

Title 14 Independent Agencies

Subtitle .01 Prescription Drug Affordability Board

Chapter 01 General Provisions

.02 Rules of Construction.

A. Singular and Plural. In interpreting and applying this subtitle, the singular includes the plural.

B. Computation of Time.

(1) In computing a period of time prescribed by these regulations or an applicable statute, after a day, act or event occurs, the following rules apply:

(a) The day of the act, event, or default after which the designated period of time begins to run is not included;

(b) If the period of time allowed is more than seven days, intermediate Saturdays, Sundays, and legal holidays are counted;

(c) If the period of time allowed is seven days or less, intermediate Saturdays, Sundays, and legal holidays are not counted; and

(d) The last day of the computed period is included unless it is a Saturday, Sunday, or legal holiday, in which event the period runs until the end of the next day that is a work day.

(2) In computing a period of time prescribed by these regulations or an applicable statute, before a day, act or event occurs, the following rules apply:

(a) In determining the latest day for performing an act that is required to be performed a prescribed number of days before a certain day, act, or event, all days preceding that day, including intervening Saturdays, Sundays, and legal holidays, are counted in the number of days so prescribed; and

(b) The latest day is included in the determination unless it is a Saturday, Sunday, or legal holiday, in which event the latest day is the first preceding day that is a work day.

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.03 Open Meetings

A. Public Attendance.

(1) The general public is invited to attend and observe an open session of the Board.

(2) A member of the public attending an open session may not participate in the session, except when:

(1) The Board expressly invites public testimony, questions, comments, or other forms of public participation; or

(2) Public participation is otherwise authorized by law or regulation.

(3) The Chairman, or the Chairman's designee, may extend or waive any time requirement in this regulation.

B. Public Oral Comments.

(1) A member of the public may register to provide oral comments at a Board meeting by:

(a) Submitting a written notice that:

(i) Contains the individual's name, and email address or phone number;

(ii) Identifies whether the individual is affiliated with or commenting on behalf of an organization, agency, employer or other entity; and

(iii) Identifies the agenda item the individual wishes to address; and

(b) Submitting the written notice to the Board at least three work days before the scheduled meeting.

C. Public Written Comments for a Board Meeting.

(1) A member of the public may submit written comments concerning any agenda item of the Board or any decision pending before the Board.

(2) An individual submitting comments on behalf of an organization, agency, employer or other entity shall:

(i) Submit the comments on the letterhead of the organization, agency, employer or other entity; or

(ii) Disclose in writing the organization, agency, employer or other entity with which the individual is affiliated;

(3) Written comments received two work days before the scheduled Board meeting will be:

(i) shared with the Board prior to the meeting;

(ii) made part of the record on the issue or matter before the Board where applicable; and

(iii) posted on the Board's website.

(4) Board staff shall redact sociological information prior to posting the written comments on the website.

(5) Written comments received less than two work days before the scheduled Board meeting will be shared with the Board and posted on the Board's website after the scheduled meeting.

(6) Written comments received less than two work days before the scheduled Board meeting may be considered at the next Board meeting if the issue, matter or decision is still pending.

D. Disruptive Conduct.

(1) An individual attending an open session of the Board may not engage in any conduct, including visual demonstrations such as waving of placards, signs, or banners, that disrupts the session or that interferes with the right of members of the public to attend and observe the session.

(2) Restoring Order. The presiding officer or Chairman may:

(a) Order an individual who persists in conduct prohibited by §D of this regulation, or who has violated any other regulation concerning the conduct of the open session, to be removed or disconnected from the session, and may request police assistance to restore order; and

(b) Recess the session while order is restored.