

# 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 08 DEPARTMENT OF NATURAL RESOURCES

### Subtitle 02 FISHERIES SERVICE

#### 08.02.15 Striped Bass

Authority: Natural Resources Article, §4-215, Annotated Code of Maryland

#### Notice of Final Action

[17-136-F]

On June 27, 2017, the Secretary of Natural Resources adopted amendments to Regulation .04 under **COMAR 08.02.15 Striped Bass**. This action, which was proposed for adoption in 44:10 Md. R. 488 (May 12, 2017), has been adopted as proposed.

**Effective Date: July 17, 2017.**

MARK J. BELTON  
Secretary of Natural Resources

## Title 10 MARYLAND DEPARTMENT OF HEALTH [[AND MENTAL HYGIENE]]

### Subtitle 44 BOARD OF DENTAL EXAMINERS

#### 10.44.23 Unprofessional Conduct

Authority: Health Occupations Article, §§4-205(c)(3) and 4-315(a)(16) and (b)(3), Annotated Code of Maryland

#### Notice of Final Action

[17-037-F-I]

On June 21, 2017, the Secretary of Health adopted new Regulations .01 and .02, amendments to and the recodification of existing Regulation .01 to be Regulation .03, and the recodification of existing Regulation .02 to be Regulation .04 under **COMAR 10.44.23 Unprofessional Conduct**. This action, which was proposed for adoption in 44:2 Md. R. 134 (January 20, 2017), has been adopted as proposed.

**Effective Date: July 17, 2017.**

DENNIS SCHRADER  
Secretary of Health

## Subtitle 66 OFFICE OF THE INSPECTOR GENERAL

### 10.66.01 Civil Money Remedy

Authority: Health-General Article, §2-504.1, Annotated Code of Maryland

#### Notice of Final Action

[17-118-F]

On June 27, 2017, the Secretary of Health adopted new Regulations .01—.04 under a new chapter, **COMAR 10.66.01 Civil Money Remedy**, under a new subtitle, **Subtitle 66 Office of the Inspector General**. This action, which was proposed for adoption in 44:9 Md. R. 441—442 (April 28, 2017), has been adopted with the nonsubstantive changes shown below.

**Effective Date: July 17, 2017.**

#### Attorney General's Certification

In accordance with State Government Article, §10-113, Annotated Code of Maryland, the Attorney General certifies that the following changes do not differ substantively from the proposed text. The nature of the changes and the basis for this conclusion are as follows:

Regulation .03D(2): Adding the words “unless good cause is shown” could reasonably have been anticipated by those involved in the regulation process since few regulations are so rigid that good-cause exceptions are not permitted. The new language does not decrease the benefits, in any significant way that would have been achieved by the regulation as originally proposed: It is possible that the State might recover fewer dollars with the change to the proposed regulation, but highly unlikely. Any decrease would not be significant. In addition, this new language does not increase, in any significant way, the burden that would have imposed by the regulation as proposed: The change will decrease, rather than increase, any burden on citizens, because it would permit the amount of the civil money remedy to be reduced if good cause is shown. Therefore, it is determined that the requested change to the proposed regulation is not substantive.

#### .03 Civil Money Remedy — Imposition.

A.—C. (proposed text unchanged)

D. *A civil money remedy imposed under this chapter:*

(1) (proposed text unchanged)

(2) *May not be less than the federal financial participation share of the identified improper claim amount unless good cause is shown;*

(3)—(5) (proposed text unchanged)

E.—I. (proposed text unchanged)

DENNIS SCHRADER  
Secretary of Health