Final Action on Regulations

Symbol Key

- Roman type indicates text already existing at the time of the proposed action.
- *Italic type* indicates new text added at the time of proposed action.
- *Single underline, italic* indicates new text added at the time of final action.
- Single underline, roman indicates existing text added at the time of final action.
- [[Double brackets]] indicate text deleted at the time of final action.

Title 10 DEPARTMENT OF HEALTH AND MENTAL HYGIENE

Subtitle 25 MARYLAND HEALTH CARE COMMISSION

10.25.16 Electronic Health Record Incentives

Authority: Health-General Article, §§19-103(c)(2)(i) and (ii), 19-109(a)(1), and 19-143(d)(1), (2), (3), and (4) and (i), Annotated Code of Maryland

Notice of Final Action

[14-078-F]

On May 15, 2014, the Maryland Health Care Commission adopted the repeal of existing Regulations **.01—.07** and new Regulations **.01—.07** under **COMAR 10.25.16 Electronic Health Record Incentives**. This action was considered by the Commission at an open meeting May 15, 2014, notice of which was given through publication in the Maryland Register pursuant to State Government Article, §10-506(c), Annotated Code of Maryland. This action, which was proposed for adoption in 41:6 Md. R. 390—393 (March 21, 2014), has been adopted with the nonsubstantive changes shown below.

Effective Date: June 9, 2014.

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:

The deletion of 10.25.16.02B(14)(a)(vii) from the definition of "payor" is non-substantive because its removal is necessary to comply with State law. The State Employee and Retiree Health and Welfare Benefits Program was removed from the definition of "payor" in Chapter 380 (HB1146) of the 2011 session of the General Assembly.

.02 Definitions.

A. (proposed text unchanged)

B. Terms Defined.

(1)—(13) (proposed text unchanged)

(14) Payor.

(a) "Payor" means a State-regulated carrier that issues or delivers health benefit plans in the State and includes:

(i)—(iv) (proposed text unchanged)

(v) Kaiser Permanente; and

(vi) United Healthcare, Mid-Atlantic Region[[*; and*

(vii) The State Employee and Retiree Health and Welfare Benefits Program]].

(b) (proposed text unchanged)

(15)—(18) (proposed text unchanged)

CRAIG P. TANIO. M.D.
Chairman

Title 21 STATE PROCUREMENT REGULATIONS

Subtitle 11 SOCIOECONOMIC POLICIES

21.11.03 Minority Business Enterprise Policies

Authority: State Finance and Procurement Article, §14-302, Annotated Code of Maryland; Ch. 154, Acts of 2012

Notice of Final Action
[14-091-F]

On May 20, 2014, the Special Secretary of the Governor's Office of Minority Affairs adopted amendments to Regulation **.12-1** under **COMAR 21.11.03 Minority Business Enterprise Policies**. This action, which was proposed for adoption in 41:7 Md. R. 432 (April 4, 2014), has been adopted with the nonsubstantive changes shown below.

Effective Date: June 9, 2014.

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:

Regulation .12-1D(1) adds a statement that the regulation is effective for all solicitations issued on or after June 9, 2014. The added statement does not expand the scope of the proposed regulation and adds a foreseeable clarification necessary for implementation of the proposed regulation.

.12-1 Counting Minority Business Enterprise Participation.

A.—C. (proposed text unchanged)

D. Counting Participation of Certified MBE Prime.

(1) This section shall apply to contracts that are solicited and awarded on or after June 9, 2014.

(2) Subject to the requirements of §B of this regulation and Regulation .09C of this chapter, when a certified MBE participates as a prime contractor on a contract, a procurement agency may count the distinct, clearly defined portion of the work of the contract that the certified MBE performs with its own forces toward fulfilling up to 50 percent of the MBE participation goal and up to 100 percent of not more than one of the MBE participation subgoals, if any, established for the contract, provided that the certified MBE prime contractor is:

[[*(1)*]] *(a)*—[[*(2)*]] *(b)* (proposed text unchanged)

ZENITA WICKHAM HURLEY
Special Secretary
Governor's Office of Minority Affairs

Document information

MARYLAND REGISTER, VOLUME 41, ISSUE 11, FRIDAY, MAY 30, 2014, page 605