(B) REQUIRED.

(1) BEFORE A UNIT ADOPTS A PROPOSED REGULATION, THE UNIT SHALL EVALUATE WHETHER THE PROPOSED REGULATION HAS ANY IMPACT ON BUSINESSES.

(2) TO EVALUATE THE IMPACT, THE UNIT SHALL:

(I) ON THE BASIS OF THE SIZES OF THE BUSINESSES THAT THE PROPOSED REGULATION MIGHT AFFECT, DIVIDE THOSE BUSINESSES INTO ANY CLASSES THAT THE UNIT CONSIDERS APPROPRIATE FOR THE PROPOSED REGULATION; AND

(II) PARTICULARLY CONSIDER:

1. THE COSTS THAT THE PROPOSED REGULATION WOULD IMPOSE ON EACH CLASS; AND

2. THE DIFFICULTY OF COMPLIANCE FOR EACH CLASS.

(C) ACTION AFTER EVALUATION.

ON THE BASIS OF THE EVALUATION, THE UNIT MAY ADOPT 1 OR MORE REGULATIONS THAT APPLY DIFFERENTLY TO CLASSES OF BUSINESSES.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 41, §§ 244(b) and 245A.

Subsection (a) of this section is revised to apply only "[i]n this section". Although former Art. 41, § 244(b) defined "business" for purposes of former Art. 41, §§ 244 through 256A, the word seemed to be used, as defined, only in former Art. 41, §§ 245A and 255A, since elsewhere in former Art. 41, §§ 244 through 256A, the word appeared only in the context of filing requirements -- i.e., in reference to a party's residence or place of business. For purposes of former Art. 41, § 255A, the definition of "business" in subsection (a) of this section is repeated in § 10-217 of this title.

In subsection (a) of this section, the phrase "professional activity" is substituted for the former phrase "professional entity or activity", to delete the former, specific reference to an "entity", which was unnecessary in light of the use of the word "activity", and to clarify that "professional" modifies "activity".

In subsection (b)(2)(i) of this section, the clause "that the proposed regulation might affect" is added for clarity.