

PROPOSED ACTION ON REGULATIONS

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B. Demonstrate experience and knowledge interacting with learners subject to the laws, regulations, rules, or ethics required of a governmental entity; and

C. Demonstrate proficiency with the Maryland Notary Law, regulations, ethics, policies and procedures, as well as the Handbook for Maryland Notaries Public sufficient to respond to questions from participants.

.15 Responsibilities of an Authorized Notary Public Course of Study and Examination Provider.

A. The provider shall design and offer a course of study and examination that meets the standards set forth in Regulation .16 of this chapter, and that is accessible by all Maryland notary public applicants and renewal applicants.

B. The provider shall create a bank of test questions within 45 days after being authorized by the Secretary of State to offer the course of study and examination.

C. The provider shall offer a virtual or in-person course of study. For purposes of this subsection, "virtual" includes a synchronous and asynchronous online course of study.

D. For every applicant who completes the course of study, the provider shall give each applicant a Certificate of Completion at the end of the course of study.

E. The provider shall give a Certificate of Passing to each applicant who scored at least 80 percent or better on the examination. For applicants who score below 80 percent, the provider shall provide an opportunity for the qualified applicants to retest. An applicant is considered qualified to retest if they completed the course of study but failed to score at least 80 percent on the examination.

F. Upon request by the Secretary of State's Office, authorized providers shall deliver the following information needed to verify who has completed a course of study and passed the examination:

(1) A list of Maryland notaries public and applicants who have completed a course of study and examination including the date or dates of the course and examination or examinations, as well as methods used to identify the notary public or applicant;

(2) The provider shall transmit applicant data in a timeframe as established by the Secretary of State's Office using a secure and mutually agreeable format; and

(3) The provider shall ensure that all course and examination data is accurate and valid prior to its secure, electronic transmission to the Secretary of State's Office.

G. The provider shall update the course of study and examination to reflect all changes to the notary law, regulations, procedures, and ethics within 60 days of being notified of the changes by the Office of the Secretary of State.

.16 Course of Study and Examination Standards.

A. The course of study shall include the Maryland Notary Public laws, regulations, ethics, procedures, and the Handbook for Maryland Notaries Public. Every topic shall be fully covered so each participant can comply with the aforementioned requirements.

B. The design of the examination shall offer each applicant a mix of questions of comparable difficulty to every other applicant and sourced from each of the sections in the Handbook for Maryland Notaries Public covering the laws, regulations, ethics, and procedures.

C. Instructions for the course and examination shall be comprehensive in scope and explain the requirements of education, how to apply for examinations, when examinations are given, the cost of the course of study and examination, and requirements for passing the examination. Instructions must notify the applicant how to access the current Handbook for Maryland Notaries Public.

D. Each question on the examination must be relevant to the requirements of the Maryland notary public laws, regulations, ethics, procedures, and/or Handbook for Maryland Notaries Public.

E. The provider shall have a robust bank of at least 50 different test questions so that repeat applicants do not receive a statistically sufficient number of previously attempted test questions.

F. The examination shall contain at least 20 questions that are clearly stated in a multiple-choice format, and each applicant must correctly answer at least 80 percent of the questions in order to be issued a Certificate of Passing under Regulation .15E of this chapter.

G. Each question on the examination shall contain 4 multiple-choice answers with only one correct answer.

H. If the provider provides applicants with an electronic examination format, providers shall provide applicants with a secure operating system capable of administering electronic examinations.

I. The testing system shall provide immediate scoring which notifies the applicant of passing or failure at the conclusion of the examination session.

.17 Revocation of Remote Online Notary Vendor Authorization.

The Secretary of State may revoke authorization of a notary public course of study and examination provider if the Secretary of State determines that the provider of the course of study and/or examination failed to comply with the qualifications, responsibilities, and standards set forth in Regulations .14—.16 of this chapter. Prior to revoking authorization, the Secretary of State or a designee may speak to the provider of the course of study and examination informally to determine if the provider meets the qualifications, responsibilities, and standards set forth in Regulations .14—.16 of this chapter.

JOHN C. WOBENSMITH
Secretary of State

Title 08

DEPARTMENT OF NATURAL RESOURCES

Subtitle 02 FISHERIES SERVICE

08.02.13 Fishing Licenses—Point Assignment, License Revocation and Suspension Schedule and Criteria, and Hearing Procedure

Authority: Natural Resources Article, §§4-206, 4-220, 4-701, 4-745, and 4-1201, Annotated Code of Maryland

Notice of Proposed Action [21-089-P]

The Secretary of Natural Resources proposes to amend Regulations .03 and .05 under COMAR 08.02.13 Fishing Licenses — Point Assignment, License Revocation and Suspension Schedule and Criteria, and Hearing Procedure.

Statement of Purpose

The purpose of this action is to update the commercial and recreational license suspension and revocation schedules. This update will better deter potential violators from committing illegal acts, protect the State's fisheries resources, and update certain references to statute and regulation. Prior to considering changes or updates to the penalty regulations under COMAR 08.02.13, the Department consults with the Joint Penalty Workgroup of the Tidal and Sport Fisheries Advisory Commissions.

The commercial penalty system will be revised by adding the setting of crab pots during a closed season. The previous omission of this offense was inadvertent. The addition matches tiers of similar offenses pertaining to the illegal setting of crab pots. The commercial penalty system will also be revised by removing the administrative penalty for a Limited Crab Harvester (LCC) license holder setting more pots than authorized by their license type. This will create consistency and fairness between commercial crab license types. Currently, only LCC licenses would face an administrative penalty for setting too many pots.

The recreational penalty system will be revised by adding additional tiers for striped bass season offenses. The addition of tiers is intended to recognize the gravity of the offense when larger numbers of striped bass are kept out of season. By adding tiers for possession of striped bass out of season violations, the penalty schedule will recognize the difference between keeping a small number out of season versus a larger number, to ensure more egregious offenders are punished in a more severe manner than less egregious offenders.

The recreational penalty system will be revised by removing the lowest tier of recreational suspensions which currently results in 30-day suspensions. Those offenses will be moved to the 90-day suspension tier. Thirty-day suspensions have proven to be an insufficient deterrent.

The recreational penalty system will also be revised by removing the lower suspension tier for failing to kill a snakehead upon retention. Snakeheads continue to present a significant ecological concern and human transfer must be deterred to protect sensitive ecosystems.

This action also updates and standardizes certain references to the Annotated Code of Maryland and the Code of Maryland Regulations.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

I. Summary of Economic Impact. The proposed action may have an economic impact on suspended or revoked licensees, but the extent of the impact is indeterminable.

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 (+)	Cost (-)	Magnitude
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D. On regulated industries or trade groups:

Licensees (-) Indeterminable

E. On other industries or trade groups: NONE

F. Direct and indirect effects on public: NONE

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

D. The proposed action may have a negative impact on licensees who are suspended or have their licenses revoked based on committing one of the listed offenses. However, it is not possible to determine the number of individuals who may violate the listed laws, nor is it possible to determine to what extent the suspension or revocation would economically impact the individual or individuals.

Economic Impact on Small Businesses

The proposed action has a meaningful economic impact on small businesses. An analysis of this economic impact follows.

The proposed regulation may have a meaningful economic impact on small businesses which violate the law and are therefore suspended or revoked from their commercial fishing activities. It is not possible to predict how many businesses will violate the law and therefore receive suspensions or revocations, or to what extent such suspension or revocation would economically impact those businesses. The proposed action may have a meaningful positive economic impact on small businesses which do not violate the law as well, by allowing for more harvest by law-abiding licensees. It is not possible to predict how many businesses will violate the law and therefore receive suspensions or revocations, or to what extent such suspension or revocation would economically benefit the remaining law-abiding 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 Fishing Penalty Regulations, Regulatory Staff, Department of Natural Resources Fishing and Boating Services, 580 Taylor Ave, E-4, Annapolis, MD 21401, or call 410-260-8300, or email to Complete comment form available at <https://dnr.maryland.gov/fisheries/Pages/regulations/changes.aspx>. Comments will be accepted through August 16, 2021. A public hearing has not been scheduled.

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.03 Point Assignment Schedule.

A.—B. (text unchanged)

C. Tier I. The following violations are Tier I violations. A person who receives a conviction for a Tier I violation receives 5 points.

	Statute or Regulation	Description
1—33	(text unchanged)	
34	COMAR 08.02.03.07, COMAR 08.02.03.11	<i>Setting Crab Pots During Closed Season: 5—14 Pots</i>
[34] 35—[63] 64	(text unchanged)	
[64] 65	COMAR [08.02.05.02B, COMAR 08.02.21.03K] 08.02.25.09	Setting Fyke Nets in Certain Prohibited Areas From February 1st Through March 31st
[65] 66	(text unchanged)	
[66] 67	[4-713(f)] 4-713(e)	Using an Illegal Length of Haul Seine or Using a Haul Seine With More Than One Powered Vessel
[67] 68	(text unchanged)	
[68] 69	[4-713(g)] 4-713(f)	Emptying Haul Seine Too Close to Shore or Beach and Allowing Small Fish to Perish
[69] 70	(text unchanged)	
[70]	4-713(b)	Failure to Have Haul Seine Inspected and Sealed]

D. Tier II. The following violations are Tier II violations. A person who receives a conviction for a Tier II violation receives 10 points.

	Statute or Regulation	Description
1—13	(text unchanged)	
[14]	4-701(d)(2)(ii)2B, 4-814	Exceeding The Crab Pots Permitted by the Limited Crab Catcher Authorization by 5 Pots or More]
[15] 14	(text unchanged)	
15	COMAR 08.02.03.07, COMAR 08.02.03.11	<i>Setting Crab Pots During Closed Season: 15 or More Pots</i>
16—29	(text unchanged)	
30	[4-713(i)] 4-713(h)	Unlawfully Using a Haul Seine on Weekends
31	(text unchanged)	

E.—K. (text unchanged)

.05 Recreational Fishing Suspension and Revocation.

A. Any person who is convicted of an offense under §§D—[I] H of this regulation or similar offenses under federal law in Maryland may:

- (1) (text unchanged)
- (2) Be prohibited from engaging in any recreational fishing for the period of time described in §§D—[I] H of this regulation;
- (3) Be prohibited from applying for any recreational fishing licenses for the period of time described in §§D—[I] H of this regulation;
- (4) (text unchanged)

B.—C. (text unchanged)

[D. A person who receives one of the following violations may be suspended for up to 30 days.

	Statute or Regulation	Description
(1)	4-1015(b)	Possession of Unculled Oysters: 6—9% per bushel
(2)	4-1031	Possession of Undersized Hard-Shell Clams: 11—14 in possession
(3)	COMAR 08.02.03.07B	Use of Crab Pot Without Turtle Reduction Device
(4)	COMAR 08.02.03.07D	Failure to Register Crab Pots
(5)	COMAR 08.02.03.14A	Crabs — Catch Day Restrictions
(6)	COMAR 08.02.05.04	Size Limits — White Perch: 20—49 fish]

[E.] D. A person who receives one of the following violations may be suspended for up to 90 days.

	Statute or Regulation	Description
(1)	(text unchanged)	
(2)	4-1015(b), COMAR 08.02.04.11	<i>Possession of Unculled/Undersized Oysters: 6—9% per bushel</i>
(3)	4-1031	<i>Possession of Undersized Hard-Shell Clams: 11—14 in possession</i>
[2] (4)—[(4)]	(text unchanged)	
(6)		
(7)	COMAR 08.02.03.07	<i>Use of Crab Pot Without Turtle Reduction Device</i>
(8)	COMAR 08.02.03.07	<i>Failure to Register Crab Pots</i>
[5] (9)—[(6)]	(text unchanged)	
(10)		
(11)	COMAR 08.02.03.14	<i>Crabs — Catch Day Restrictions</i>
[7] (12)— [(10)] (15)	(text unchanged)	
[11] (16)	COMAR 08.02.04.02, COMAR 08.02.04.11	Oysters — Exceeding Daily Catch Limit by Less Than [1 Bushel] 100% of Catch Limit

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[(12)] (17)	COMAR 08.02.05.04	Size Limits — White Perch: [50 — 99] 20—49 fish
[(13)] (18)—	(text unchanged)	
[(15)] (20)		
[(16)] (21)	COMAR 08.02.05.10A <i>and D</i>	Size Limits — Bluefish: 4—6 fish
[(17)] (22)	COMAR 08.02.05.10B <i>and D</i>	Daily Catch Limits — Bluefish: 4—6 fish over daily catch limit
[(18)] (23)—	(text unchanged)	
[(31)] (36)		
[(32)] (37)	COMAR [08.02.05.20A(1)] 08.02.05.20A <i>and D</i>	Size Limits — Tautog: 4—6 fish
[(33)] (38)	COMAR [08.02.05.20A(2)] 08.02.05.20	Possessing Tautog [in December] <i>During Closed Season</i> : 1—4 fish
[(34)] (39)	COMAR [08.02.05.20C] 08.02.05.20B <i>and D</i>	Possession Limit — Tautog: 4—6 fish over daily catch limit
[(35)] (40)—	(text unchanged)	
[(40)] (45)		
[(41)] (46)	COMAR 08.02.15.09A, COMAR 08.02.15.12H	Daily Catch Limit — Striped Bass — Early Season: 2 fish over daily catch limit
[(42)] (47)	COMAR 08.02.15.09B, COMAR 08.02.15.12H	Daily Catch Limit — Striped Bass — Summer and Fall Season — Chesapeake: 2 fish over daily catch limit
[(43)] (48)	COMAR 08.02.15.09C, COMAR 08.02.15.12H	Daily Catch Limit — Striped Bass — General — Chesapeake: 2 fish over daily catch limit
[(44)] (49)	COMAR 08.02.15.09A, COMAR 08.02.15.12H	Size Limits — Striped Bass — Early Season : 2 fish
[(45)] (50)	COMAR 08.02.15.09B, COMAR 08.02.15.12H	Size Limits — Striped Bass — Summer and Fall Season — Chesapeake: 2 fish
[(46)] (51)	COMAR 08.02.15.09C, COMAR 08.02.15.12H	Size Limits — Striped Bass — General — Chesapeake: 2 fish
[(47)] (52)	COMAR 08.02.15.10B, COMAR 08.02.15.12H	Daily Catch Limit — Striped Bass — Summer and Fall Season — Potomac River Tributaries: 2 fish over daily catch limit
[(48)] (53)	COMAR 08.02.15.10C, COMAR 08.02.15.12H	Size Limits — Striped Bass — Summer and Fall Season — Potomac River Tributaries: 2 fish
[(49)] (54)	COMAR 08.02.15.11A, COMAR 08.02.15.12H	Size Limits — Striped Bass — Atlantic Ocean and Coastal Bays: 2 fish
[(50)] (55)	COMAR 08.02.15.11B, COMAR 08.02.15.12H	Daily Catch Limit — Striped Bass — Atlantic Ocean and Coastal Bays: 2 fish over daily catch limit
[(51)] (56)	(text unchanged)	
[(52)]	COMAR 08.02.15.12H	Violation of Striped Bass Public Notice — 2 fish]
[(53)] (57)	COMAR 08.02.15.08B, COMAR 08.02.15.12H	Size Limits — Striped Bass — Spring Season: 2 fish under minimum size
[(54)] (58)	COMAR 08.02.15.08C, COMAR 08.02.15.12H	Daily Catch Limit — Striped Bass — Spring Season: 2 fish over daily catch limit
[(55)] (59)—	(text unchanged)	
[(59)] (63)		

[F.] E. A person who receives one of the following violations may be suspended for up to 180 days.

	Statute or Regulation	Description
(1)	4-1015(b), COMAR 08.02.04.11	Possession of Unculled/ <i>Undersized</i> Oysters: 10—14% per bushel
(2)—(7)	(text unchanged)	
(8)	COMAR 08.02.04.02, COMAR 08.02.04.11	Oyster — Exceeding Daily Catch Limit by [1 Bushel] <i>100% of the Daily Catch Limit or More</i>
(9)	COMAR 08.02.05.04	Size Limits — White Perch: [100 or more] 50—99 fish
(10)—(13)	(text unchanged)	
(14)	COMAR 08.02.05.10A <i>and D</i>	Size Limits — Bluefish: 7—10 fish
(15)	COMAR 08.02.05.10B <i>and D</i>	Daily Catch Limits — Bluefish: 7—10 fish over daily catch limit
(16)—(27)	(text unchanged)	
(28)	COMAR [08.02.05.20A(1)] 08.02.05.20A <i>and D</i>	Size Limits — Tautog: 7—10 fish
(29)	COMAR [08.02.05.20A(2)] 08.02.05.20	Possessing Tautog [in December] <i>During Closed Season</i> : 5—10 fish
(30)	COMAR [08.02.05.20C] 08.02.05.20B <i>and D</i>	Possession Limit — Tautog: 7—10 fish over daily catch limit
(31)—(46)	(text unchanged)	
(47)	COMAR [08.02.15.03D] COMAR 08.02.15.12I	Targeting Striped Bass in Closed Area
(48)	COMAR 08.02.15.09A, COMAR 08.02.15.12H	Daily Catch Limit — Striped Bass — Early Season — Chesapeake: 3 fish over daily catch limit

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(49)	COMAR 08.02.15.09B, <i>COMAR 08.02.15.12H</i>	Daily Catch Limit — Striped Bass — Summer and Fall Season — Chesapeake: 3 fish over daily catch limit
(50)	COMAR 08.02.15.09C, <i>COMAR 08.02.15.12H</i>	Daily Catch Limit — Striped Bass — General — Chesapeake: 3 fish over daily catch limit
(51)	COMAR 08.02.15.09A, <i>COMAR 08.02.15.12H</i>	Size Limits — Striped Bass — Early Season — Chesapeake: 3 fish
(52)	COMAR 08.02.15.09B, <i>COMAR 08.02.15.12H</i>	Size Limits — Striped Bass — Summer and Fall Season : 3 fish
(53)	COMAR 08.02.15.09C, <i>COMAR 08.02.15.12H</i>	Size Limits — Striped Bass — General — Chesapeake: 3 fish
(54)	COMAR 08.02.15.10B, <i>COMAR 08.02.15.12H</i>	Daily Catch Limit — Striped Bass — Summer and Fall Season — Potomac River Tributaries: 3 fish over daily catch limit
(55)	COMAR 08.02.15.10C, <i>COMAR 08.02.15.12H</i>	Size Limits — Striped Bass — Summer and Fall Season — Potomac River Tributaries : 3 fish
(56)	COMAR 08.02.15.11A, <i>COMAR 08.02.15.12H</i>	Size Limits — Striped Bass — Atlantic Ocean and Coastal Bays: 3 fish
(57)	COMAR 08.02.15.11B, <i>COMAR 08.02.15.12H</i>	Daily Catch Limit — Striped Bass — Atlantic Ocean and Coastal Bays: 3 fish over daily catch limit
(58)	(text unchanged)	
[(59)]	COMAR 08.02.15.12H	Violation of Striped Bass Public Notice: 3 fish]
[(60)] (59)	COMAR 08.02.15.08B, <i>COMAR 08.02.15.12H</i>	Size Limits — Striped Bass — Spring Season: 3 fish under minimum size
[(61)] (60)	COMAR 08.02.15.08C, <i>COMAR 08.02.15.12H</i>	Daily Catch Limit — Striped Bass — Spring Season: 3 fish over daily catch limit
[(62)]	COMAR 08.02.19.06	Failure to Immediately Kill Snakehead upon Retention (First Offense)]
[(63)] (61)— [(64)] (62)	(text unchanged)	

[G.] F. A person who receives one of the following violations may be suspended for up to 1 year.

	Statute or Regulation	Description
(1)—(10)	(text unchanged)	
(11)	4-1015(b), <i>COMAR 08.02.04.11</i>	Possession of Unculled/ <i>Undersized</i> Oysters: 15% or more per bushel
(12)—(18)	(text unchanged)	
(19)	<i>COMAR 08.02.05.04</i>	<i>Size Limits — White Perch: 100 or more fish</i>
[(19)] (20)— [(21)] (22)	(text unchanged)	
[(22)] (23)	COMAR 08.02.05.10A <i>and D</i>	Size Limits — Bluefish: 11 or more fish
[(23)] (24)	COMAR 08.02.05.10B <i>and D</i>	Daily Catch Limits — Bluefish: 11 or more fish over daily catch limit
[(24)] (25) [(40)] (41)	(text unchanged)	
[(41)] (42)	COMAR [08.02.05.20A(1)] 08.02.05.20A <i>and D</i>	Size Limits — Tautog: 11 or more fish
[(42)] (43)	COMAR [08.02.05.20A(2)] 08.02.05.20	Possessing Tautog <i>[in December] During Closed Season:</i> 11 or more fish
[(43)] (44)	COMAR [08.02.05.20C] 08.02.05.20B <i>and D</i>	Catch Limit — Tautog: 11 or more fish over daily catch limit
[(44)] (45)— [(77)] (78)	(text unchanged)	
[(78)] (79)	COMAR 08.02.15.09A, <i>COMAR 08.02.15.12H</i>	Daily Catch Limit — Striped Bass — Early Season — Chesapeake: 4 — 10 fish over daily catch limit
[(79)] (80)	COMAR 08.02.15.09B, <i>COMAR 08.02.15.12H</i>	Daily Catch Limit — Striped Bass — Summer and Fall Season — Chesapeake: 4 — 10 fish over daily catch limit
[(80)] (81)	COMAR 08.02.15.09C, <i>COMAR 08.02.15.12H</i>	Daily Catch Limit — Striped Bass — General — Chesapeake: 4 — 10 fish over daily catch limit
[(81)] (82)	COMAR 08.02.15.09A, <i>COMAR 08.02.15.12H</i>	Size Limits — Striped Bass — Early Season: 4 — 10 fish
[(82)] (83)	COMAR 08.02.15.09B, <i>COMAR 08.02.15.12H</i>	Size Limits — Striped Bass — Summer and Fall Season — Chesapeake: 4 — 10 fish
[(83)] (84)	COMAR 08.02.15.09C, <i>COMAR 08.02.15.12H</i>	Size Limits — Striped Bass — General — Chesapeake: 4 — 10 fish
[(84)] (85)	COMAR 08.02.15.10B, <i>COMAR 08.02.15.12H</i>	Daily Catch Limit — Striped Bass — Summer and Fall Season — Potomac River Tributaries: 4 — 10 fish over daily catch limit
[(85)] (86)	COMAR 08.02.15.10C, <i>COMAR 08.02.15.12H</i>	Size Limits — Striped Bass — Summer and Fall Season — Potomac River Tributaries : 4 — 10 fish
[(86)] (87)	COMAR 08.02.15.11A, <i>COMAR</i>	Size Limits — Striped Bass — Atlantic Ocean and Coastal Bays: 4 — 10 fish

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	<i>08.02.15.12H</i>	
[(87)] (88)	COMAR 08.02.15.11B, <i>COMAR 08.02.15.12H</i>	Daily Catch Limit — Striped Bass — Atlantic Ocean and Coastal Bays: 4 — 10 fish over daily catch limit
[(88)] (89)	COMAR 08.02.15.08B, <i>COMAR 08.02.15.12H</i>	Size Limits — Striped Bass — Spring Season: 4 — 10 fish under minimum size
[(89)] (90)	COMAR 08.02.15.08C, <i>COMAR 08.02.15.12H</i>	Daily Catch Limit — Striped Bass — Spring Season: 4 — 10 fish over daily catch limit
[(90)] (91)	COMAR 08.02.15[, 08.02.05.02]	Possession of Striped Bass During a Closed Season or in a Closed Area: <i>1—4 fish</i>
[(91)] (92) — [(94)] (95)	(text unchanged)	
[(95)]	COMAR 08.02.15.12H	Violation of Striped Bass Public Notice: 4 — 10 fish]
(96)	COMAR 08.02.19.06	Failure to Immediately Kill Snakehead upon Retention [(Second or Subsequent Offense)]
(97) — (108)	(text unchanged)	

[H.] G. A person who receives one of the following violations may be suspended for up to 2 years.

	Statute or Regulation	Description
(1) — (3)	(text unchanged)	
(4)	COMAR 08.02.15.09A, <i>COMAR 08.02.15.12H</i>	Daily Catch Limit — Striped Bass — Early Season — Chesapeake: 11—20 fish over daily catch limit
(5)	COMAR 08.02.15.09B, <i>COMAR 08.02.15.12H</i>	Daily Catch Limit — Striped Bass — Summer and Fall Season — Chesapeake: 11—20 fish over daily catch limit
(6)	COMAR 08.02.15.09C, <i>COMAR 08.02.15.12H</i>	Daily Catch Limit — Striped Bass — General — Chesapeake: 11—20 fish over daily catch limit
(7)	COMAR 08.02.15.09A, <i>COMAR 08.02.15.12H</i>	Size Limits — Striped Bass — Early Season: 11—20 fish
(8)	COMAR 08.02.15.09B, <i>COMAR 08.02.15.12H</i>	Size Limits — Striped Bass — Summer and Fall Season — Chesapeake: 11—20 fish
(9)	COMAR 08.02.15.09C, <i>COMAR 08.02.15.12H</i>	Size Limits — Striped Bass — General — Chesapeake: 11—20 fish
(10)	COMAR 08.02.15.10B, <i>COMAR 08.02.15.12H</i>	Daily Catch Limit — Striped Bass — Summer and Fall Season — Potomac River Tributaries: 11—20 fish over daily catch limit
(11)	COMAR 08.02.15.10C, <i>COMAR 08.02.15.12H</i>	Size Limits — Striped Bass — Summer and Fall Season — Potomac River Tributaries: 11—20 fish
(12)	COMAR 08.02.15.11A, <i>COMAR 08.02.15.12H</i>	Size Limits — Striped Bass — Atlantic Ocean and Coastal Bays: 11—20 fish
(13)	COMAR 08.02.15.11B, <i>COMAR 08.02.15.12H</i>	Daily Catch Limit — Striped Bass — Atlantic Ocean and Coastal Bays: 11—20 fish over daily catch limit
(14)	COMAR 08.02.15.08B, <i>COMAR 08.02.15.12H</i>	Size Limits — Striped Bass — Spring Season: 11—20 fish under minimum size
(15)	COMAR 08.02.15.08C, <i>COMAR 08.02.15.12H</i>	Daily Catch Limit — Striped Bass — Spring Season: 11—20 fish over daily catch limit
(16)	(text unchanged)	
[(17)]	COMAR 08.02.15.12H	Violation of Striped Bass Public Notice: 11—20 fish]
(17)	COMAR 08.02.15	<i>Possession of Striped Bass During a Closed Season or in a Closed Area: 5—9 fish</i>

[I.] H. A person who receives one of the following violations may be suspended for up to 5 years.

	Statute or Regulation	Description
(1)	COMAR 08.02.15.09A, <i>COMAR 08.02.15.12H</i>	Daily Catch Limit — Striped Bass — Early Season — Chesapeake: 21 or more fish over daily catch limit
(2)	COMAR 08.02.15.09B, <i>COMAR 08.02.15.12H</i>	Daily Catch Limit — Striped Bass — Summer and Fall Season — Chesapeake: 21 or more fish over daily catch limit
(3)	COMAR 08.02.15.09C, <i>COMAR 08.02.15.12H</i>	Daily Catch Limit — Striped Bass — General — Chesapeake: 21 or more fish over daily catch limit
(4)	COMAR 08.02.15.09A, <i>COMAR 08.02.15.12H</i>	Size Limits — Striped Bass — Early Season: 21 or more fish
(5)	COMAR 08.02.15.09B, <i>COMAR 08.02.15.12H</i>	Size Limits — Striped Bass — Summer and Fall Season — Chesapeake: 21 or more fish
(6)	COMAR 08.02.15.09C, <i>COMAR 08.02.15.12H</i>	Size Limits — Striped Bass — General — Chesapeake: 21 or more fish
(7)	COMAR 08.02.15.10B, <i>COMAR 08.02.15.12H</i>	Daily Catch Limit — Striped Bass — Summer and Fall Season — Potomac River Tributaries: 21 or more fish over daily catch limit
(8)	COMAR 08.02.15.10C, <i>COMAR</i>	Size Limits — Striped Bass — Summer and Fall Season — Potomac River

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	<i>08.02.15.12H</i>	Tributaries: 21 or more fish
(9)	COMAR 08.02.15.11A, <i>COMAR 08.02.15.12H</i>	Size Limits — Striped Bass — Atlantic Ocean and Coastal Bays: 21 or more fish
(10)	COMAR 08.02.15.11B, <i>COMAR 08.02.15.12H</i>	Daily Catch Limit — Striped Bass — Atlantic Ocean and Coastal Bays: 21 or more fish over daily catch limit
(11)	COMAR 08.02.15.08B, <i>COMAR 08.02.15.12H</i>	Size Limits — Striped Bass — Spring Season: 21 or more fish under minimum size
(12)	COMAR 08.02.15.08C, <i>COMAR 08.02.15.12H</i>	Daily Catch Limit — Striped Bass — Spring Season: 21 or more fish over daily catch limit
(13)	(text unchanged)	
[14)	COMAR 08.02.15.12H	Violation of Striped Bass Public Notice: 21 or more fish]
(14)	<i>COMAR 08.02.15</i>	<i>Possession of Striped Bass During a Closed Season or in a Closed Area: 10 or more fish</i>

[J.] *I.* Any person who in any 8 year period receives five suspensions for violations as described in [§§F—I] §§E—H of this regulation may be prohibited from engaging in all recreational fishing activities for 5 years.

[K.] *J.* Any person who in any 3 year period receives three suspensions for violations as described in [§§D or E] §D of this regulation may be prohibited from engaging in all recreational fishing activities for 1 year.

[L.] *K.*—[N.] *M.* (text unchanged)

JEANNIE HADDAWAY-RICCIO
Secretary of Natural Resources

Title 09
MARYLAND DEPARTMENT
OF LABOR
Subtitle 03 COMMISSIONER OF
FINANCIAL REGULATION

09.03.06 Mortgage Lenders

Authority: Business Regulation Article, §2-105; Financial Institutions Article, §§2-105.1, 11-503, 11-503.1, 11-505, 11-506(a) and (c)(1), 11-507, 11-508(g), 11-511, 11-511.1, 11-513(a) and 11-515(c); Real Property Article, §3-104.1; Annotated Code of Maryland

Notice of Proposed Action

[21-091-P]

The Commissioner of Financial Regulation proposes to amend Regulation **.04** under **COMAR 09.03.06 Mortgage Lenders**.

Statement of Purpose

The purpose of this action is to ensure consistency between statute and regulation by deleting a provision of COMAR pertaining specifically to requirements that Maryland mortgage lender licensees obtain and maintain physical, paper licenses.

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 Joseph Cunningham, Director of Legislative Response and Special Projects, Department of Labor, 500 N. Calvert Street, Baltimore, MD 21202, or call 410-230-6094, or email to joseph.cunningham@maryland.gov, or fax to 410-333-3866. Comments will be accepted through August 16, 2021. A public hearing has not been scheduled.

.04 Licensing and Application Requirements.

A.—F. (text unchanged)

[G. Posting License]

(1) A licensee shall post its license for each licensed location:
(a) On the premises of the licensed location;
(b) In a manner that is accessible to the public; and
(c) In a conspicuous location within the licensed location.

(2) A licensee is not required to post its license if the licensee does not grant access to the licensed location to members of the general public.]

[H.] *G.* Complaint Resolution.

(1) (text unchanged)

(2) A licensee shall provide to the Commissioner the name of the person designated under [§H(1)] §G(1) of this regulation as part of an application for:

(a)—(b) (text unchanged)

(3) A person designated under [§H(1)] §G(1) of this regulation shall have:

(a)—(b) (text unchanged)

(4) A licensee shall notify the Commissioner through NMLS of any change in the person designated under [§H(1)] §G(1) of this regulation within 10 business days of the change.

[I.] *H.* Designation of Mortgage-Related Activity.

(1) (text unchanged)

(2) Notification.

(a) A licensee shall notify the Commissioner in writing through NMLS if, after the issuance or the renewal of its license, the licensee begins conducting a new activity that the licensee did not designate under [§I(1)] §H(1) of this regulation.

(b) (text unchanged)

[J.] *I.* (text unchanged)