

Department may modify the number and composition of these areas without action by the General Assembly, any specific enumeration of these areas is prone to be inaccurate. For a specific delineation of these areas, see COMAR 10.18.01.03.

Former Article 43, § 693(b)(5), which referred to the repeal of previous inconsistent ambient air quality standards, is deleted as unnecessary in light of the requirement of subsection (c)(1) of this section that State and federal ambient air quality standards be identical.

Former Article 43, § 693(b)(8), which referred to the repeal of previous inconsistent emission standards by July 1, 1979, is deleted as obsolete.

2-303. SAME -- PROCEDURES FOR ADOPTION.

(A) COMPLIANCE WITH ADMINISTRATIVE PROCEDURE ACT.

THE DEPARTMENT MAY NOT ADOPT ANY RULE OR REGULATION UNDER THIS TITLE UNLESS THE REQUIREMENTS OF THIS SECTION AND THE ADMINISTRATIVE PROCEDURE ACT ARE MET.

(B) PUBLIC HEARING.

BEFORE ADOPTING ANY RULE OR REGULATION UNDER THIS TITLE, THE DEPARTMENT SHALL ANNOUNCE AND HOLD A PUBLIC HEARING ON THE SUBJECT.

(C) NOTICE.

(1) AT LEAST 30 DAYS BEFORE THE PUBLIC HEARING, THE DEPARTMENT SHALL PUBLISH NOTICE OF THE HEARING IN A NEWSPAPER OF GENERAL CIRCULATION IN THE AREA CONCERNED.

(2) THE NOTICE SHALL STATE:

(I) THE DATE, TIME, AND PLACE OF THE HEARING; AND

(II) THE PURPOSE OF THE HEARING.

(D) ACTION AFTER HEARING.

AFTER THE PUBLIC HEARING, THE DEPARTMENT MAY ADOPT THE RULE OR REGULATION WITH OR WITHOUT MODIFICATION.

(E) EFFECTIVE DATE OF RULES AND REGULATIONS.

A RULE OR REGULATION ADOPTED UNDER THIS TITLE IS EFFECTIVE NO EARLIER THAN 60 DAYS AFTER ADOPTION.