
By: **St. Mary's County Delegation**

Introduced and read first time: February 9, 1998

Assigned to: Commerce and Government Matters

A BILL ENTITLED

1 AN ACT concerning

2 **St. Mary's County Metropolitan Commission - Public Sewer Use**
3 **Regulations - Enforcement Remedies**

4 FOR the purpose of authorizing the St. Mary's County Metropolitan Commission to
5 utilize administrative enforcement remedies or seek judicial enforcement
6 remedies for a violation of certain rules or regulations concerning public sewer
7 use; requiring the Commission to establish procedures for implementing the
8 enforcement remedies under certain circumstances; specifying the
9 administrative and judicial enforcement remedies that the Commission may
10 utilize or seek under certain circumstances; providing for the effective date of
11 this Act; and generally relating to remedies that the St. Mary's County
12 Metropolitan Commission may implement to enforce public sewer use
13 regulations.

14 BY adding to
15 The Public Local Laws of St. Mary's County
16 Section 113-21 C.
17 Article 19 - Public Local Laws of Maryland
18 (1978 Edition and December 1997 Supplement, as amended)

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

21 **Article 19 - St. Mary's County**

22 113-21.

23 C. (1) THE ST. MARY'S COUNTY METROPOLITAN COMMISSION MAY UTILIZE
24 ADMINISTRATIVE ENFORCEMENT REMEDIES OR SEEK JUDICIAL ENFORCEMENT
25 REMEDIES FOR A VIOLATION OF ANY RULES AND REGULATIONS THE COMMISSION
26 MAY ADOPT UNDER THIS CHAPTER CONCERNING PUBLIC SEWER USE, INCLUDING
27 PUBLIC SEWER DRAINS, THE INSTALLATION OF BUILDING SEWER CONNECTIONS,
28 AND THE DISCHARGE OF WATERS AND WASTES INTO THE PUBLIC SEWER SYSTEMS.
29 THE COMMISSION SHALL ESTABLISH PROCEDURES FOR IMPLEMENTING THE
30 ENFORCEMENT REMEDIES AUTHORIZED UNDER THIS SUBSECTION.

1 (2) THE COMMISSION MAY UTILIZE ADMINISTRATIVE ENFORCEMENT
2 REMEDIES THAT MAY INCLUDE:

3 (A) A NOTIFICATION OF A VIOLATION;

4 (B) A CONSENT ORDER;

5 (C) A SHOW CAUSE HEARING;

6 (D) A COMPLIANCE ORDER;

7 (E) A CEASE AND DESIST ORDER;

8 (F) AN ADMINISTRATIVE FINE NOT TO EXCEED \$1,000 PER
9 VIOLATION, PER DAY; OR

10 (G) AN EMERGENCY SUSPENSION.

11 (3) THE COMMISSION MAY SEEK THE FOLLOWING JUDICIAL
12 ENFORCEMENT REMEDIES:

13 (A) PETITIONING THE DISTRICT COURT OF ST. MARY'S COUNTY FOR
14 INJUNCTIVE RELIEF;

15 (B) FOR A CONVICTION OF A VIOLATION, REQUESTING CIVIL
16 PENALTIES OF UP TO \$1,000 PER VIOLATION, PER DAY; OR

17 (C) FOR A CONVICTION OF A VIOLATION, REQUESTING CRIMINAL
18 PENALTIES OF NOT MORE THAN \$1,000 PER VIOLATION, OR IMPRISONMENT FOR NOT
19 MORE THAN 1 YEAR PER VIOLATION, OR BOTH.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
21 June 1, 1998.