

Title 13B MARYLAND HIGHER EDUCATION COMMISSION

Subtitle 09 INSTITUTIONAL SEXUAL ASSAULT POLICIES

13B.09.01 Legal Representation Fund for Title IX Proceedings

Authority: Education Article, §§11-105(w) and 11-601, Annotated Code of Maryland

Notice of Final Action [19-056-F]

On May 22, 2019, the Maryland Higher Education Commission adopted new Regulations .01—.07 under a new chapter, **COMAR 13B.09.01 Legal Representation Fund for Title IX Proceedings**, under a new subtitle, **Subtitle 09 Institutional Sexual Assault Policies**. This action, which was proposed for adoption in 46:6 Md. R. 351—352 (March 15, 2019), has been adopted with the nonsubstantive changes shown below.

Effective Date: July 1, 2019.

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 .02B(2): The amendment makes the regulatory language consistent with statute.

Regulation .03A(2): The amendment more accurately refers to a "reimbursement" as a "payment".

.02 Definitions.

A. (proposed text unchanged)

B. *Terms Defined.*

(1) (proposed text unchanged)

(2) "*Complainant*" means a *[[student]] current or former student of an institution of higher education operating within the State who:*

(a)—(b) (proposed text unchanged)

(3)—(6) (proposed text unchanged)

.03 Institutional Policies.

A. *Each institution of higher education that is required to adopt a sexual assault policy under Education Article, §11-601, Annotated Code of Maryland, shall include within the policy provisions that a complainant or respondent may:*

(1) (proposed text unchanged)

(2) *Through the complainant's or respondent's attorney, seek *[[reimbursement]] payment for the attorney of certain legal costs and fees from the Commission's Legal Representation Fund for Title IX Proceedings, subject to the availability of funding.**

B. (proposed text unchanged)

.06 Pool of Attorneys Accepting Pro Bono Clients or Reduced Fees.

A. *After consultation with legal service providers with expertise about sexual assault and with State and local bar associations, the Commission shall create and maintain a list of attorneys, each of whom represents and agrees that he or she:*

(1)—(3) (proposed text unchanged)

(3) (4)—(4) (5) (proposed text unchanged)

B.—C. (proposed text unchanged)

JAMES D. FIELDER, JR., Ph.D.
Secretary of Higher Education

Title 31 MARYLAND INSURANCE ADMINISTRATION

Subtitle 04 INSURERS

31.04.04 Annual Statements and Participation in National Association of Insurance Commissioners Information System

Authority: Health-General Article §§19-705, 19-717, and 19-728; Insurance Article, §§2-109(a)(1), 4-116, 14-121, 14-411(a), and 14-413; Annotated Code of Maryland

Notice of Final Action [19-060-F]

On June 5, 2019, the Insurance Commissioner adopted amendments to Regulation .01 under **COMAR 31.04.04 Annual Statements and Participation in National Association of Insurance Commissioners Information System**. This action, which was proposed for adoption in 46:7 Md. R. 381 (March 29, 2019), has been adopted with the nonsubstantive changes shown below.

Effective Date: October 1, 2019.

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 .01B(5): The word "annual" is being changed to "quarterly" to be consistent with the tagline language of §B.

.01 Required Financial Filings.

A. (proposed text unchanged)

B. Quarterly Statements.

(1)—(4) (proposed text unchanged)

(5) *A foreign company's *[[annual]] quarterly statement shall be prepared and executed in accordance with the laws and regulations of the company's home state.**

C. (proposed text unchanged)

ALFRED W. REDMER, JR.
Insurance Commissioner