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**By: Montgomery County and Prince George's County Delegations**

Introduced and read first time: January 31, 1997

Assigned to: Commerce and Government Matters

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Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 29, 1997

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CHAPTER \_\_\_\_

1 AN ACT concerning

2 **Washington Suburban Sanitary Commission - Emergency Water Use Restrictions -**

3 **Penalties**

4 **MC/PG 19-97**

5 FOR the purpose of making it a misdemeanor to violate certain WSSC emergency water  
6 use restriction regulations; providing a certain penalty; and generally relating to  
7 penalties for violations of WSSC emergency water use restriction regulations.

8 BY repealing and reenacting, with amendments,  
9 Article 29 - Washington Suburban Sanitary District  
10 Section 18-104  
11 Annotated Code of Maryland  
12 (1993 Replacement Volume and 1996 Supplement)

13 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
14 MARYLAND, That the Laws of Maryland read as follows:

15 **Article 29 - Washington Suburban Sanitary District**

16 18-104.

17 (a) A person who violates any of the following provisions is guilty of a  
18 misdemeanor and on conviction is subject to a fine not exceeding \$1,000 or imprisonment  
19 not exceeding 30 days or both:

20 (1) Construction of private or municipal systems....§ 3-103(a)(3).

21 (2) Service connections.....§ 3-104.

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1 (3) Control and disposition of surface waters... §§ 3-202 through 3-207.

2 (4) Bonds and anticipation notes..... §§ 4-101 through 4-112.

3 (5) WSSC rules and regulations (except for those specified in subsections (f)  
4 [and], (g), AND (H) of this section)..... § 9-101.

5 (6) Public utilities construction..... § 10-104.

6 (7) Flood control and navigation bonds..... § 13-102.

7 (8) Tampering with WSSC system in Anne Arundel County.... § 14-103.

8 (9) Tampering with WSSC system in Howard County..... § 15-105.

9 (10) Unlawful use of WSSC property, except for the rules and regulations  
10 governing publicly owned watershed property..... § 18-101.

11 (11) Leaving dead animals or fecal matter unburied..... § 18-102.

12 (b) A person who violates §§ 11-101 through 11-117 (Merit System) of this article  
13 is guilty of a misdemeanor and on conviction is subject to a fine not exceeding \$500.

14 (c) A person who violates § 3-206 of this article (special provisions applicable to  
15 Takoma Park and Prince George's County, except the City of Bowie) is guilty of a  
16 misdemeanor and on conviction is subject to a fine not exceeding \$500 or imprisonment  
17 not exceeding 30 days or both.

18 (d) Any person who violates § 12-106 of this article (prohibited acts) is guilty of a  
19 misdemeanor and on conviction is subject to a fine not exceeding \$1,000 or imprisonment  
20 not exceeding 1 year or both.

21 (d-1) A person who violates § 3-109 of this article by committing a prohibited act  
22 listed under § 14-308 of the State Finance and Procurement Article is, on conviction,  
23 subject to the penalties provided under that section.

24 (e) A person may be convicted of a second or subsequent violation of any  
25 provision of this article or any rule or regulation adopted under this article.

26 (f) A person who violates § 9-101 of this article (rules and regulations governing  
27 publicly owned watershed property) has committed a WSSC infraction and shall pay to  
28 the WSSC a civil fine as provided in § 18-104.1 of this article.

29 (g) A person who violates any of the following provisions has committed a WSSC  
30 infraction and shall pay to the WSSC a civil monetary fine as provided in § 18-104.2 of  
31 this article:

32 (1) Rules and regulations governing sewer cleaning..... § 3-301.

33 (2) Rules and regulations governing plumbing..... § 8-101, § 8-102, § 8-103,  
34 § 9-101, § 14-102, or § 15-104.

35 (3) Rules and regulations governing erosion and sediment control for utility  
36 construction..... § 9-101.

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1 (4) Rules and regulations governing gasfitting.....§ 9-102.

2 (H) A PERSON WHO VIOLATES EMERGENCY WATER USE RESTRICTIONS  
3 ADOPTED IN ACCORDANCE WITH § 9-101 OF THIS ARTICLE IS GUILTY OF A  
4 MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$500  
5 ~~OR IMPRISONMENT NOT EXCEEDING 30 DAYS OR BOTH.~~

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
7 October 1, 1997.