.09 Grant Approval Process.

- A. For applications for recognized, clean energy conversion technologies, the Administration shall:
 - (1) (text unchanged)
- (2) Determine whether the applicant is eligible to receive a grant, and the proposed technology and installation meets the requirements the [Clean Energy Grant Program Manager] Administration has established for grant eligibility.
- B. Evaluating Innovative Clean Energy Conversion Technologies and Systems.
 - (1)—(4) (text unchanged)
- (5) Should the Administration determine that a proposal is ineligible for award in whole or in part, it [will] shall make its determination in writing and set forth the factors and reasons why it deems the proposal ineligible.
 - (6) (text unchanged)
- C. If it approves the application, the Administration shall Inotify the Applicant in writing and process the grant for payment in accordance with applicable accounting and payment requirements.
- [D. If a grant is disapproved in whole or in part, the Administration shall notify the Applicant in writing, giving the reasons for its decision]
 - [E.] D. (text unchanged)

.11 Applicant Responsibilities.

- A.—B. (text unchanged)
- requesting or have received Clean Energy Grants for the purposes of verifying all claims and representations.
 - D. (text unchanged)

- in the standards of a nationally recognized testing laboratory
- (2) Approve projects that are not in compliance with State and local laws and ordinances;
- (3) Approve projects by installation contractors who are not registered to do business in Maryland; or
 - (4) Approve photovoltaic projects that:
- (a) Are installed on or after July 1, 2014 by installation contractors who do not maintain at least one staff member with a North American Board of Certified Energy Practitioners ("NABCEP") installation certification; or
- (b) Are installed by installation contractors with at least 50 employee that do not maintain at least one staff member with a NABCEP Installation Certification for every 25 non-administrative employees, except if the installation contractor has been registered to do business in Maryland for less than 12 months prior to the submission of an application for a grant.
- B. An installation contractor that falls out of compliance with a certification requirement set forth in §A(4) of this regulation due to the departure of a key employee shall be exempted from compliance with the certification requirement for a period of 6 months in order to allow for replacement of the lost certification.

ABIGAIL ROSS HOPPER

Director

Maryland Energy Administration

Title 27 CRITICAL AREA **COMMISSION FOR THE** CHESAPEAKE AND ATLANTIC COASTAL BAYS

Subtitle 01 CRITERIA FOR LOCAL CRITICAL AREA PROGRAM **DEVELOPMENT**

27.01.09 Habitat Protection Areas in the Critical Area

Authority: Natural Resources Article, §8-1806, Annotated Code of Maryland.

Notice of Proposed Action

[13-179-P]

The Critical Area Commission for the Chesapeake and Atlantic Coastal Bays proposes to amend Regulation .01 under COMAR 27:01.09 Habitat Protection Areas in the Critical Area. This action C. Grant applicants and recipients [will] shall allow was considered by the Critical Area Commission for the Chesapeake Administration representatives direct access to Clean Energy and Allantic Coastal Bays at an open meeting held on May 1, 2013, Conversion Technologies and Systems for which the applicants are pursuant to State Government Article, §10-506(c), Annotated Code __of Maryland.

Statement of Purpose

The purpose of this action is to amend the applicability language .12 Performance Standards and Certification Requirements at A. The Administration may not:

(1) Approve grants for photovoltaic systems property equipment and solar water heating property equipment that do not meet national safety or performance standards for the type of equipment described in the standards of a nationally recognized testing laboratory.

The amendments also clarify that expansion of a 200-foot buffer is in tequired when it is adjacent to contiguous sensitive areas such as steep slopes, hydric soils, and highly erodible soils.

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 Lisa Hoerger, Regulations Coordinator, Critical Area Commission for the Chesapeake and Atlantic Coastal Bays, 1804 West Street, Suite 100, Annapolis, MD 21401, or call 410-260-3478, or email to lhoerger@dnr.state.md.us, or fax to 410-974-5338. Comments will be accepted through July 29, 2013. A public hearing has not been scheduled.

.01 Buffer.

A,--C. (text unchanged)

- D. Authority of Secretary; Scope; Alternative Procedures and Requirements.
 - (1) (text unchanged)
- (2) [The] Except for a shore erosion control project in a modified buffer area, the provisions of [Regulations .01-1] this regulation through Regulation .01-7 of this chapter do not apply [to an area of the buffer that is designated as] within a modified buffer area under Regulation .01-8 of this chapter.
 - (3) (text unchanged)

E. Buffer Standards.

(1)—(2) (text unchanged)

- (3) Except for the [minimum] buffer widths under [§E(5)—(8)] §E(5)—(7) of this regulation and based on existing field conditions, a local jurisdiction shall require the [delineation] measurement of a buffer of at least 100 feet landward from:
 - (a)—(c) (text unchanged)
- (4) To calculate the [minimum] buffer widths under [$\S E(5)$ —(8)] $\S E(5)$ —(7) of this regulation, a local jurisdiction shall require the measurement of the buffer landward from the points specified under $\S E(3)$ of this regulation.
- (5) [Except as provided under \$E(6) of this regulation, and in accordance with \$E(3) of this regulation, if] If a local jurisdiction grants final local approval for a subdivision or a site plan in the Resource Conservation Area on or after July 1, 2008, the local jurisdiction shall [establish] require:

(a) [An expanded buffer in accordance with \$É(7) and (8) of

this regulation; and

- (b)] A buffer of at least 200 feet from tidal waters or a tidal wetland; and
- (b) An expanded buffer in accordance with §E(7) of this regulation.
- (6) The provisions of [§E(5)(b)] §E(5)(a) of this regulation do not apply if:

(a)—(b) (text unchanged)

- (c) A local program procedure approved by the Commission provides for the reduction of the strict application of [the minimum] a 200-foot buffer under [\$E(5)(b)] \$E(5)(a) of this regulation if [that minimum] a 200-foot buffer would preclude a subdivision of the property at a density of one dwelling unit per 20 acres or an intrafamily transfer authorized under Natural Resources Article, \$8-1808.2, Annotated Code of Maryland.
- (7) If a buffer is contiguous to a steep slope, a nontidal wetland, a nontidal wetland of special State concern under COMAR 26.23.06.01, a hydric soil, or a highly erodible soil, a local jurisdiction shall expand the [minimum] buffer width required under §E(3) or [(5)] (5)(a) of this regulation and shall calculate the extent of that expansion in accordance with the following requirements:

(a)—(c) (text unchanged)

- (d) A highly erodible soil on a slope less than 15 percent or a hydric soil, to the lesser of:
 - (i) (text unchanged)

(ii) 300 feet, including the [minimum] buffer width required under E(3) or [(5)] (5)(a) of this regulation.

- (8) If a buffer is contiguous to a hydric soil or to a highly erodible soil on a slope less than 15 percent and that buffer is located on a lot or parcel that was created before January 1, 2010, a local jurisdiction may authorize a development activity in the expanded buffer[,] if:
- (a) The location of the development activity is in the expanded portion of the buffer [for a highly erodible soil on a slope less than 15 percent or a hydric soil,] but not in the [100-foot] buffer required under $\S E(3)$ of this regulation;

(b) The buffer[, including expansion for a highly erodible soil on a slope less than 15 percent or a hydric soil,] occupies at least 75 percent of the lot or parcel; and

(c) (text unchanged)

MARGARET G. McHALE

Chair

Critical Area Commission for the Chesapeake and Atlantic Coastal Bays

Title 33 STATE BOARD OF ELECTIONS

Subtitle 04 INSPECTION AND COPYING OF PUBLIC RECORDS

33.04.01 In General

Authority: Election Law Article, §§2-102(b)(4), [and] 3-204.1, and 3-506(a)(2); State Government Article, §§10-613(b), 10-615(2)(i), and 10-621;

Annotated Code of Maryland

Notice of Proposed Action

[13-171-P]

The State Board of Elections proposes to amend Regulation .02 under COMAR 33.04.01 In General. This action was considered by the State Board of Elections at its May 23, 2013, meeting, notice of which was given in accordance with State Government Article, §10-506(c), Annotated Code of Maryland.

Statement of Purpose

The purpose of this action is to amend the definition of "personal identification number".

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 Nikki Baines Charlson, Director, Election Management & Reform, State Board of Elections, P.O. Box 6486, Annapolis MD 21401-0486, or call 410-269-2843, or email to nikki.charlson@maryland.gov, or fax to 410-974-2019. Comments will be accepted through July 29, 2013. A public hearing has not been scheduled.

.02 Definitions.

- A. (text unchanged)
- B. Terms Defined.
 - (1)—(5) (text unchanged)
 - (6) Personal Identification Number.
 - (a) "Personal identification number" means:
- (i) The Motor Vehicle Administration (MVA) identification number of an individual having a Maryland driver's license or an MVA identification card; [or]