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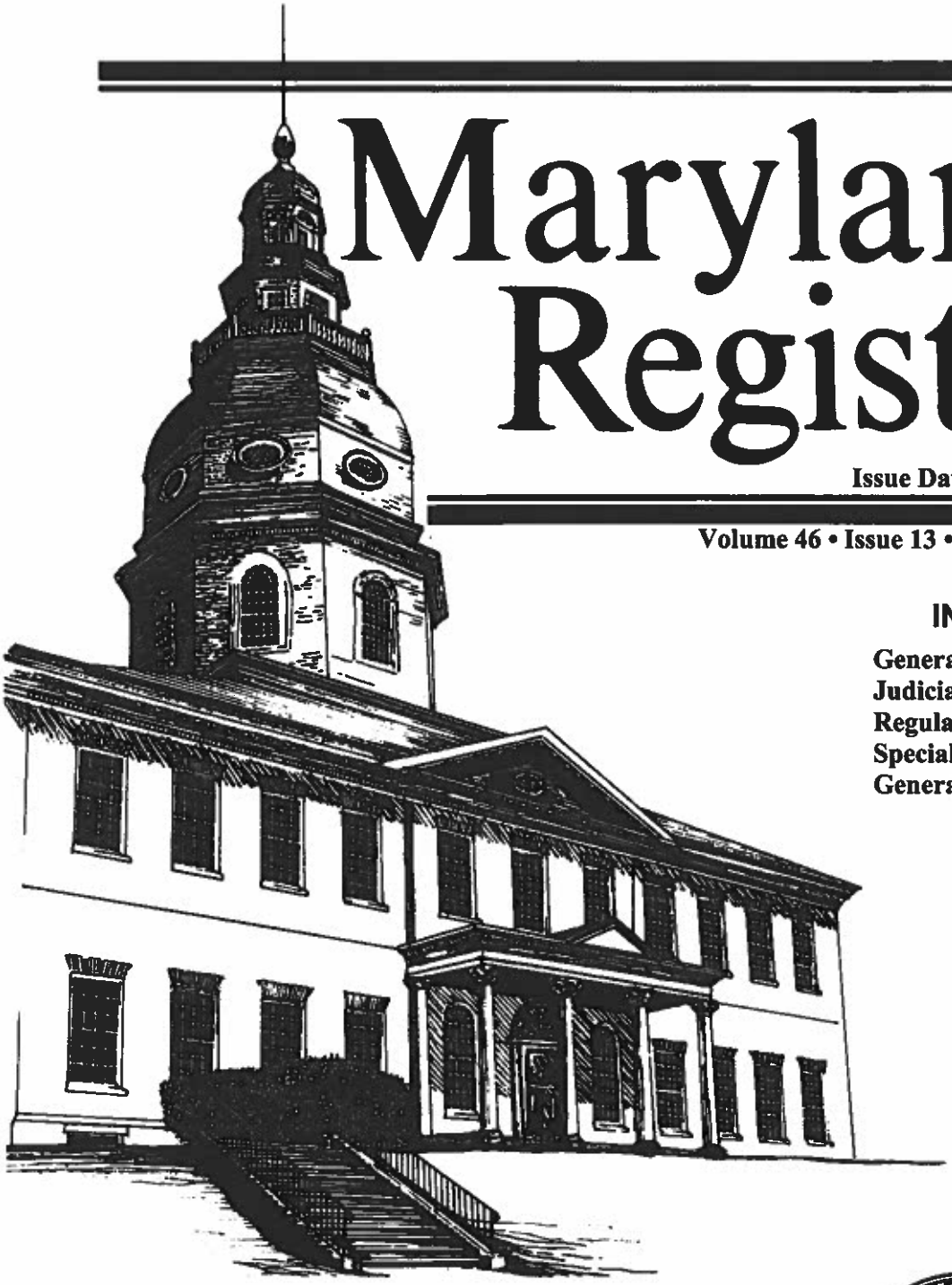

IN THIS ISSUE

General Assembly
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Pursuant to State Government Article, §7-206, Annotated Code of Maryland, this issue contains all previously unpublished documents required to be published, and filed on or before June 3, 2019, 5 p.m.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 June 3, 2019.

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

deer firearms season in Carroll County, *and the first three Sundays during the deer firearms season in Dorchester County*; and

(v) 16 years of age or younger when participating in the Junior Deer Hunt on private lands only in Anne Arundel, Calvert, Caroline, Carroll, [Cecil,] Charles, Dorchester, Harford, Kent, Montgomery, Queen Anne's, Somerset, [St. Mary's,] Talbot, Wicomico, and Worcester counties;

(f) 16 years of age or younger when participating in the Junior Deer Hunt on private property in Allegany, Frederick, *Cecil*, Garrett, *St. Mary's*, and Washington counties or a designated Wildlife Management Area or State Forest listed in §G of this regulation;

(g) Hunting deer on private property or a designated Wildlife Management Area, State Forest, or Fishery Management Area listed in §G of this regulation on all Sundays in September, October, November, and January during the deer bow season, the last Sunday in December during the deer bow season, all Sundays in December during the deer muzzleloader season, and all Sundays in the deer firearms season in Allegany, *Cecil*, Garrett, *St. Mary's*, and Washington counties;

(h)—(j) (text unchanged)

(k) Hunting deer on private property in Wicomico County:

(i) From 30 minutes before sunrise to 30 minutes after sunset on the last three Sundays in October and the first two Sundays in November during the deer bow season and the first Sunday in the deer firearms season; and

(ii) Except as provided in §D(2)(k)(i) of this regulation, from 30 minutes before sunrise to 10:30 A.M. on the second Sunday during the deer firearms season;

[(k)] *(l)* Hunting wild turkeys as described in Regulation .03 of this chapter on private property on any Sunday during the Junior Hunt and spring season in Calvert, Caroline, Carroll, Charles, *and* Kent[, and St. Mary's] counties;

[(l)] *(m)* (text unchanged)

[(m)] *(n)* Hunting any game mammal or any game bird, except deer, migratory game birds or wetland game birds, in Allegany, *Cecil*, Garrett, *St. Mary's*, and Washington counties on private property or a designated Wildlife Management Area or State Forest listed in §G of this regulation during the open seasons for those game animals.

E.—F. (text unchanged)

G. The Wildlife Management Areas, State Forests, and Fishery Management Areas designated for Sunday hunting in accordance with §D of this regulation are as follows:

(1)—(3) (text unchanged)

(4) Earleville WMA;

[(4)] *(5)*—[(5)] *(6)* (text unchanged)

(7) Grove Farm WMA;

[(6)] *(8)*—[(8)] *(10)* (text unchanged)

(11) Old Bohemia WMA;

[(9)] *(12)*—[(10)] *(13)* (text unchanged)

(14) St. Inigoes State Forest;

(15) Salem State Forest;

[(11)] *(16)*—[(13)] *(18)* (text unchanged)

JEANNIE HADDAWAY-RICCIO
Secretary of Natural Resources

Subtitle 07 FORESTS AND PARKS

08.07.07 Licensed Tree Experts

Authority: Natural Resources Article, §§1-104 and 5-415 --5-423; State Government Article, §10-206; Annotated Code of Maryland

Notice of Proposed Action

[19-117-P-I]

The Secretary of Natural Resources proposes to amend Regulation **.02** under **COMAR 08.07.07 Licensed Tree Experts**.

Statement of Purpose

The purpose of this action is to adopt certain prior industry standards for pruning as the applicable tree care practice in the State.

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 Marian Honeczy, Supervisor, Urban and Community Forestry, Department of Natural Resources, 580 Taylor Avenue B-4, Annapolis, MD 21401, or call 4102608511, or email to marian.honeczy@maryland.gov, or fax to 410-260-8595. Comments will be accepted through July 22, 2019. A public hearing has not been scheduled.

Editor's Note on Incorporation by Reference

Pursuant to State Government Article, §7-207, Annotated Code of Maryland, the American National Standard for Tree Care Operations — Tree, Shrub and Other Woody Plant Management — Standard Practices (Pruning), ANSI A300 (Part 1) — 2017 Pruning Revision of ANSI A300 (Part 1) — 2008 (R2014), as amended, 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. The document may also be inspected at the office of the Division of State Documents, 16 Francis Street, Annapolis, Maryland 21401.

.02 Incorporation by Reference.

A. (text unchanged)

B. Documents Incorporated.

(1) (text unchanged)

(2) American National Standard for Tree Care Operations — Tree, Shrub and Other Woody Plant Management — Standard Practices (Pruning), ANSI A300 (Part 1) — 2017 Pruning Revision of ANSI A300 (Part 1) — 2008 (R2014), *with the following changes:*

(a) Delete Section 6.2 and insert in its place:

(i) "6.2.1 Not more than 25 percent of the foliage should be removed within an annual growing season. The percentage and distribution of foliage to be removed shall be adjusted according to the tree's species, age, health, and site."; and

(ii) "6.2.2 When frequent excessive pruning is necessary for a tree to avoid conflicts with elements such as infrastructure,

traffic and utilities, removal or relocation of the tree shall be considered."; and

(b) Delete the text of Section 8.2.2.2 and insert in its place "Climbing spurs shall not be used when entering and climbing trees for the purpose of pruning or other tree maintenance.";

(3)—(10) (text unchanged)

JEANNIE HADDAWAY-RICCIO
Secretary of Natural Resources

Title 09
DEPARTMENT OF LABOR, LICENSING, AND REGULATION

Subtitle 35 ELEVATOR SAFETY REVIEW BOARD

09.35.02 Qualifications

Authority: Public Safety Article, §§12-823(4), 12-826, and 12-827(c), *and 12-834*, Annotated Code of Maryland

Notice of Proposed Action

[19-121-P]

The Elevator Safety Review Board proposes to adopt new Regulations **.04—.06** under **COMAR 09.35.02 Qualifications**. This action was considered by the Board at a public meeting held on February 22, 2019, notice of which was published on the Board's website pursuant to General Provisions Article, §3-302(c), Annotated Code of Maryland

Statement of Purpose

The purpose of this action is to provide the licensing requirements for application for a temporary elevator mechanic license and determine who may be considered for a temporary elevator mechanic license, which out-of-State individuals must submit to qualify for a temporary elevator mechanic license, when renewal of a temporary elevator mechanic license is permissible, and when the Board may refuse to renew the temporary license.

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 Robin Bailey, Executive Director, Mechanical Boards, Department of Labor, Licensing, and Regulation, 500 N. Calvert Street, Baltimore, MD 21202, or call 410-230-6160, or email to robin.bailey@maryland.gov, or fax to 410-244-0977. Comments will be accepted through July 22, 2019. A public hearing has not been scheduled.

Open Meeting

Final action on the proposal will be considered by the Elevator Safety Review Board during a public meeting to be held on August 23, 2019, at 10 a.m., at 500 N. Calvert Street, Baltimore, MD 21202.

.04 Application for a Temporary Elevator Mechanic License.

A. A temporary elevator mechanic license may be issued by the Board upon receipt of the following:

(1) An application on a form provided by the Board from a licensed elevator contractor that includes:

(a) A statement from a licensed elevator contractor that a licensed elevator mechanic is not available to perform construction, maintenance, or service and repair of elevators due to a labor shortage; and

(b) A certification by the licensed elevator contractor that the individual to receive the temporary license possesses sufficient documented education and experience to perform as an elevator mechanic without direct and immediate supervision;

(2) An application on a form provided by the Board from an applicant seeking a temporary mechanic license; and

(3) A nonrefundable temporary mechanic license fee as established under COMAR 09.35.01.01.

B. A temporary elevator mechanic license is valid for 30 days from the date of issuance.

C. The Board may deny a request from a licensed elevator contractor who does not hold a license in good standing or who is the subject of an active or pending complaint.

.05 Qualifications for a Temporary Elevator Mechanic License.

A. The following individuals may be considered for a temporary elevator mechanic license:

(1) An individual who has a minimum of 3 years of acceptable work experience in the elevator industry performing construction, maintenance, service, or repair of elevators and is a second year apprentice enrolled in an approved apprenticeship and training program;

(2) An individual who has a minimum of 5 years of acceptable work experience in the elevator industry performing construction, maintenance, service, or repair of elevators under a licensed elevator mechanic; and

(3) An individual who has a minimum of 3 years of acceptable work experience in the elevator industry performing construction, maintenance, service, or repair of elevators and holds a license in good standing with no violations in any other state.

B. All qualifying education and experience shall be documented by the licensed elevator contractor on an application provided by the Board.

C. Out-of-State individuals shall submit a letter of good standing from the state of licensure in addition to the required application.

.06 Renewal of Temporary Elevator Mechanic License.

A. The Board may renew a temporary elevator mechanic license for additional 30 day periods as long as a licensed elevator mechanic is unavailable and the holder of the temporary license remains an employee of the certifying licensed elevator contractor.

B. To renew the temporary elevator mechanic license, the licensed elevator contractor shall submit the following:

(1) A written notification to the Board that a shortage of license elevator mechanics continues;

(2) A completed renewal application on a form the Board provides; and

(3) A nonrefundable renewal fee pursuant to COMAR 09.35.01.01.

C. The Board may refuse to renew the temporary license of a temporary licensee if the Board determines that the individual has