

Title 26 DEPARTMENT OF THE ENVIRONMENT

Subtitle 12 RADIATION MANAGEMENT

26.12.01 Radiation Protection

Authority: Environment Article, §§8-106, 8-301, and 8-304, Annotated Code of Maryland

Notice of Final Action [12-200-F]

On October 1, 2012, the Secretary of the Environment adopted amendments to Regulation .01 under **COMAR 26.12.01 Radiation Protection**. This action, which was proposed for adoption in 39:16 Md. R. 1126—1127 (August 10, 2012), has been adopted as proposed.

Effective Date: October 29, 2012.

ROBERT M. SUMMERS, Ph.D.
Secretary of the Environment

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

Notice of Final Action [12-146-F]

On October 3, 2012, the October 3, 2012 the Critical Area Commission for the Chesapeake and Atlantic Coastal Bays adopted amendments to:

- (1) Regulation .01 under **COMAR 27.01.01 General Provisions**;
- (2) Regulations .03, .04, .05, and .08 under **COMAR 27.01.02 Development in the Critical Area**;
- (3) Regulations .05 and .07 under **COMAR 27.01.03 Water-Dependent Facilities**;
- (4) Regulations .02 and .03 under **COMAR 27.01.06 Agriculture**;
- (5) Regulation .03 under **COMAR 27.01.07 Surface Mining in the Critical Area**;
- (6) Regulations .01 and .01-8 under **COMAR 27.01.09 Habitat Protection Areas in the Critical Area**;
- (7) Regulation .01 under **COMAR 27.02.01 General Provisions**; and
- (8) Regulation .01 under **COMAR 27.03.01 Notification of Project Applications**.

This action, which was proposed for adoption in 39:13 Md. R. 810—815 (June 29, 2012), has been adopted with the nonsubstantive changes shown below.

Effective Date: October 29, 2012.

Attorney General's Certification

In accordance with State Government Article, §10-113, Annotated Code of Maryland, the Attorney General certifies that the following changes do not differ substantively from the proposed text. The nature of the changes and the basis for this conclusion are as follows:

COMAR 27.01.07.03C(1): Changed the statute cross reference from Article 66B, §3.05(a)(i)(v), Annotated Code of Maryland, to Land Use Article, §§1-411 and 3-107, Annotated Code of Maryland, because as of October 1, 2012, Article 66B has been repealed and replaced by the Land Use Article. The change does not affect the meaning of section; affect the parties subject to the regulations; or increase any requirement on any affected person.

COMAR 27.02.01.01B(6)(a)(i): Changed the term "edge" to "boundary". The word change is a clarification and conforms to the definition of "buffer" in the Maryland Department of Environment regulations. The word change does not affect the meaning of the definition. In addition, the word change does not affect the parties subject to the regulations because the change clarifies but does not change the meaning of the regulation as already set forth in the proposed regulations. The change also does not increase any requirement on any affected person.

Subtitle 01 Criteria for Local Program Development

27.01.07 Surface Mining in the Critical Area

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

.03 Criteria

In developing their Critical Area programs, local jurisdictions shall use all of the following criteria:

- A.—B. (proposed text unchanged)
- C. Each plan and program shall consist of all of the following:
 - (1) An identification and mapping of the undeveloped land in the Critical Area that should be kept in its undeveloped state until the land can be used to provide or assist in providing a continuous supply of minerals pursuant to [[Article 66B, §3.05(a)(i)(v),]] Land Use Article, §§1-411 and 3-107, Annotated Code of Maryland [[, as amended.]]
 - (2) Surface mining areas which include Habitat Protection Areas under COMAR 27.01.09 [[shall also be identified.]]; and
 - [[2)] (3) (proposed text unchanged)
- D.—G. (proposed text unchanged)

Subtitle 02 Development in the Critical Area Resulting in State and Local Agency Programs

27.02.01 General Provisions

Authority: Natural Resources Article, §8-1814, Annotated Code of Maryland

.01 Definitions.

- A. (proposed text unchanged)
- B. Terms Defined.
 - (1)—(5) (proposed text unchanged)
 - (6) Buffer.
 - (a) "Buffer" means an area that:
 - (i) Based on conditions present at the time of development, is immediately landward from mean high water of tidal waters, the edge of each bank of a tributary stream, or the landward [[edge]] boundary of a tidal wetland; and
 - (ii) (proposed text unchanged)

(b) (proposed text unchanged)
 (7) — (65) (proposed text unchanged)

MARGARET G. McHALE
 Chairman
 Critical Area Commission for the
 Chesapeake and Atlantic Coastal Bays

Title 33 STATE BOARD OF ELECTIONS

Notice of Final Action

[12-202-F]

On September 27, 2012, the State Board of Elections adopted amendments to:

- (1) Regulation .01 under COMAR 33.04.02 Confidentiality of Certain Information; and
- (2) Regulation .02 under COMAR 33.13.02 Campaign Finance Report.

This action, which was proposed for adoption in 39:16 Md. R. 1127—1128 (August 10, 2012), has been adopted as proposed.

Effective Date: October 29, 2012.

LINDA A. LAMONE
 State Administrator of Elections

Notice of Final Action

[12-165-F]

On September 27, 2012, the State Board of Elections adopted:

- (1) Amendments to Regulation .01, the repeal of existing Regulation .10, and new Regulation .10 under COMAR 33.08.01 Definitions; General Provisions;
- (2) The repeal of existing Regulations .01—.04 and new Regulations .01—.06 under COMAR 33.08.05 Post-Election Verification and Audit;
- (3) Repeal existing Regulation .38 under COMAR 33.10.02 AccuVote-TS; and
- (4) Repeal existing Regulation .38 under COMAR 33.10.11 Model ES-2000.

This action, which was proposed for adoption in 39:14 Md. R. 847—849 (July 13, 2012), has been adopted with the nonsubstantive changes shown below.

Effective Date: October 29, 2012.

Attorney General's Certification

In accordance with State Government Article, §10-113, Annotated Code of Maryland, the Attorney General certifies that the following changes do not differ substantively from the proposed text. The nature of the changes and the basis for this conclusion are as follows:

COMAR 33.08.01.10A(1): Correction of an omission.

Subtitle 08 CANVASSING

33.08.01 Definitions; General Provisions

Authority: Election Law Article, §§2-102(b)(4), 2-202(b), and 11-201, Annotated Code of Maryland

.10 Report of Votes Cast.

At times and in the format required by the State Administrator, the election director shall produce:

A. The total votes cast for all offices and on all questions:

(1) By precinct for votes cast on election day in a polling place;

or

(2) (proposed text unchanged)

B. (proposed text unchanged)

LINDA A. LAMONE
 State Administrator of Elections