

Title 18 DEPARTMENT OF ASSESSMENTS AND TAXATION

Subtitle 04 BUSINESS ORGANIZATIONS

18.04.07 Acceptance of Documents

Authority: Tax-Property Article, §2-201; Corporations and Associations Article, §§1-102, 1-203 and 1-406; *Commercial Law Article, §21-117*; Annotated Code of Maryland

Notice of Proposed Action [13-086-P]

The Department of Assessments and Taxation proposes to amend Regulation .01 and adopt new Regulation .04 under COMAR 18.04.07 Acceptance of Documents.

Statement of Purpose

The purpose of this action is to affirm that even though electronic signatures may not be expressly provided for in the Corporations and Associations Article, Annotated Code of Maryland, when a record is filed with the Department of Assessments and Taxation using an information processing system, the Department will, pursuant to Commercial Law Article, §21-117, Annotated Code of Maryland, accept and rely on any electronic signature submitted therewith.

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 Robert Young, Director, Department of Assessments and Taxation, 301 W. Preston Street, 8th Floor, Baltimore, MD 21201, or call 410-767-4881, or email to ryoung@dat.state.md.us, or fax to 410-333-5873. Comments will be accepted through April 22, 2013. A public hearing has not been scheduled.

.01 Definitions.

A. (text unchanged)

B. Terms Defined.

(1)—(2) (text unchanged)

(3) "Electronic signature" has the meaning stated in *Commercial Law Article, §21-101, Annotated Code of Maryland*.

(4) "Information processing system" has the meaning stated in *Commercial Law Article, §21-101, Annotated Code of Maryland*.

.04 Electronic Signatures.

A. The general provisions of the Corporations and Associations Article, Annotated Code of Maryland, require certain signatures to be affixed to certain records filed with the Department.

B. *Commercial Law Article, §21-117, Annotated Code of Maryland*, permits the Department to determine whether, and the extent to which, it will accept electronic signatures and rely upon electronic signatures.

C. When a record is filed with the Department using an information processing system, the Department shall accept and rely on any associated electronic signature.

ROBERT YOUNG

Director

Department of Assessments and Taxation

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

Subtitle 01 CRITERIA FOR LOCAL CRITICAL AREA PROGRAM DEVELOPMENT

Notice of Proposed Action [13-085-P]

The Critical Area Commission for the Chesapeake and Atlantic Coastal Bays proposes to amend:

(1) Regulation .01 under COMAR 27.01.01 General Provisions;

(2) Regulation .03 under COMAR 27.01.04 Shore Erosion Protection Works; and

(3) Regulations .01 and .04 under COMAR 27.03.01 Notification of Project Applications.

This action was considered by the Critical Area Commission for the Chesapeake and Atlantic Coastal Bays at an open meeting held on February 6, 2013 pursuant to State Government Article, §10-506(c), Annotated Code of Maryland.

Statement of Purpose "

The purpose of this action is to: update the definition of "buffer" so it is consistent with the Maryland Department of the Environment's description of where the limit of tidal wetlands is located; update the definition of "application" to include buffer management plans so they are required to be submitted as part of an application to the Commission; insert language requiring a local government to submit final approved buffer management plans for all shore erosion control projects which is tied to new requirements in recently adopted regulations by the Maryland Department of the Environment; and require a local government to submit a proposed and final major buffer management plan for site plans and subdivisions.

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, Maryland 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 April 22, 2013. A public hearing has not been scheduled.

27.01.01 General Provisions

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

.01 Definitions.

A. (text unchanged)

B. Terms Defined.

(1) — (7) (text unchanged)

(8) 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) (text unchanged)

(b) (text unchanged)

(9) — (78) (text unchanged)

27.01.04 Shore Erosion Protection Works

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

.03 Criteria.

In developing their Critical Area programs, local jurisdictions shall use these criteria:

A.—B. (text unchanged)

C. A local jurisdiction shall provide the Commission with the approved buffer management plan for a shore erosion control measure in accordance with COMAR 26.24.04.01-3 and 27.01.09.01-3.

27.03.01 Notification of Project Applications

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

.01 Definitions.

A. (text unchanged)

B. Terms Defined.

(1) Application.

(a) "Application" means whatever initial forms, documents, plats or other materials, including buffer management plans, that are officially submitted to the local authority for the approval of subdivision plats, consolidations, reconfigurations, site plans, grading permits, rezoning (including the consideration of areas within floating zones), the issuance of zoning permits, special exceptions, or conditional use permits.

(b) — (c) (text unchanged)

(2) 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) (text unchanged)

(b) (text unchanged)

(3) — (13) (text unchanged)

.04 Categories of Applications of Which the Commission Wishes to Receive Notification.

A. Developments, Subdivisions, and Site Plans Requiring Project Approval.

(1) The local approving authority[, or the applicant,] shall send copies of applications for all developments, subdivisions, and site plans wholly or partially within the critical area, except those specified in §A(2), below.

(2) (text unchanged)

B. Rezoning, Including Floating Zones. The local approving authority[, or the applicant,] shall submit a copy of all initial and subsequent applications for rezoning and floating zones that would occur wholly or partially within the critical area.

C. Special Exceptions, Conditional Uses, or Zoning Variances. The local approving authority[, or the applicant,] shall submit a copy of all applications for special exceptions or conditional uses which allow industrial, commercial, institutional, nonresidential, or multifamily uses that would occur wholly or partially within an LDA or an RCA.

D. Variances. The local approving Authority[, or the applicant,] shall submit a copy of all applications for variances from the local critical area program.

E. Buffer Management Plans. The local approving Authority shall submit a copy of the proposed major buffer management plan and the approved major buffer management plan for those categories of applications in §A(1) of this Regulation and for critical area variances.

F. Shore Erosion Control Plans. The local approving Authority shall submit a copy of the approved buffer management plan in accordance with COMAR 26.24.04.01-3A(4) and COMAR 27.01.09.01-3B.

MARGARET G. MCHALE

Chair

Critical Area Commission for
the Chesapeake and Atlantic Coastal Bays

Title 36

MARYLAND STATE LOTTERY AND GAMING CONTROL AGENCY

Subtitle 03 GAMING PROVISIONS**Notice of Proposed Action**

[13-071-P]

The Maryland State Lottery and Gaming Control Agency proposes to adopt the following new chapters under a new subtitle, **Subtitle 03 Gaming Provisions**, under a new title, **Title 36 Maryland State Lottery and Gaming Control Agency**:

(1) New Regulations .01 — .04 under COMAR 36.03.01 **General**;

(2) New Regulations .01 — .18 under COMAR 36.03.02 **Investigation and Licensing**;

(3) New Regulations .01 — .09 under COMAR 36.03.03 **Video Lottery Operation License**;

(4) New Regulations .01 — .07 under COMAR 36.03.04 **Enforcement**;

(5) New Regulations .01 — .03 under COMAR 36.03.05 **Unannounced Inspections**;

(6) New Regulations .01 — .03 under COMAR 36.03.06 **Enforcement of Voluntary Exclusion Program**;