide channel to a depth of 8.5 feet at mean low water;
- Deposit approximately 3,500 cubic yards of dredged material at the Bay Ridge community beach adjacent to Bay Drive, Annapolis, Maryland 21403 as authorized as beach nourishment in Wetlands License 19-1083;
- Deposit approximately 5,325 cubic yards of dredged material to one of the two following upland disposal sites: Idlewilde DMP Site at Idlewilde Road, Shady Side, MD 20764, or South County DMP Site at Sudley Road, West River, MD 20778; and
- Provide for periodic maintenance dredging for six years.

The WQC and its attachments may be viewed at the following link: <https://mde.maryland.gov/programs/Water/WetlandsandWaterways/Pages/WQC.aspx>

**Appeal of Final Decision.** This Water Quality Certification is a final agency decision. Any person aggrieved by the Department's decision to issue this WQC may appeal such decision in accordance with COMAR 26.08.02.10F(4). A request for appeal shall be filed with the Department within 30 days of publication of the final decision, and specify in writing the reason why the final decision should be reconsidered. A request for appeal shall be submitted to: Secretary of the Environment, Maryland Department of the Environment, 1800 Washington Boulevard, Baltimore, MD 21230. Any request for an appeal does not stay the effectiveness of this WQC. Contact: Heather Hepburn at [heather.hepburn1@maryland.gov](mailto:heather.hepburn1@maryland.gov) or 410-537-3789

[20-07-19]

## WATER AND SCIENCE ADMINISTRATION

### Water Quality Certification 20-WQC-0004

*Bay Ridge Civic Association  
80 East Lake Drive  
Annapolis, MD 21403*

**Add'l. Info:** Pursuant to COMAR 26.08.02.10F(3)(c), The Maryland Department of the Environment is providing notice of its issuance of a Water Quality Certification 20-WQC-0004.

**Location:** On the Chesapeake Bay at community beach off Bay Drive in Annapolis, Anne Arundel County, Maryland 21403

The purpose of the project is to nourish a community beach, provide shoreline erosion control, and contribute to improvements in water quality.

Fill and grade with approximately 10,000 cubic yards of sand along 1,400 feet of eroding shoreline to nourish a community beach, extending a maximum of 66 feet channelward of the mean high water line.

The WQC and its attachments may be viewed at the following link: <https://mde.maryland.gov/programs/Water/WetlandsandWaterways/Pages/WQC.aspx>

Appeal of Final Decision. This Water Quality Certification is a final agency decision. Any person aggrieved by the Department's decision to issue this WQC may appeal such decision in accordance with COMAR 26.08.02.10F(4). A request for appeal shall be filed with the Department within 30 days of publication of the final decision, and specify in writing the reason why the final decision should be reconsidered. A request for appeal shall be submitted to: Secretary of the Environment, Maryland Department of the Environment, 1800 Washington Boulevard, Baltimore, MD 21230. Any request for an appeal does not stay the effectiveness of this WQC. Contact: Heather Hepburn at [heather.hepburn1@maryland.gov](mailto:heather.hepburn1@maryland.gov) or 410-537-3789

[20-07-18]

## WATER AND SCIENCE ADMINISTRATION

### Water Quality Certification 20-WQC-0007

*Cecil County Department of Parks and Recreation  
200 Chesapeake Boulevard  
Elkton, Maryland 21921*

**Add'l. Info:** Pursuant to COMAR 26.08.02.10F(3)(c), The Maryland Department of the Environment is providing notice of its issuance of a Water Quality Certification 20-WQC-0007.

**Location:** Elk River; River Bend Parkway, Elkton, Maryland, 21921 in Cecil County

The purpose of the project is to improve navigable access.

1. To hydraulically or mechanically maintenance dredge two segments of the Elk River main channel with the following dimensions:

a. Segment A: A 3,945-foot long by 50-foot wide channel to a depth of 4.5 feet at mean low water (MLW);

b. Segment B: A 2,300-foot long by 50-foot wide channel to a depth of 4.5 feet at MLW;

and to deposit approximately 23,178 cubic yards of dredged material via hydraulic pipes or watertight trucks to an approved upland disposal site located at the Elk River Dredged Material Placement Site, Oldfield Pint Road, Elkton, Cecil County, Maryland 21921, and to periodically maintenance dredge for 6 years;

2. To collect 3 sediment core samples totaling no more than 0.1 cubic yards.

The WQC and its attachments may be viewed at the following link: <https://mde.maryland.gov/programs/Water/WetlandsandWaterways/Pages/WQC.aspx>

Appeal of Final Decision. This Water Quality Certification is a final agency decision. Any person aggrieved by the Department's decision to issue this WQC may appeal such decision in accordance with COMAR 26.08.02.10F(4). A request for appeal shall be filed with the Department within 30 days of publication of the final decision, and specify in writing the reason why the final decision should be reconsidered. A request for appeal shall be submitted to: Secretary of the Environment, Maryland Department of the Environment, 1800 Washington Boulevard, Baltimore, MD 21230. Any request for an appeal does not stay the effectiveness of this WQC. Contact: Megan Spindler at [megan.spindler@maryland.gov](mailto:megan.spindler@maryland.gov) or 410-537-3622.

[20-07-16]

## WATER AND SCIENCE ADMINISTRATION

### Water Quality Certification 20-WQC-0008

*Queen Anne's County Department of Parks and Recreation  
1945 4-H Park Road  
Centreville, Maryland, 21617*

**Add'l. Info:** Pursuant to COMAR 26.08.02.10F(3)(c), The Maryland Department of the Environment is providing notice of its issuance of a Water Quality Certification 20-WQC-0008.

**Location:** Corsica River; 201 Front Street, Centreville, Maryland, 21617 in Queen Anne's County

The purpose of the project is to improve navigable access.

- Mechanically or hydraulically maintenance dredge a 5,243-foot long by 50 to 106-foot wide channel to a depth of 5.0 feet at mean low water (MLW);
- Mechanically or hydraulically dredge a 155-foot long by 178-foot wide area of new dredging to a depth of 3.0 feet at MLW;
- Deposit approximately 225 cubic yards of material at an approved upland disposal site located at 421 Watson Road, Centreville, Maryland; and to provide for periodic maintenance dredging for six years; and
- Collect four (4) sediment cores at a depth of 6.0 feet at MLW.

The WQC and its attachments may be viewed at the following link: <https://mde.maryland.gov/programs/Water/WetlandsandWaterways/Pages/WQC.aspx>

Appeal of Final Decision. This Water Quality Certification is a final agency decision. Any person aggrieved by the Department's decision to issue this WQC may appeal such decision in accordance with COMAR 26.08.02.10F(4). A request for appeal shall be filed with the

Department within 30 days of publication of the final decision, and specify in writing the reason why the final decision should be reconsidered. A request for appeal shall be submitted to: Secretary of the Environment, Maryland Department of the Environment, 1800 Washington Boulevard, Baltimore, MD 21230. Any request for an appeal does not stay the effectiveness of this WQC. Contact: Megan Spindler at [megan.spindler@maryland.gov](mailto:megan.spindler@maryland.gov) or 410-537-3622.

[20-07-17]

## OFFICE OF THE SECRETARY OF STATE

### NOTICE

This notice is given by the Secretary of State acting pursuant to the Proclamation of Governor Lawrence J. Hogan, Jr. (the “Governor”) dated March 5, 2020 proclaiming a state of emergency and a catastrophic health emergency related to COVID-19, as it may be amended or renewed from time to time, and the Order of the Governor dated March 12, 2020 entitled “Extending Certain Licenses, Permits, Registrations, and Other Governmental Authorizations, and Authorizing Suspension of Legal Time Requirements”, as it may be amended from time to time, after finding that the action(s) described herein will not endanger the public health, welfare, or safety.

Annual charitable reporting and registration deadlines required by Sections 6-305, 6-405, 6-407, 6-408, 6-506, 6-5A-05 of the Business Regulations Article, Maryland Annotated Code shall be extended for charitable organizations, charitable representatives, and public safety solicitors who are in compliance with the Maryland Solicitations Act, Title 6, Business Regulations Article, Maryland Annotated Code. This extension applies to those annual reports and registrations that are due to be submitted to the Office of the Secretary of State during the state of emergency and catastrophic health emergency. The aforementioned deadlines shall be extended to 30 days after the state of emergency and catastrophic health emergency is terminated. Any effect of Title 6 of the Business Regulations Article, Annotated Code of Maryland inconsistent with the foregoing is hereby suspended.

Effective immediately and signed on this 20th day of March, 2020, this Notice shall remain in effect until 30 days after the state of emergency has been terminated and the proclamation of the catastrophic health emergency has been rescinded.

JOHN C. WOBENSMITH  
Secretary of State

[20-07-30]

### NOTICE

This notice is given by the Secretary of State acting pursuant to the Proclamation of Governor Lawrence J. Hogan, Jr. (the “Governor”) dated March 5, 2020 proclaiming a state of emergency and a catastrophic health emergency related to COVID-19, as it may be amended or renewed from time to time, and the Order of the Governor dated March 12, 2020 entitled “Extending Certain Licenses, Permits, Registrations, and Other Governmental Authorizations, and Authorizing Suspension of Legal Time Requirements”, as it may be amended from time to time, after finding that the action(s) described herein will not endanger the public health, welfare, or safety.

The four year statutory term of a notary public set forth in Section 18-103(c)(1) of the State Government Article, Maryland Annotated Code shall be extended for all notaries public with an active notary commission. Furthermore, the notice and timing requirements set forth in Section 18-103(d), (e)(6) of the State Government Article, Annotated Code of Maryland are suspended. Any effect of Title 18 of the State Government Article, Annotated Code of Maryland inconsistent with the foregoing is hereby suspended.

Effective immediately and signed on this 20th day of March, 2020, this Notice shall remain in effect until 30 days after the state of emergency has been terminated and the proclamation of the catastrophic health emergency has been rescinded.

JOHN C. WOBENSMITH  
Secretary of State

[20-07-29]

# DEPARTMENT OF STATE POLICE

## HANDGUN ROSTER BOARD

### Proposed Additions to Handgun Roster and Notice of Right to Object or Petition

The following is a list of handguns that the Handgun Roster Board proposes to add to the official handgun roster. These handguns will be officially placed on the Handgun Roster if no timely objection is received or if all timely objections are dismissed.

Under the Public Safety Article, §5-405, Annotated Code of Maryland, and COMAR 29.03.03.13 and .14, any person may object to the placement of any of those handguns on the Handgun Roster. Objections must be filed within 30 days after **March 27, 2020**. In addition, any person may petition for the placement of an additional handgun on the Handgun Roster. Forms for objections or petitions may be obtained from: Rachel Rosenberg, Administrator, Handgun Roster Board, 1201 Reisterstown Road, Baltimore, Maryland 21208 (Phone: 410-653-4247).

Make	Model	Model No.	Caliber	Additional Comments
Taurus	G2 S	1-G2S4031G	40 S&W	Model number addition
ALDO UBERTI & CO. (CIMARRON ARMS)	MAN WITH NO NAME	MP411SSI01	45 Colt	Model number addition
ARMSCOR PHILIPPINES-ROCK ISLAND ARMORY (ARMSCOR PRECISION INTERNATIONAL)	M1911 A1 FS	51514 (ROCK STANDARD)	45 ACP	Model number addition
Sturm Ruger	MARK IV	40174 (TARGET)	22 LR	Model number addition
CMMG, INC.	MK4	55ADF68 (200 Series)	5.56x45 mm NATO	Model and caliber addition
Smith & Wesson	M&P 9 Shield M2.0 EZ	12436, 12437, 12438, 12439	9 mm	
Remington Arms Co., Inc.	700 (Chassis Pistol)	96821	223 Rem	Model and caliber addition
Sturm Ruger	22 CHARGER	4938	22 LR	Model number addition
Taurus	SPECTRUM	1-007031-122	380 ACP	Model number addition
Stoeger (Stoeger Industries Inc.)	STR-9	31738	9 mm	Model number addition
Springfield Armory/Inc.	SAINT	ST9096556BM	5.56 NATO / 223 Rem	Model number addition
Sig Sauer / Sigarms Inc.	P220	HUNTER	10 mm	Model number addition
Glock	44	UA4450101	22 LR	
Taurus	SPECTRUM	1-007031-301	380 ACP	Model number addition
Sturm Ruger	LCP II	13705	22 LR	Model and caliber addition
Maxim Defense	PDX	N/A	5.56 NATO, 300 BLK	Caliber addition
STI International	STACCATO XC	N/A	38 Super, 40 Cal, 45 ACP, 9 mm	Model addition
STI International	STACCATO C2	N/A	38 Super, 40 Cal, 45 ACP, 9 mm	Model addition
BERSA S.A. (RSA ENTERPRISES, INC)	TPR9C	TPR9CDT	9 mm	
BERETTA USA	92X F Compact	J92C920	9 mm	
KC's Kustom Creations, LLC	1911 A1	NMN	45 ACP	
Taurus	SPECTRUM	1-007039-211	380 ACP	Model number addition
CABOT GUNS	1911	COMMANDER	9 mm, 38 Super	Caliber addition
Smith & Wesson	M&P 9 M2.0	13009 SUBCOMPACT, 13010 SUBCOMPACT, 12481 SUBCOMPACT, 12482 SUBCOMPACT	9 mm	Model number addition
LWRC INTERNATIONAL	IC-DI	N/A	300 BLK	Caliber addition
LWRC	SIX8PISTOL	SIX8PRODG8,	6.8 SPC II	Model number addition

**SPECIAL DOCUMENTS**

<b>Make</b>	<b>Model</b>	<b>Model No.</b>	<b>Caliber</b>	<b>Additional Comments</b>
INTERNATIONAL		SIX8PRODG8SBA3, SIX8PRPBC8, SIX8PRPBC8SBA3, SIX8PRTG8, SIX8PRTG8SBA3, SIX8PRCK8SBA3, SIX8PRB8SBA3		
LWRC INTERNATIONAL	REPR MKII	REPRMKIIP7B12SBA3, REPRMKIIP7BF12SBA3, REPRMKIIP7CK12SBA3, REPRMKIIP7ODG12SBA3, REPRMKIIP7PBC12SBA3, REPRMKIIP7PBCF12SBA3, REPRMKIIP7TG12SBA3, REPRMKIIP7TGF12SBA3	7.62 NATO	
KEL-TEC	CP33	NMN	22 LR	
BERETTA USA	92X FR Full Size	J92FR920	9 mm	Model addition
MOSSBERG	590 SHOCKWAVE	50648 (SPX)	12 Gauge	Model number addition
Rifle Dynamics	704 Pistol	NMN	7.62x39 mm	
Heckler & Koch	SP5	SP5	9 mm	
Springfield Armory/Inc.	XD(M)	4.5" OSP Threaded Barrel Model (XDMT94510BHCOSP)	10 mm	Model number addition
Sig Sauer / Sigarms Inc.	P365 XL	365XL-9-BXR3-RXZ, 365XL- 9-BXR3-RXZ-10	9 mm	Model number addition
STI International	STACCATO XL	N/A	9 mm	Model addition
STI International	STACCATO R	N/A	9 mm, 45 ACP	Model addition
ALDO UBERTI & CO. (CIMARRON ARMS)	Holy Smoker	MP310GCI01BG	45 LC	Model addition
Sturm Ruger	LCP	3793	380 ACP	Model number addition
Springfield Armory/Inc.	XD-S 45 MOD 2	XDSG93345S	45 ACP	Model number addition
BERETTA USA	92X GR Full Size	J92FR920G	9 mm	Model addition
Chiappa Firearms	SAA 1873 Regulator	340.251	38 Spl	
Smith & Wesson	945	N/A	40 S&W	Caliber addition
Carl Walther	CCP	N/A	380 ACP	Caliber addition
Dan Wesson Firearms/NYI	Kodiak	01852, 01853	10 mm	
Smith & Wesson	M&P 45-SHIELD M2.0	12088	45 ACP	Model number addition
Remington Arms Co., Inc.	700 (Chassis Pistol)	96816	223 Rem	Model number addition
KALASHNIKOV USA	KP-9	KP-9 (SKU #)	9 mm	
Heckler & Koch	MR223	MR223	223 Rem	
Q	Sugar Weasel	SW-300BLK-7IN-PISTOL	300 BLK	
Wilson Combat	AR9G	TR-AR9G	9 mm	
Smith & Wesson	M&P 9 Shield M2.0 EZ	12440, 12441, 13001, 13002	9 mm	Model number addition
Sturm Ruger	SECURITY 9	3830	9 mm	Model number addition
WYTWORNIA BRONI POPINSKI (WBP) (ARMS OF AMERICA)	Mini Jack SR762C	10060	7.62x39 mm	
Standard Manufacturing Co. LLC	1911 Case Colored	1911CC	45 ACP	Model addition
Standard Manufacturing Co. LLC	1911 Blued Engraved #1	1911B1	45 ACP	Model addition
Standard Manufacturing Co. LLC	1911 Nickel Plated	1911N	45 ACP	Model addition
BERETTA USA	92X Performance	J92XR20, J92XR21	9 mm	Model addition
TISAS (SDS IMPORTS)	ZIG M1911	ZIG45A1	45 ACP	Model number addition
Sturm Ruger	RUGER-57	16401	5.7x28 mm	
Sturm Ruger	RUGER-57	16402	5.7x28 mm	Model number addition



Make	Model	Model No.	Caliber	Additional Comments
Les Baer Custom	Mama Baer	NMN	45 ACP	
Nighthawk Custom	Bull Officer	NMN	9 mm, 45 ACP, 10 mm, 38 Super	
Nighthawk Custom	Vice President	NMN	9 mm, 45 ACP, 10 mm, 38 Super	
SHADOW SYSTEMS CORP	MR920	SS-1011 (Elite)	9 mm	
Extar	EP9	EP9	9 mm	
Kimber	Custom LW	3700597	45 ACP	
Glock	34	34 GEN 5 MOS	9 mm	Model number addition
Sig Sauer / Sigarms Inc.	P-320-M18	320CA-9-M18-MS-10, 320CA-9-M18-MS, 320CA-9-M18-B	9 mm	Model number addition
BRNO OR CZ	CZ 75 B 45th Anniversary	91137	9 mm	Model addition
Smith & Wesson	460 XVR Bone Collector	170345	460 S&W Mag	Model addition
KEL-TEC	P17	NMN	22 LR	
Sturm Ruger	LCP	3704	380 ACP	Model number addition
Dan Wesson Firearms/NYI	VALOR	01827 (V-Bob)	45 ACP	Model number addition
FightLite Industries	SCR	SCR-300PM (300 BLK), SCR-556PM (5.56x45 mm NATO)	300 BLK, 5.56x45 mm NATO	
SPIKES TACTICAL	PHU	PHUP3181-M9B (300 BLK), PHUP5181-M9B (5.56 NATO)	300 BLK, 5.56 NATO	
E.A.A./F. TANFOGLIO	Witness P Match	600662	9 mm	
E.A.A./F. TANFOGLIO	Witness P Match Pro	600663	9 mm	Model addition
Smith & Wesson	SW 22 VICTORY	13258 RANGE KIT	22 LR	Model number addition
TAURUS S.A. FORJAS (TAURUS INTERNATIONAL INC.)	G3	1-G3941	9 mm	Model number addition
Springfield Armory/Inc.	1911 MC OPERATOR	PX9105MLP	45 ACP	Model number addition
SPRINGFIELD ARMORY/INC. (HS PRODUKT)	HELLCAT	HC9319BOSPSMSC	9 mm	Model number addition
WALTHER	PPQ	Q4 TAC	9 mm	Model number addition
TAURUS S.A. FORJAS (TAURUS INTERNATIONAL INC.)	RAGING HUNTER	2-357055RH	357 MAG / 38 SPL+P	Model number addition
COLT/COLTS MFG. CO., INC.	GOLD CUP SERIES	TROPHY (O5072GCL)	9 mm	Model number addition

[20-07-24]

# UNIVERSITY SYSTEM OF MARYLAND

## UNIVERSITY OF MARYLAND, COLLEGE PARK

**Subject:** Notice of Posting of Presolicitation Report for the NextGen Energy Program

**Add'l Info:** The University System of Maryland (USM) and the University of Maryland, College Park (UMD), in accordance with State Finance and Procurement Article §10A-201(b)(3) of the Annotated Code of Maryland, have posted online the Presolicitation Report for the NextGen Energy Program (Program), the purpose of which is to ensure UMD receives long-term, reliable, efficient, resilient sustainable, and affordable heating, cooling, and electric service to support its core mission of education, research, and service. The Program continues UMD's two-decade policy of utilizing the P3 business model for these purposes. The Report details the rationale for structuring the Program as a P3 and describes a proposed solicitation process. The report is posted at <https://purchase.umd.edu/sites/default/files/uploads/documents/University%20of%20Maryland-%20NextGen%20Energy%20Program%20%20Presolicitation%20Report%20FINAL.pdf>.

USM and UMD expect to seek designation of the Program as a P3 and approval of the solicitation process from the Board of Public Works in April 2020.

**Contact:** Charles R. Reuning  
Associate Vice President, Facilities Management  
University of Maryland, College Park  
Email: [creuning@umd.edu](mailto:creuning@umd.edu)  
Phone: (301) 405-3205

[20-07-31]

# General Notices

## Notice of ADA Compliance

The State of Maryland is committed to ensuring that individuals with disabilities are able to fully participate in public meetings. Anyone planning to attend a meeting announced below who wishes to receive auxiliary aids, services, or accommodations is invited to contact the agency representative at least 48 hours in advance, at the telephone number listed in the notice or through Maryland Relay.

### DEPARTMENT OF AGING

**Subject:** Public Meeting  
**Date and Time:** April 8, 2020, 10 a.m. — 12 p.m.  
**Place:** North Laurel Community Center, 9411 Whiskey Bottom Rd., Patuxent Arts Rm., Laurel, MD  
**Add'l. Info:** Normal Meeting — Commission on Aging.  
**Contact:** Lisa O'Connor (410) 767-1085  
 [20-07-11]

### STATE COLLECTION AGENCY LICENSING BOARD

**Subject:** Public Meeting  
**Date and Time:** April 13, 2020, 2 — 3 p.m.  
**Place:** 500 N. Calvert St., 3rd Fl. Conf. Rm., Ste. 402, Baltimore, MD  
**Contact:** Devki Dave (410) 230-6019  
 [20-07-20]

### MARYLAND INSTITUTE FOR EMERGENCY MEDICAL SERVICES SYSTEMS

**Subject:** Listing of Freestanding Medical Facilities Requesting Reverification of Status and Call for Applications from Those Wishing to Be Considered for Designation  
**Add'l. Info:** Pursuant to COMAR 30.08.02C, the Maryland Institute for Emergency Medical Services Systems gives notice that the following freestanding medical facility has requested reverification as a Freestanding Medical Facility: Adventist HealthCare Germantown Emergency Center.

Any person with knowledge of any reason why any of the above-listed freestanding medical center should not be reverified and redesignated is requested to submit a written statement of the reason to MIEMSS by May 8, 2020.

In addition, pursuant to COMAR 30.08.02.03C, hospitals not designated who wish to be considered for designation as a Freestanding Medical Facility should submit a written letter of intent to the office listed above. Letters of intent are due to MIEMSS by May 18, 2020. For more information contact Anna Aycock, Chief, Health Facilities and Special Programs at (410) 706-3930 or email aaycock@miemss.org.  
**Contact:** Anna Aycock (410) 706-3930  
 [20-07-07]

### MARYLAND INSTITUTE FOR EMERGENCY MEDICAL SERVICES SYSTEMS

**Subject:** Listing of Primary Stroke Center Requesting Reverification of Status and Call for Applications from Those Wishing to Be Considered for Designation  
**Place:** Office of Hospital Programs, 653 W. Pratt St., Ste. 405, Baltimore, MD  
**Add'l. Info:** Pursuant to COMAR 30.08.02C, the Maryland Institute for Emergency Medical Services Systems gives notice that the following hospitals has requested reverification as a Primary Stroke Center:

- Adventist HealthCare White Oak Medical Center
- Doctor's Community Hospital
- University of Maryland Prince George's Hospital Center

Any person with knowledge of any reason why any of the above-listed hospitals should not be reverified and redesignated is requested to submit a written statement of the reason to MIEMSS by May 8, 2020.

In addition, pursuant to COMAR 30.08.02.03C, hospitals not designated who wish to be considered for designation as a Primary Stroke Center should submit a written letter of intent to the office listed above. Letters of intent are due to MIEMSS by May 18, 2020. For more information contact Anna Aycock, Chief, Health Facilities and Special Programs at (410) 706-3930 or email aaycock@miemss.org.

**Contact:** Anna Aycock (410) 706-3930  
 [20-07-08]

### MARYLAND INSTITUTE FOR EMERGENCY MEDICAL SERVICES SYSTEMS

**Subject:** Listing of Comprehensive Stroke Center Requesting Reverification of Status and Call for Applications from Those Wishing to Be Considered for Designation  
**Place:** Office of Hospital Programs, 653 W. Pratt St., Ste. 405, Baltimore, MD  
**Add'l. Info:** Pursuant to COMAR 30.08.02C, the Maryland Institute for Emergency Medical Services Systems gives notice that the following hospital has requested reverification as a Comprehensive Stroke Center: Johns Hopkins Bayview Medical Center.

Any person with knowledge of any reason why any of the above-listed hospital should not be re-verified and re-designated is requested to submit a written statement of the reason to MIEMSS by May, 8, 2020.

In addition, pursuant to COMAR 30.08.02.03C, hospitals not designated who wish to be considered for designation as a Comprehensive Stroke Center should submit a written letter of intent to the office listed above. Letters of intent are due to MIEMSS by May 18, 2020. For more information contact Anna Aycock, Chief, Health Facilities and Special Programs at (410) 706-3930 or email aaycock@miemss.org.

**Contact:** Anna Aycock (410) 706-3930  
 [20-07-09]

### EMERGENCY MEDICAL SERVICES ADVISORY COUNCIL

**Subject:** Public Meeting  
**Date and Time:** April 2, 2020, 1 — 3 p.m.  
**Place:** 653 W. Pratt St., Ste. 212, Baltimore, MD  
**Add'l. Info:** The State Emergency Medical Services Advisory Council (SEMSAC) meets regularly the 1st Thursday of each month.  
**Contact:** E. Fremont Magee (410) 706-8531

[20-07-10]

### DEPARTMENT OF THE ENVIRONMENT/AIR AND RADIATION ADMINISTRATION

**Subject:** Notice of Public Hearing on State Implementation Plan  
**Date and Time:** April 16, 2020, 9 a.m.  
**Place:** Maryland Department of the Environment Headquarters, Baltimore, MD  
**Add'l. Info:** The Maryland Department of the Environment (MDE) gives notice of a public hearing concerning the Nonattainment New Source Review (NNSR) Certification for the State of Maryland 2015 Ozone NAAQS Nonattainment Areas.

A public hearing will be held on April 16, 2020, at the Maryland Department of the Environment, 1800 Washington Blvd., Baltimore, MD 21230 — 1st floor STAT Conference Room — 9:00 a.m.

The State of Maryland is certifying that our existing nonattainment new source review (NNSR) program, covering the

## GENERAL NOTICES

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Baltimore, MD; Philadelphia-Wilmington-Atlantic City, PA-NJ-MD-DE; and Washington, DC-MD-VA nonattainment areas for the 2015 ozone NAAQS, is at least as stringent as the requirements for ozone and its precursors. The requirements are found at 40 CFR 51.165 as amended by the final rule titled, Implementation of the 2015 National Ambient Air Quality Standard for Ozone: State Implementation Plan Requirements.

The public hearing will be held as required by federal law (Clean Air Act at 42 U.S.C. 7410 (a) and 40 CFR 51.102).

After consideration of comments received, the Plan will be finalized and submitted to the United States Environmental Protection Agency (EPA) for approval.

The proposed plan document has been made available on the Maryland Department of the Environment's website at <http://mde.maryland.gov/programs/Air/AirQualityPlanning/Pages/index.aspx>. Any notice of changes to the time and date of the hearing will also be posted on this page.

Note: the public library systems in the region can be used for Internet access to view the document.

Copies of the document can be viewed at the offices of the Maryland Department of the Environment, Air and Radiation Administration, 1800 Washington Blvd., Ste. 730, Baltimore, MD. For more information, contact Alexandra Brun at (410) 537-3252.

Comments may be sent to Alexandra Brun, Maryland Department of the Environment, Air and Radiation Administration, 1800 Washington Blvd., Ste. 730, Baltimore, MD, 21230; emailed to [alexandra.brun@maryland.gov](mailto:alexandra.brun@maryland.gov); or faxed to (410) 537-4223, attn: Alexandra Brun. Comments must be received by 5 p.m. on April 16, 2020 or be submitted at the hearing.

**Contact:** Alexandra Brun (410) 537-3252  
[20-07-21]

### DEPARTMENT OF THE ENVIRONMENT/AIR AND RADIATION ADMINISTRATION

**Subject:** Notice of Public Hearing on Inventory State Implementation Plan

**Date and Time:** April 10, 2020, 11 a.m.

**Place:** Montgomery County Planning Dept., Silver Spring, MD

**Add'l. Info:** The Maryland Department of the Environment (MDE) gives notice of a public hearing concerning the 2017 Base Year Emissions Inventory for the Washington DC-MD-VA 2015 Ozone NAAQS Nonattainment Area.

A public hearing will be held on April 10, 2020, at the Montgomery County Planning Department, 8787 Georgia Ave., Silver Spring, MD — 3rd Floor Conference Room — 11 a.m.

This document contains a detailed explanation of the base year 2017 emissions inventory for point, nonpoint (area), nonroad, and onroad anthropogenic sources as well as biogenic sources of ground-level ozone pollution in the Washington, DC-MD-VA 2015 ozone National Ambient Air Quality Standards (NAAQS) marginal nonattainment area. This emissions inventory fulfills the requirements in Section 182(a) of the Clean Air Act (CAA) for the Washington, DC-MD-VA Marginal Ozone Nonattainment Area. Section 182(a) of the CAA specifically addresses the SIP submissions and requirements for ozone nonattainment areas classified as Marginal. This is the only Section 182(a) element that has not been addressed in other plan submissions.

The public hearing will be held as required by federal law (Clean Air Act at 42 U.S.C. 7410 (a) and 40 CFR 51.102).

After consideration of comments received, the Plan will be finalized and submitted to the United States Environmental Protection Agency (EPA) for approval.

The proposed plan documents and appendices have been made available on the Metropolitan Washington Council of Government's website at: <https://www.mwcog.org/documents/2020/01/24/washington-dc-md-va-2015-ozone-naaqs-nonattainment-area-base-year-2017-emissions-inventory/>.

Any notice of changes to the time and date of this hearing will be posted on the Maryland Department of the Environment's website at <https://mde.maryland.gov/programs/Air/AirQualityPlanning/Pages/index.aspx>.

Note: the public library systems in the region can be used for Internet access to view the document.

Copies of the document can be viewed at the offices of the Maryland Department of the Environment, Air and Radiation Administration, 1800 Washington Blvd., Ste. 730, Baltimore, MD. For more information, contact Alexandra Brun at (410) 537-3252. Comments may be sent to Alexandra Brun, Maryland Department of the Environment, Air and Radiation Administration, 1800 Washington Blvd., Ste. 730, Baltimore, MD, 21230; emailed to [alexandra.brun@maryland.gov](mailto:alexandra.brun@maryland.gov); or faxed to (410) 537-4223, attn: Alexandra Brun.

Comments must be received by 5 p.m. on April 10, 2020, or be submitted at the hearing.

**Contact:** Alexandra Brun (410) 537-3252  
[20-07-22]

### DEPARTMENT OF THE ENVIRONMENT/AIR AND RADIATION ADMINISTRATION

**Subject:** Notice of Public Hearing on State Implementation Plan

**Date and Time:** April 16, 2020, 10 a.m.

**Place:** Maryland Department of the Environment Headquarters, Baltimore, MD

**Add'l. Info:** The Maryland Department of the Environment (MDE) gives notice of a public hearing concerning the Emissions Statement Requirement Certification Addressing Clean Air Act §182(a)(3)(B) for the State of Maryland 2015 Ozone NAAQS Nonattainment Areas

A public hearing will be held on April 16, 2020 at the Maryland Department of the Environment, 1800 Washington Blvd., Baltimore, MD — 1st floor STAT Conference Room — 10 a.m.

Maryland is submitting a SIP revision stating that its existing rule, COMAR 26.11.01.05-1 "Emissions Statements", satisfies the requirements to address the Maryland Ozone Nonattainment Areas under Clean Air Act §182(a)(3)(B). COMAR 26.11.01.05-1 was initially adopted by Maryland on 11/13/1992 and had an effective date of 12/07/1992, then was approved by EPA on 10/12/1994. The regulation is listed under the SIP approvals under the Code of Federal Regulations — 40 CFR Part 52, Subpart V—Maryland §52.1070 Identification of plan.

The public hearing will be held as required by federal law (Clean Air Act at 42 U.S.C. 7410 (a) and 40 CFR 51.102).

After consideration of comments received, the Plan will be finalized and submitted to the United States Environmental Protection Agency (EPA) for approval.

The proposed plan document has been made available on the Maryland Department of the Environment's website at <http://mde.maryland.gov/programs/Air/AirQualityPlanning/Pages/index.aspx>. Any notice of changes to the time and date of the hearing will also be posted on this page.

Note: the public library systems in the region can be used for Internet access to view the document.

Copies of the document can be viewed at the offices of the Maryland Department of the Environment, Air and Radiation Administration, 1800 Washington Blvd., Ste. 730, Baltimore, MD. For more information, contact Alexandra Brun at (410) 537-3252.

Comments may be sent to Alexandra Brun, Maryland Department of the Environment, Air and Radiation Administration, 1800 Washington Blvd., Ste. 730, Baltimore, MD, 21230; emailed to alexandra.brun@maryland.gov; or faxed to (410) 537-4223, attn: Alexandra Brun. Comments must be received by 5 p.m. on April 16, 2020 or be submitted at the hearing.

**Contact:** Alexandra Brun (410) 537-3252  
[20-07-23]

#### MARYLAND DEPARTMENT OF HEALTH

**Subject:** Public Hearing

**Date and Time:** May 7, 2020, 9 a.m. — 1 p.m.

**Place:** Best Western Plus Hotel and Conference Center, 5625 O'Donnell St., Baltimore, MD

**Add'l. Info:** Meeting of the Office of Pharmacy Service's Medicaid Pharmacy & Therapeutics Committee (Preferred Drug List). As soon as available, classes of drugs to be reviewed, speaker registration guidelines and driving directions to meeting location will be posted on the Maryland Pharmacy Program website at: <https://mmcp.health.maryland.gov/pap/Pages/Public-Meeting-Announcement-and-Procedures-for-Public-Testimony.aspx>

Submit questions to:

mdh.marylandpdlquestions@maryland.gov  
**Contact:** Shawn Singh (410) 767-6896

[20-07-04]

#### MARYLAND INSURANCE ADMINISTRATION

**Subject:** Public Meeting

**Date and Time:** May 14, 2020, 10 a.m.

**Place:** 200 St. Paul Pl., Francis Scott Key Room, 22nd Fl., Baltimore, MD

**Add'l. Info:** In preparation for the 2020 hurricane season, Maryland Insurance Commissioner Al Redmer, Jr. will hold a meeting on Thursday, May 14, 2020, at 10 a.m. at Maryland Insurance Administration headquarters at 200 St. Paul Pl. in downtown Baltimore.

The meeting will review what the Maryland Insurance Administration has done and will continue to do in preparation for the upcoming hurricane season. Commissioner Redmer also will discuss how property and casualty insurers

can help the Maryland Insurance Administration promptly and efficiently assist Maryland consumers.

You can also call-in to the meeting by dialing 1-415-655-000. The access code is 737 491 483.

If you plan to attend this meeting, please RSVP to joy.hatchette@maryland.gov. If you have any questions, you may also contact Joy Hatchette at the same email address or at 410-468-2029.

**Contact:** Joy Hatchette (410) 468-2029  
[20-07-03]

#### DIVISION OF LABOR AND INDUSTRY/MARYLAND OCCUPATIONAL SAFETY AND HEALTH (MOSH) ADVISORY BOARD

**Subject:** Public Hearing

**Date and Time:** April 1, 2020, 10 a.m. — 12 p.m.

**Place:** MOSH Headquarters, 10946 Golden West Dr., Ste. 160, Hunt Valley, MD

**Contact:** Tiffany R. Jones (410) 767-2182  
[20-07-05]

#### DIVISION OF LABOR AND INDUSTRY/BOARD OF BOILER RULES

**Subject:** Public Hearing

**Date and Time:** April 23, 2020, 1 — 3 p.m.

**Place:** Maryland Department of Transportation — Hanover, 7201 Corporate Center Dr., Hanover, MD

**Contact:** Tiffany R. Jones (410) 767-2182  
[20-07-06]

#### MARYLAND HEALTH CARE COMMISSION

**Subject:** Public Meeting

**Date and Time:** April 16, 2020, 1 p.m.

**Place:** 4160 Patterson Ave., Rm. 100, Baltimore, MD

**Contact:** Valerie Wooding (410) 764-3570  
[20-07-01]

#### MARYLAND PRESCRIPTION DRUG AFFORDABILITY BOARD

**Subject:** Public Meeting

**Date and Time:** April 20, 2020, 1:30 — 3:30 p.m.

**Place:** William Amoss Committee Room, 4th Fl., Miller Senate Office Building, 11 Bladen St, Annapolis, MD

**Contact:** Dee Stephens (410) 764-3460  
[20-07-14]

#### COMMISSION ON STATE DEBT

**Subject:** Public Meeting

**Date and Time:** April 16, 2020, 1 p.m.

**Place:** Louis L. Goldstein Treasury Bldg., Assembly Rm. #114 — #116, 80 Calvert St., Annapolis, MD

**Add'l. Info:** Annual meeting to recommend a State tax rate on real and personal property.

**Contact:** Christian Lund (410) 260-7920  
[20-07-12]

#### MARYLAND DEPARTMENT OF TRANSPORTATION

**Subject:** Public Hearing

**Date and Time:** April 20, 2020, 10 a.m.

**Place:** MDOT Headquarters, 7201 Corporate Center Dr., Hanover, MD

**Add'l. Info:** The Maryland Board of Airport Zoning Appeals (BAZA) will hold a hearing on Monday, April 20, 2020. The hearing will begin at 10 a.m. in Hughes Suite 3 of the Maryland Department of Transportation located at 7201 Corporate Center Dr., Hanover, MD 21076. The Board will hear the following case(s):

Docket Number 418.

BAZA #418 (Temporary Crane Operations at Intersection of I-195, I-295 and MD Route 170, Linthicum, MD 21090.

The Maryland State Highway Administration (SHA) is designing the replacement of the roadway lighting system along an approximate 1-mile stretch of I-195 between the I-295 and MD Route 170 intersections in the vicinity of Baltimore Washington Thurgood Marshall International Airport (BWI Marshall). The Maryland Aviation Administration (MAA) and SHA have been collaborating to establish permanent light pole and associated temporary installation crane height allowances. All permanent structures have been designed to remain below the critical Code of Federal Regulations (FAR) Part 77 airspace protection surfaces. Twenty-six (26) of the temporary crane sites will, however, exceed Part 77 restrictions by 0.06 feet to 13.24 feet. The location of the temporary cranes in question begins approximately 800 feet north of Runway 15R and extends in a northwesterly direction along I-195 to a point approximately 2,000 feet northwest of Runway 15R. The Appellant has correspondingly filed 26 cases for "Determinations of No Hazard to Air Navigation" (ASN# 2020-AEA-202 thru 216-OE, 2020-AEA-294 thru 299-OE, and 2020-AEA-306, 307, 309, 311& 312-OE) to the Federal Aviation Administration. Code of Maryland Regulations (COMAR) 11.03.06.03 and 11.03.06.04 - Height

## GENERAL NOTICES

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Limits in Airport Districts, enables the proponent to seek a variance from the Board of Airport Zoning Appeals (BAZA) for any proposed penetration of FAR Part 77. Therefore, the MAA requests to present Case #418 to the BAZA Monday, April 20, 2020 at 10 a.m.

Docket Number 419.

BAZA #419 (Temporary Crane Operations at Intersection of I-95 and MD Route 170, Linthicum, MD 21090.

The Maryland State Highway Administration (SHA) is replacing overhead roadway signage along an approximate 1-mile stretch of I-95 in the area of the MD Route 170 intersection in the vicinity of Baltimore Washington Thurgood Marshall International Airport (BWI Marshall). The Maryland Aviation Administration (MAA) and SHA have been collaborating to establish associated temporary installation crane height allowances. All permanent structures have been designed to remain below the critical Code of Federal Regulations (FAR) Part 77 airspace protection surfaces. Four (4) of the temporary crane sites will, however, exceed Part 77 restrictions by 7.27 feet to 35.53 feet. The location of the temporary cranes in question begin approximately 725 feet north of Runway 15R and extends in a northwesterly direction along I-95 to a point approximately 2,400 feet northwest of Runway 15R. The Appellant has correspondingly filed 4 cases for "Determinations of No Hazard to Air Navigation" (ASN# 2020-AEA-1983 thru 1986-OE) to the Federal Aviation Administration. Code of Maryland Regulations (COMAR) 11.03.06.03 and 11.03.06.04 - Height Limits in Airport Districts, enables the proponent to seek a variance from the Board of Airport Zoning Appeals (BAZA) for any proposed penetration of FAR Part 77. Therefore, the MAA requests to present Case #419 to the BAZA Monday, April 20, 2020 at 10 a.m.

Docket Number 420.

BAZA #420 (Temporary Crane Operation at 7323 Aviation Blvd. Baltimore, MD 21240)

The Northrop Grumman Corporation is requesting to erect a crane to construct a galvanized steel platform (used to transport equipment and materials across the roof) on top of an existing building located at 7323 Aviation Boulevard within proximity to Baltimore/Washington Thurgood Marshall International Airport (BWI Marshall). At the Northrop Grumman project site, the maximum Code of Federal Regulation

(FAR) Part 77 height allowance is 89' AGL/192' MSL. The proposed crane will be 100' AGL/203' MSL resulting in an 11-foot penetration to FAR Part 77. The location of the temporary crane in question is approximately 1,075 feet west of Runway 15R. The Appellant has received a "Determination of No Hazard to Air Navigation for Temporary Structure" (ASN# 2020-AEA-1898-OE) from the Federal Aviation Administration. Code of Maryland Regulations (COMAR) 11.03.06.03 and 11.03.06.04 - Height Limits in Airport Districts, enables the proponent to seek a variance from the Board of Airport Zoning Appeals (BAZA) for any proposed penetration of FAR Part 77. Therefore, the MAA requests to present Case #420 to BAZA Monday, April 20, 2020 at 10:00 a.m.

Appropriate auxiliary aids and services for qualified individuals with disabilities will be provided upon request. Please call 410-865-1233 (voice) or MD Relay (TTY Users).

**Contact:** Deborah Mahoney-Fowler (410) 865-1233

[20-07-25]

### MARYLAND COLLEGE COLLABORATION FOR STUDENT VETERANS COMMISSION

**Subject:** Public Meeting

**Date and Time:** April 7, 2020, 11 a.m. — 1 p.m.

**Place:** 101 Braddock Rd., Frostburg, MD

**Contact:** Denise Nooe (410) 260-3840

[20-07-15]

### WORKERS' COMPENSATION COMMISSION

**Subject:** Public Meeting

**Date and Time:** April 9, 2020, 9:30 — 11:30 a.m.

**Place:** 10 E. Baltimore St., Baltimore, MD

**Add'l. Info:** Portions of this meeting may be held in closed session.

**Contact:** Amy Lackington (410) 864-5300

[20-07-02]

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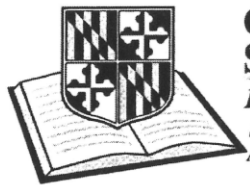
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