Title 08
DEPARTMENT OF NATURAL RESOURCES
Subtitle 02 FISHERIES SERVICE
08.02.01 General

Authority: Natural Resources Article, §4-1006.1, Annotated Code of Maryland

Notice of Final Action [20-028-F]

On May 15, 2020, the Secretary of Natural Resources adopted amendments to Regulation .12 under COMAR 08.02.01 General. This action, which was proposed for adoption in 47:3 Md. R. 179—196 (January 31, 2020), has been adopted with the nonsubstantive changes shown below.

Effective Date: June 15, 2020.

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:

In accordance with Natural Resources Article, §4-1006.1, Annotated Code of Maryland, the Department is modifying several of the submerged aquatic vegetation (SAV) delineations. These zones are established for the protection from uprooting and restoration of SAV. The final proposal revises the coordinates for SAV protection in several zones including Eastern Bay near Wittman, Eastern Bay near Claiborne, Eastern Bay between Hambleton Point and Seth Point, Miles River, Choptank River, Trippe Bay, and Brannock Bay. The final delineations, as compared to the originally proposed coordinates, protect the same amount of SAV from uprooting and do not adversely impact restoration of SAV. The changes do not increase any burdens on the regulated industry, nor do they result in a significant decrease in the SAV protection or restoration benefits that would have been achieved in the proposed regulation. For these reasons, the changes are nonsubstantive, and the regulation does not need to be reproposed.

.12 Submerged Aquatic Vegetation (SAV) Protection Zones.

A. (proposed text unchanged)

B. Submerged Aquatic Vegetation (SAV) Protection Zones. (proposed text unchanged)

(1) (proposed text unchanged)

(2) Dorchester County. (proposed text unchanged)

(c) All of the waters of Trippe Bay, Brannock Bay, and Covey Creek enclosed by a line beginning at a point at or near Mills Point defined by [[Lat. 38°34.447' N, Long. 76°18.177' W] Lat. 38°34.476' N, Long. 76°18.111' W; then running approximately [][343°] 342° True to a point defined by [[Lat. 38°34.869' N, Long. 76°18.341' W]] Lat. 38°34.782' N, Long. 76°18.239' W; then running approximately [[48°]] 39° True to a point defined by [[Lat. 38°35.622' N, Long. 76°17.273' W] Lat. 38°35.329' N, Long. 76°17.688' W; then running approximately [][2°] 64° True to a point defined by [[Lat. 38°37.082' N, Long. 76°17.201' W] Lat. 38°35.405' N, Long. 76°17.489' W; then running approximately [][35°] 136° True to a point defined by Lat. 38°35.208' N, Long. 76°16.330' W; then running approximately 60° True to a point defined by Lat. 38°35.386' N, Long. 76°17.095' W; then running approximately 332° True to a point defined by Lat. 38°35.559' N, Long. 76°17.214' W; then running approximately 12° True to a point defined by Lat. 38°35.640' N, Long. 76°17.139' W; then running approximately 23° True to a point defined by Lat. 38°36.303' N, Long. 76°16.890' W; then running approximately 328° True to a point defined by Lat. 38°36.551' N, Long. 76°17.091' W; then running approximately 356° True to a point defined by Lat. 38°37.138' N, Long. 76°17.151' W; then running approximately 35° True to a point at or near the south side of Cook’s Point defined by Lat. 38°37.389' N, Long. 76°16.925' W; then running southerly along the shore to the point of beginning.

(d) All of the waters of Cook’s Point Cove enclosed by a line beginning at a point at or near the shore of Cook’s Point defined by [[Lat. 38°37.402' N, Long. 76°16.833' W] Lat. 38°37.338' N, Long. 76°16.768' W; then running approximately [][78°] 81° True to a point defined by [[Lat. 38°37.725' N, Long. 76°14.757' W] Lat. 38°37.457' N, Long. 76°13.860' W; then running approximately [][104°] 149° True to a point defined by Lat. 38°37.270' N, Long. 76°15.712' W; then running approximately 44° True to a point defined by Lat. 38°37.596' N, Long. 76°15.311' W; then running approximately 74° True to a point defined by Lat. 38°37.725' N, Long. 76°14.757' W; then running approximately 98° True to a point defined by Lat. 38°37.683' N, Long. 76°14.339' W; then running approximately 117° True to a point at or near the east shore of Todds Point defined by Lat. 38°37.591' N, Long. 76°14.111' W; then running westerly along the shore to the point of beginning.

(e) All of the waters of Chapel Creek and Choptank River enclosed by a line beginning at a point at or near the shore at the west side of Castle Haven Point defined by Lat. 38°37.564' N, Long. 76°10.691' W; then running approximately [][306°] 301° True to a point defined by [[Lat. 38°37.679' N, Long. 76°10.890' W] Lat. 38°37.655' N, Long. 76°10.883' W; then running approximately [][238°] 239° True to a point defined by [[Lat. 38°36.786' N, Long. 76°12.769' W] Lat. 38°37.501' N, Long. 76°11.208' W; then running approximately [][307°] 233° True to a point defined by Lat. 38°37.220' N, Long. 76°11.685' W; then running approximately 239° True to a point defined by Lat. 38°36.862' N, Long. 76°12.427' W; then running approximately 270° True to a point defined by Lat. 38°36.860' N, Long. 76°12.996' W; then running approximately 301° True to a point defined by Lat. 38°37.044' N, Long. 76°13.391' W; then running approximately 329° True to a point defined by Lat. 38°37.258' N, Long. 76°13.555' W; then running approximately 308° True to a point at or near the east shore of Todds Point defined by Lat. 38°37.591' N, Long. 76°14.111' W; then running easterly along the shore to the point of beginning. (3) Talbot County.

(a)—(d) (proposed text unchanged)
(e) All of the waters of Miles River and Porter Creek enclosed by a line beginning at a point on the western shore of Hambleton Point defined by Lat. 38°49.215' N, Long. 76°14.103' W; then running approximately 343° True to a point defined by Lat. 38°49.254' N, Long. 76°14.119' W; then running approximately 298° True to a point defined by Lat. 38°49.271' N, Long. 76°14.128' W; then running approximately 277° True to a point defined by Lat. 38°49.286' N, Long. 76°14.331' W; then running approximately 248° True to a point defined by Lat. 38°49.248' N, Long. 76°14.448' W; then running approximately 201° True to a point defined by Lat. 38°49.197' N, Long. 76°14.474' W; then running approximately 157° True to a point defined by Lat. 38°49.158' N, Long. 76°14.453' W; then running approximately 134° True to a point defined by Lat. 38°49.055' N, Long. 76°14.317' W; then running approximately 163° True to a point defined by Lat. 38°48.988' N, Long. 76°14.290' W; then running approximately 183° True to a point defined by Lat. 38°48.933' N, Long. 76°14.308' W; then running approximately 321° True to a point defined by Lat. 38°49.042' N, Long. 76°14.419' W; then running approximately 256° True to a point defined by Lat. 38°49.033' N, Long. 76°14.462' W; then running approximately 150° True to a point defined by Lat. 38°48.900' N, Long. 76°14.363' W; then running approximately 263° True to a point defined by Lat. 38°48.893' N, Long. 76°14.435' W; then running approximately 174° True to a point at or near the shore defined by Lat. 38°14.868' N, Long. 76°14.431' W; then running northeasterly along the shore to the point of beginning.

(f) All of the waters of Miles River, Tilmaghman Creek, and Porter Creek enclosed by a line beginning at a point defined by Lat. 38°49.202' N, Long. 76°14.289' W; then running approximately 56° True to a point defined by Lat. 38°49.056' N, Long. 76°14.734' W; then running approximately [317°] 141° True to a point defined by Lat. 38°49.011' N, Long. 76°14.684' W; then running approximately 64° True to a point defined by Lat. 38°49.070' N, Long. 76°14.533' W; then running approximately 351° True to a point defined by Lat. 38°49.164' N, Long. 76°14.535' W; then running approximately 333° True to a point defined by Lat. 38°49.244' N, Long. 76°14.606' W; then running approximately 56° True to a point defined by Lat. 38°49.298' N, Long. 76°14.506' W; then running approximately 12° True to a point defined by Lat. 38°49.371' N, Long. 76°14.486' W; then running approximately 318° True to a point defined by Lat. 38°49.416' N, Long. 76°14.538' W; then running approximately [310°] 266° True to a point defined by Lat. 38°49.620' N, Long. 76°14.545' W; then running approximately 333° True to a point defined by Lat. 38°49.620' N, Long. 76°14.970' W; then running approximately 58° True to a point defined by Lat. 38°49.620' N, Long. 76°14.970' W; then running approximately 329° True to a point defined by Lat. 38°49.797' N, Long. 76°14.962' W; then running approximately 338° True to a point defined by Lat. 38°49.927' N, Long. 76°15.040' W; then running approximately [349°] 297° True to a point defined by Lat. 38°49.958' N, Long. 76°15.116' W; then running approximately 344° True to a point defined by Lat. 38°50.150' N, Long. 76°15.188' W; then running approximately 21° True to a point defined by Lat. 38°50.278' N, Long. 76°15.126' W; then running approximately 293° True to a point at or near the shore southeast of Seth Point defined by Lat. 38°50.380' N, Long. 76°15.427' W; then running southeasterly along the shore to the point of beginning.

(g) All of the waters of Miles River, Woodland Creek, and Leeds Creek enclosed by a line beginning at a point defined by Lat. 38°48.151' N, Long. 76°11.986' W; then running approximately 332° True to a point defined by Lat. 38°48.455' N, Long. 76°12.185' W; then running approximately [18°] 16° True to a point defined by Lat. 38°48.834' N, Long. 76°11.700' W; then running approximately 18° True to a point defined by Lat. 38°49.350' N, Long. 76°18.154' W; then running southerly along the shore to the point of beginning.

(h) All of the water of Eastern Bay enclosed by a line beginning at a point at Wades Point defined by Lat. 38°49.686' N, Long. 76°17.768' W; Lat. 38°49.668' N, Long. 76°17.728' W; then running approximately [55°] 58° True to a point defined by Lat. 38°50.056' N, Long. 76°17.093' W; Lat. 38°49.944' N, Long. 76°17.206' W; then running approximately [18°] 68° True to a point defined by Lat. 38°49.905' N, Long. 76°12.029' W; then running approximately 3° True to a point at or near the shore at the end of the Claiborne Jetty defined by Lat. 38°50.216' N, Long. 76°17.064' W; then running southwesterly along the shore to the point of beginning.

(i)(i) — (i)(k) (proposed text unchanged)
Title 14
INDEPENDENT AGENCIES
Subtitle 35 MARYLAND HEALTH BENEFIT EXCHANGE
Notice of Final Action
[19-213-F]

On January 25, 2020, the Maryland Health Benefit Exchange adopted:

(1) Amendments to Regulation .04 under COMAR 14.35.02 Individual Exchange Navigator Certification and Training Standards;

(2) Amendments to Regulations .02—.04 under COMAR 14.35.03 Individual Exchange Navigator Certification — Renewal, Reinstatement, Deactivation, and Suspension or Revocation of Certification;

(3) Amendments to Regulation .04 under COMAR 14.35.04 Insurance Producer Authorization to Sell Qualified Plans in the SHOP Exchange and Individual Exchange Authority;

(4) Amendments to Regulation .02 under COMAR 14.35.05 Insurance Producer Authorization — Renewal, Reinstatement, and Suspension or Revocation of Authorization;

(5) Amendments to Regulation .06 under COMAR 14.35.08 Captive Producer Training and Authorization Standards;

(6) Amendments to Regulation .06 under COMAR 14.35.09 Consolidated Service Center Employee Training and Permit Standards;

(7) The repeal of existing Regulations .02 and .07, new Regulation .02, amendments to Regulations .04 and .05, and the recodification of existing Regulation .08 to be Regulation .07 under COMAR 14.35.12 Application Counselor Sponsoring Entity Designation Standards; and

(8) The repeal of existing Regulations .02 and .09, new Regulation .02, amendments to Regulations .03—.05, and the recodification of existing Regulation .10 to be Regulation .09 under COMAR 14.35.13 Application Counselor Training and Certification Standards.

This action, which was proposed for adoption in 46:22 Md. R. 1019—1022 (October 25, 2020), has been adopted as proposed.

Effective Date: June 15, 2020.

MICHELE EBERLE
Executive Director

Title 15
MARYLAND DEPARTMENT OF AGRICULTURE
Subtitle 05 PESTICIDE USE CONTROL
15.05.01 Use and Sale of Pesticides, Certification of Pesticide Applicators and Pest Control Consultants, and Licensing of Pesticide Businesses

Authority: Agriculture Article, §§2-103, 5-104, 5-105, 5-106, 5-204, 5-207, and 5-210.2, Annotated Code of Maryland; Ch. 598, §11, Acts of 2018

Notice of Final Action
[20-080-F]

On May 27, 2020, the Maryland Department of Agriculture adopted amendments to Regulation .02 under COMAR 15.05.01 Use and Sale of Pesticides, Certification of Pesticide Applicators and Pest Control Consultants, and Licensing of Pesticide Businesses. This action, which was proposed for adoption in 47:8 Md. R. 441—442 (April 10, 2020), has been adopted as proposed.

Effective Date: June 15, 2020.

JULIANNE A. OBERG
Deputy Secretary

Title 20
PUBLIC SERVICE COMMISSION
Subtitle 62 COMMUNITY SOLAR ENERGY GENERATION SYSTEMS

Notice of Final Action
[20-072-F]

On May 14, 2020, the Maryland Public Service Commission adopted amendments to:

(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, which was proposed for adoption in 47:7 Md. R. 396—397 (March 27, 2020), has been adopted as proposed.

Effective Date: June 15, 2020.

ANDREW S. JOHNSTON
Executive Secretary