

# 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Proposed action on regulations may be withdrawn by the proposing agency any time before final action is taken.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an agency proposes action on regulations, but does not take final action within 1 year, the proposal is automatically withdrawn by operation of law, and a notice of withdrawal is published in the Maryland Register.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 02 FISHERIES SERVICE

### 08.02.01 General

Authority: Natural Resources Article, §§4-407 and 4-602, Annotated Code of Maryland

#### Notice of Proposed Action

[16-201-P]

The Secretary of Natural Resources proposes to amend Regulation .13 under **COMAR 08.02.01 General**.

#### Statement of Purpose

The purpose of this action is to limit hunting at Urbana Lake Fishery Management Area to the use of archery equipment only. The primary goal for Urbana Lake is to provide access for fishing. This small 60-acre tract will be managed to provide quality deer hunting for archery hunters in balance with the goals and purpose of this fish management area. The proposal will create a new archery-only area for bowhunters in Maryland.

#### 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 Fishery Management Area Regulations, Regulatory Staff, Department of Natural Resources Fisheries Service, B-2, 580 Taylor Avenue, Annapolis, MD 21301, or call 410-260-8300, or email to [fisheriespubliccomment.dnr@maryland.gov](mailto:fisheriespubliccomment.dnr@maryland.gov), or fax to 410-260-8310. Comments will be accepted through September 19, 2016. A public hearing has not been scheduled.

### .13 Fishery Management Areas.

A.—C. (text unchanged)

D. Hunting and Trapping.

(1) (text unchanged)

(2) Hunting is allowed in the following areas described in §C of this regulation:

(a) North Branch Potomac River — Laurel and Folly Run;

and

(b) North Branch Potomac River — McCoole[; and

(c) Urbana Lake].

(3) *Urbana Lake*.

(a) *Hunting is allowed only with archery equipment.*

(b) *Firearms are prohibited.*

[(3)] (4) (text unchanged)

MARK J. BELTON  
Secretary of Natural Resources

## Subtitle 02 FISHERIES SERVICE

### 08.02.03 Crabs

Authority: Natural Resources Article, §4-803, Annotated Code of Maryland

#### Notice of Proposed Action

[16-198-P]

The Secretary of Natural Resources proposes to amend Regulation .15 under **COMAR 08.02.03 Crabs**.

**Statement of Purpose**

The purpose of this action is to align the term of the crabbing charter decal with the term of the commercial licenses that are prerequisites to acquiring the decal.

Currently, the crabbing charter decal is valid from the time of purchase through the end of the calendar year. In order to receive a crabbing charter decal, an individual must be licensed under Natural Resources Article, §4-701, Annotated Code of Maryland, as either a fishing guide or a master fishing guide. These licenses are valid from September 1 through August 31. This action will make the term of the decal match the term of the underlying license in order to make renewal of the decal easier for licensees.

**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 Crabbing Charter 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 September 6, 2016. A public hearing will be held on August 25, 2016, at 2 p.m., at Tawes State Office Building, 580 Taylor Avenue C-1, Annapolis MD 21401

**.15 Crabbing Charters.**

A.—C. (text unchanged)

D. Crabbing Charters.

(1) (text unchanged)

(2) Crabbing Charter Decal.

(a) (text unchanged)

(b) A decal issued for a crabbing charter:

(i)—(iii) (text unchanged)

(iv) Is valid [from the date of issuance through the remainder of the calendar year following the date of issuance] *for the current commercial license year.*

(3)—(7) (text unchanged)

MARK J. BELTON

Secretary of Natural Resources

**Subtitle 03 WILDLIFE**

**08.03.01 General**

Authority: Natural Resources Article, §§10-405 and 10-407, Annotated Code of Maryland

**Notice of Proposed Action**

[16-202-P]

The Secretary of Natural Resources proposes to amend Regulation **.01** under **COMAR 08.03.01 General**.

**Statement of Purpose**

The purpose of this action is to conform to changes made by the U.S. Fish and Wildlife Service for the age at which a youth hunter may hunt waterfowl during the junior waterfowl hunting days. The

U.S. Fish and Wildlife Service recently increased the maximum age allowed for hunters participating in junior waterfowl hunting days to 16 years old or younger. The previous eligibility was for junior hunters 15 years old or younger.

**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 Peter Jayne, Associate Director, Wildlife and Heritage Service, Department of Natural Resources, P.O. Box 68, Wye Mills, MD 21679, or call 410-827-8612, or email to peter.jayne@maryland.gov, or fax to 410-827-5186. Comments will be accepted through September 6, 2016. A public hearing has not been scheduled.

**.01 Definitions.**

A. (text unchanged)

B. Terms Defined.

(1) — (20) (text unchanged)

(21) "Junior hunting day" means a day set aside only for individuals[:

(a)] 16 years old or younger to hunt deer [and], wild turkeys[;], and *waterfowl*.

[(b) 15 years old or younger to hunt waterfowl.]

(22) — (41) (text unchanged)

MARK J. BELTON

Secretary of Natural Resources

**Title 09**

**DEPARTMENT OF LABOR,  
LICENSING, AND  
REGULATION**

**Subtitle 20 BOARD OF PLUMBING**

**09.20.01 State Plumbing Code**

Authority: Business Occupations and Professions Article, §§12-205 and 12-207, Annotated Code of Maryland

**Notice of Proposed Action**

[16-196-P-I]

The State Board of Plumbing proposes to amend Regulations **.01— .04** and adopt new Regulation **.05** under **COMAR 09.20.01 State Plumbing Code**. This action was considered at a public meeting of the Maryland Board of Plumbing held on May 19, 2016, notice of which was provided by posting on the Board of Plumbing's website pursuant to General Provisions Article, §3-302(c), Annotated Code of Maryland.