



# Maryland Register

Issue Date: November 22, 2019

Volume 46 • Issue 24 • Pages 1087—1122

## IN THIS ISSUE

Open Meetings Compliance  
Board  
Judiciary  
Regulations  
Errata  
Special Documents  
General Notices

Pursuant to State Government Article, §7-206, Annotated Code of Maryland, this issue contains all previously unpublished documents required to be published, and filed on or before November 4, 2019, 5 p.m.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 November 4, 2019.

Gail S. Klakring  
Administrator, Division of State Documents  
Office of the Secretary of State



# 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Proposed action on regulations may be withdrawn by the proposing agency any time before final action is taken.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an agency proposes action on regulations, but does not take final action within 1 year, the proposal is automatically withdrawn by operation of law, and a notice of withdrawal is published in the Maryland Register.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 10

# MARYLAND DEPARTMENT OF HEALTH

## Subtitle 37 HEALTH SERVICES COST REVIEW COMMISSION

### 10.37.01 Uniform Accounting and Reporting System for Hospitals and Related Institutions

Authority: Health-General Article, §§19-207[ 19-211, 19-212, 19-215—  
19-217, 19-218, 19-220, 19-224, and 19-303] and 19-215, Annotated Code of Maryland

#### Notice of Proposed Action

[19-240-P-I]

The Health Services Cost Review Commission proposes to amend Regulation .02 under **COMAR 10.37.01 Uniform Accounting and Reporting System for Hospitals and Related Institutions**. This action was considered and approved for promulgation by the Commission at an open meeting held on October 16, 2019, notice of which was given through publication in the Maryland Register, under General Provisions Article, §3-302(c), Annotated Code of Maryland. If adopted, the proposed amendments will become effective on or about February 10, 2020.

#### Statement of Purpose

The purpose of this action is to update the Commission's manual entitled "Accounting and Budget Manual for Fiscal and Operating Management" (August, 1987), which has been incorporated by reference.

#### 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 Dennis Phelps, Associate Director, Audit and Compliance, Health Services Cost Review Commission, 4160 Patterson Avenue, Baltimore, MD 21215, or call 410-764-2565, or email to [dennis.phelps@maryland.gov](mailto:dennis.phelps@maryland.gov), or fax to 410-358-6217. Comments will be accepted through December 23, 2019. A public hearing has not been scheduled.

#### Open Meeting

Final action on the proposal will be considered by the Health Services Cost Review Commission during a public meeting to be held on January 8, 2020, at 1p.m., at 4160 Patterson Avenue, Room 100, Baltimore, MD 21215.

#### Editor's Note on Incorporation by Reference

Pursuant to State Government Article, §7-207, Annotated Code of Maryland, the Accounting and Budget Manual for Fiscal and Operating Management (August 1987), Supplement 25, has been declared a document generally available to the public and appropriate for incorporation by reference. For this reason, it will not be printed in the Maryland Register or the Code of Maryland Regulations (COMAR). Copies of this document are filed in special public depositories located throughout the State. A list of these depositories was published in 46:1 Md. R. 9 (January 4, 2019), and is available online at [www.dsd.state.md.us](http://www.dsd.state.md.us). The document may also be inspected at the office of the Division of State Documents, 16 Francis Street, Annapolis, Maryland 21401.

#### .02 Accounting System; Hospitals.

##### A. The Accounting System.

(1) (text unchanged)

(2) The "Accounting and Reporting System for Hospitals", also known as the Accounting and Budget Manual for Fiscal and



Operating Management (August, 1987), is incorporated by reference, including the following supplements:

- (a)—(v) (text unchanged)
- (w) Supplement 23 (July 28, 2015); [and]
- (x) Supplement 24 (April 12, 2018); and
- (y) Supplement 25 (February 10, 2020).
- (3)—(5) (text unchanged)
- B.—D. (text unchanged)

NELSON J. SABATINI

Chair

Health Services Cost Review Commission

## Title 11 DEPARTMENT OF TRANSPORTATION

### Subtitle 18 MOTOR VEHICLE ADMINISTRATION—FINANCIAL RESPONSIBILITY REQUIREMENTS

#### 11.18.02 Self-Insurers

Authority: Transportation Article, §§12-104(b), 17-103, and 20-105.1, Annotated Code of Maryland

##### Notice of Proposed Action [19-233-P]

The Administrator of the Motor Vehicle Administration proposes to amend Regulations .02 and .03 under COMAR 11.18.02 Self-Insurers.

##### Statement of Purpose

The purpose of this action is to eliminate obsolete language indicating that a Class B self-insurer includes “A District of Columbia taxicab association operating in the State under permit of the Public Service Commission of the District of Columbia”.

##### 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 Tracey C. Sheffield, Regulations Coordinator, MVA, 6601 Ritchie Highway N.E., Room 200, Glen Burnie, MD 21062, or call 410-768-7545, or email to [tsheffield@mdot.state.md.us](mailto:tsheffield@mdot.state.md.us), or fax to 410-768-7506. Comments will be accepted through December 23, 2019. A public hearing has not been scheduled.

#### .02 Definitions.

- A. (text unchanged)
- B. Terms Defined.
  - (1) — (2) (text unchanged)
  - (3) “Class B self-insurer” means[  
(a) A] a Maryland taxicab company[; or

(b) A District of Columbia taxicab association operating in the State under permit of the Public Service Commission of the District of Columbia].

- (4) — (6) (text unchanged)

#### .03 Conditions for Certification as a Self-Insurer.

A. (text unchanged)

[B. An application for Maryland self-insurance certification made by a Class B District of Columbia Taxicab Association shall also be accompanied by a:

(1) Certificate issued by the Public Service Commission for the District of Columbia;

(2) List of money or securities being held by the Public Service Commission of the District of Columbia;

(3) Schedule of all self-insured owners and their respective vehicles; and

(4) Certification that the authorized representative of the association shall notify the Administration within 30 days of any change with respect to the vehicle and vehicle ownership information, and of any cancellation of an owner’s status.]

[C.] B — [D.] C. (text unchanged)

CHRISTINE NIZER

Administrator

Motor Vehicle Administration

## Title 13A STATE BOARD OF EDUCATION

### Subtitle 03 GENERAL INSTRUCTIONAL PROGRAMS

#### 13A.03.02 Graduation Requirements for Public High Schools in Maryland

Authority: Education Article, §§2-205, 7-203, 7-205, and 7-205.1, Annotated Code of Maryland

##### Notice of Proposed Action [19-238-P]

The Maryland State Board of Education proposes to amend Regulations .02, .03, .06—,10, and .12 under COMAR 13A.03.02 Graduation Requirements for Public High Schools in Maryland. This action was considered by the State Board of Education at their meeting held on September 24, 2019.

##### Statement of Purpose

The purpose of this action is to waive the requirement for certain students to pass State assessments and define the impact unlawful absences would have on earning a credit in a course for high school.

##### 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.