

# 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Proposed action on regulations may be withdrawn by the proposing agency any time before final action is taken.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an agency proposes action on regulations, but does not take final action within 1 year, the proposal is automatically withdrawn by operation of law, and a notice of withdrawal is published in the Maryland Register.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 08

# DEPARTMENT OF NATURAL RESOURCES

## Subtitle 01 OFFICE OF THE SECRETARY

### 08.01.01 Advisory Committees

Authority: Natural Resources Article, §§1-102 and 4-204, Annotated Code of Maryland

#### Notice of Proposed Action

[15-117-P]

The Secretary of Natural Resources proposes to amend Regulations .06 and .07 under COMAR 08.01.01 Advisory Committees.

#### Statement of Purpose

The purpose of this action is to update the regulations for the Tidal and Sport Fisheries Advisory Commissions. The regulations were adopted in 1993 and refer to "Tidewater Administration" rather than "Fisheries Service". After comparing statutes related to commissions (Natural Resources Article, §§1-102, 1-105 and 4-204, Annotated Code of Maryland) and the current regulations, it was determined that the regulations are in line with current practice and no other changes are necessary. The proposed action changes the references of Tidewater Administration to Fisheries Service. The proposed action was discussed with both Commissions at the January 2015 meetings.

#### 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 Advisory Commission Regulations, Regulatory Staff, Department of Natural Resources Fisheries Service, B-2, 580 Taylor Avenue, Annapolis, MD 21401, or call 410-260-8300, or email to fisheriespubliccomment.dnr@maryland.gov, or fax to 410-260-8310. Comments will be accepted through May 18, 2015. A public hearing has not been scheduled.

### .06 Tidal Fisheries Advisory Commission.

A. The Tidal Fisheries Advisory Commission has the duty of advising the [Administrator of the Tidewater Administration] *Director of the Fisheries Service* on all matters referred to the Commission by the [Administrator of the Tidewater Administration] *Director of the Fisheries Service*.

B.—C. (text unchanged)

D. Meetings shall be held at the call of the chairman or the [Administrator of the Tidewater Administration] *Director of the Fisheries Service*, or, within budgetary limitations, upon petition of a majority of the members, stating the purpose of the meeting. Not less than two meetings shall be held in each fiscal year.

### .07 Sport Fisheries Advisory Commission.

A. The Sport Fisheries Advisory Commission shall have the duty of advising the [Administrator of the Tidewater Administration] *Director of the Fisheries Service* on all matters referred to the Commission by the [Administrator of the Tidewater Administration] *Director of the Fisheries Service*.

B.—C. (text unchanged)

D. Meetings shall be held at the call of the chairman or the [Administrator of the Tidewater Administration] *Director of the Fisheries Service*, or, within budgetary limitations, upon petition of a majority of the members, stating the purpose of the meeting. Not less than two meetings shall be held in each fiscal year.

MARK J. BELTON

Acting Secretary of Natural Resources