

# Maryland Register

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Pursuant to State Government Article, §7-206, Annotated Code of Maryland, this issue contains all previously unpublished documents required to be published, and filed on or before September 28, 2015, 5 p.m.

Pursuant to State Government Article, §7-206, Annotated Code of Maryland, I hereby certify that this issue contains all documents required to be codified as of September 28, 2015.

Brian Morris  
Administrator, Division of State Documents  
Office of the Secretary of State



**Subtitle 07 CHILD SUPPORT  
ENFORCEMENT ADMINISTRATION  
07.07.09 Federal Income Tax Refund Offset  
Program**

Authority: Family Law Article, §§ 10-110, 10-113, and 10-114, Annotated Code of Maryland  
Agency Note: Federal Regulatory Reference—45 CFR §303.72, 42 U.S.C. §664

**Notice of Proposed Action  
[15-329-P]**

The Secretary of Human Resources proposes to amend Regulation .05 under COMAR 07.07.09 Federal Income Tax Refund Offset Program.

**Statement of Purpose**

The purpose of this action is to repeal the \$25 fee that is deducted by the Child Support Enforcement Administration before distributing an offset amount to any non-Temporary Cash Assistance custodial parent under the Federal Income Tax Refund Offset Program.

**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**

**I. Summary of Economic Impact.** The proposed regulation repeals a \$25 fee collected by the Child Support Enforcement Administration prior to the distribution of an offset amount.

**II. Types of Economic Impact.**

- A. On issuing agency: (R-)
- B. On other State agencies: NONE
- C. On local governments: NONE

Revenue (R+/R-)	Expenditure (E+/E-)	Magnitude
		Moderate

Benefit (+)	Cost (-)	Magnitude

- D. On regulated industries or trade groups: NONE
- 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.)

A. Based on FY 2015 actual collections, the repeal of the \$25 fee will result in an estimated loss of \$589,142.

**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 Andrea Garvey, Deputy Director of Government Affairs, Department of Human Resources, 311 W. Saratoga Street, or call 410-767-6886, or email to andrea.garvey@maryland.gov, or fax to 410-333-0637. Comments will be accepted through November 16, 2015. A public hearing has not been scheduled.

**.05 Distribution.**

[A.] If an amount is offset from a noncustodial parent owing certified non-TCA and TCA arrears, the intercepted amount shall be applied first to the TCA obligation, and if there is any amount remaining, to the non-TCA obligation.

[B.] The Administration shall deduct a fee of \$25 before distributing an offset amount to any non-TCA custodial parent. However, the fee may not exceed 25 percent of the amount otherwise to be distributed to the custodial parent.]

SAM MALHOTRA  
Secretary of Human Resources

**Title 08**

**DEPARTMENT OF NATURAL  
RESOURCES**

**Subtitle 07 FORESTS AND PARKS**

**08.07.03 Forest Management Programs**

Authority: Tax-Property Article, §8-211(p), Annotated Code of Maryland

**Notice of Proposed Action  
[15-318-P]**

The Secretary of Natural Resources proposes to amend Regulations 01—.03 under COMAR 08.07.03 Forest Management Programs.

**Statement of Purpose**

The purpose of this action is to reduce enrollment fees and update the names of the Department's units referenced throughout the regulations. The Department is proposing to reduce the fees to more closely conform them to the cost of processing the transaction.

**Comparison to Federal Standards**

There is no corresponding federal standard to this proposed action.

**Estimate of Economic Impact**

**I. Summary of Economic Impact.** This amendment will reduce the enrollment fees to a \$50 entry fee and a \$100 inspection fee.

II. Types of Economic Impact.	Revenue (R+/R-)	Expenditure (E+/E-)	Magnitude
	A. On issuing agency:	(R-)	
B. On other State agencies:	NONE		
C. On local governments:	NONE		

	Benefit (+) Cost (-)	Magnitude
D. On regulated industries or trade groups:	NONE	
E. On other industries or trade groups:	NONE	
F. Direct and indirect effects on public:	(+)	Minimal

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

- A. \$3,000 reduction in revenue.
- F. Reduction in fees for some as current entry fee is based on a percentage of assessed woodland value and \$50, whichever is greater.

**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 Marian Honecny, Supervisor, Urban & Community Forestry, MD Forest Service, 580 Taylor Ave E-1, Annapolis, MD 21401, or call 410-260-8511, or email to marian.honecny@maryland.gov, or fax to 410-260-8595. Comments will be accepted through November 16, 2015. A public hearing has not been scheduled.

**.01 Definitions.**

- A. (text unchanged)
- B. Terms Defined.
  - (1) (text unchanged)
  - (2) "Forest Conservation and Management Agreement" means an agreement between the [Department of Natural Resources, Public Lands and Forestry,] *Department of Natural Resources—Forest Service* and a woodland owner of 5 or more contiguous acres which sets the conditions by which a woodland owner may enter and remain in the management program.
  - (3) (text unchanged)

**.02 Planting and Sale of Trees and Seedlings at the Maryland Forest Tree Nursery.**

A. Limitation. The [Department of Natural Resources, Public Lands and Forestry,] *Department of Natural Resources—Forest Service* may sell trees and seedlings produced at the Maryland Forest Tree Nursery only for conservation purposes.

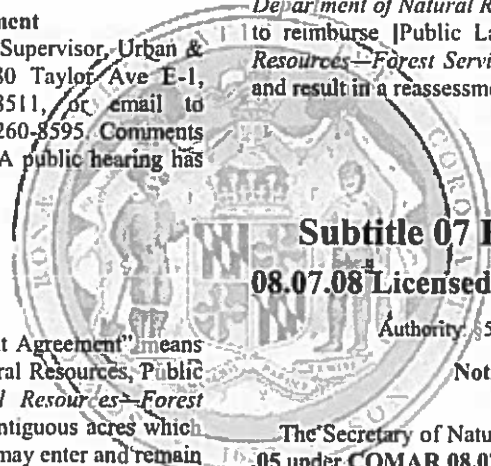
**B. Requirements.**

- (1) A representative of the [Department of Natural Resources, Public Lands and Forestry,] *Department of Natural Resources—Forest Service* shall develop a tree-planting plan and examine the planting site of trees planted for conservation purposes.
- (2)—(3) (text unchanged)
- (4) All trees for roadside planting shall be planted on public road rights-of-way or other public lands. A tree-planting plan shall be developed by a representative of the [Department of Natural Resources, Public Lands and Forestry,] *Department of Natural Resources—Forest Service* before the trees are allocated.
- (5) A report of the planting shall be furnished by the planter when requested by the Department of Natural Resources—*Forest Service*.
- (6)—(7) (text unchanged)

**.03 Charges for Administering the Forest Conservation and Management Program.**

- A. (text unchanged)
- B. Definitions. For the purpose of this regulation:
  - (1) "Assistant Secretary" means Assistant Secretary of [Public Lands and Forestry] *Land Resources*; and
  - (2) (text unchanged)
- C. Charges for Participating in a Forest Conservation and Management Agreement. A woodland owner shall pay a nonrefundable fee for participating in the Forest Management Program as follows:
  - (1) Upon application, an entry fee [equal to 0.22 percent of the assessment of the woodland, but not less than] of \$50;
  - (2) An inspection fee every 5 years [equal to 20 percent of the entry fee but not less than] of \$100; and
  - (3) (text unchanged)
- D. (text unchanged)
- E. Charges for Inspections. A Forest Conservation and Management Agreement shall contain a provision which requires that inspections to determine compliance with the Agreement shall be made at least once every 5 years by a representative of [Public Lands and Forestry] *Department of Natural Resources—Forest Service*. Failure to allow an inspection by [Public Lands and Forestry] *Department of Natural Resources—Forest Service* to be conducted or to reimburse [Public Lands and Forestry] *Department of Natural Resources—Forest Service* for costs shall invalidate the Agreement, and result in a reassessment.

MARK J. BELTON  
Secretary of Natural Resources



**Subtitle 07 FORESTS AND PARKS**

**08.07.08 Licensed Forest Products Operator**

Authority: §5-608, Annotated Code of Maryland

**Notice of Proposed Action**  
[15-317-P]

The Secretary of Natural Resources proposes to amend Regulation .05 under COMAR 08.07.08 Licensed Forest Products Operator.

**Statement of Purpose**

The purpose of this action is to reduce renewal fees. The Department is proposing to reduce the fees to more closely conform to the cost of processing the transaction.

**Comparison to Federal Standards**

There is no corresponding federal standard to this proposed action.

**Estimate of Economic Impact**

**I. Summary of Economic Impact.** This amendment will reduce the license renewal fee from \$30 to \$20 per year.

II. Types of Economic Impact.	Revenue (R+/R-)	Magnitude
	Expenditure (E+/E-)	
A. On issuing agency:	(R-)	Minimal
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: NONE

E. On other industries or trade groups: (+) Minimal

F. Direct and indirect effects on public: NONE

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

A. The renewal reduction of \$10 will reduce revenue by approximately \$5,000

E. The reduction in renewal fees will save the forest product operator renewing his or her license \$10 per year.

**Economic Impact on Small Businesses**

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

The proposed action will have a small, positive 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 Marian Honeczy, Supervisor, Urban & Community Forestry, MD Forest Service, 580 Taylor Ave E-1, Annapolis, MD 21401, or call 410-260-8511, or email to marian.honeczy@maryland.gov, or fax to 410-260-8595. Comments will be accepted through November 16, 2015. A public hearing has not been scheduled.

**.05 Requirements for Licensure.**

A. Qualifications; Issuance. The Department shall issue a forest products operator license to any applicant who:

- (1) Pays the fee of [S30] \$20 per year; and
- (2) (text unchanged)

B. (text unchanged)

MARK J. BELTON  
Secretary of Natural Resources

# Title 09 DEPARTMENT OF LABOR, LICENSING, AND REGULATION

## 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), 11-506(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**

[15-323-P]

The Commissioner of Financial Regulation proposes to amend Regulation .23 under COMAR 09.03.06 Mortgage Lenders.

**Statement of Purpose**

The purpose of this action is to reduce the mortgage lender license investigation fee.

**Comparison to Federal Standards**

There is no corresponding federal standard to this proposed action.

**Estimate of Economic Impact**

**I. Summary of Economic Impact.** Reduction of the \$100 mortgage lender license investigation fee to \$1 will benefit initial applicants of mortgage lender licenses and will reduce agency revenue by approximately \$49,401 annually.

**II. Types of Economic Impact.**

A. On issuing agency: Department of Labor, Licensing and Regulation	(R-)	\$49,401 annually
B. On other State agencies:	NONE	
C. On local governments:	NONE	

Revenue (R+/R-)	
Expenditure (E+/E-)	Magnitude

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Benefit (+)	
Cost (-)	Magnitude

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D. On regulated industries or trade groups:		
Regulated Industries/ Mortgage lenders	(+)	\$49,401 annually
E. On other industries or trade groups:	NONE	
F. Direct and indirect effects on public:	NONE	