
By: **St. Mary's County Delegation**
Introduced and read first time: February 9, 1998
Assigned to: Commerce and Government Matters

Committee Report: Favorable
House action: Adopted
Read second time: March 3, 1998

CHAPTER _____

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:

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

2 113-21.

3 C. (1) THE ST. MARY'S COUNTY METROPOLITAN COMMISSION MAY UTILIZE
4 ADMINISTRATIVE ENFORCEMENT REMEDIES OR SEEK JUDICIAL ENFORCEMENT
5 REMEDIES FOR A VIOLATION OF ANY RULES AND REGULATIONS THE COMMISSION
6 MAY ADOPT UNDER THIS CHAPTER CONCERNING PUBLIC SEWER USE, INCLUDING
7 PUBLIC SEWER DRAINS, THE INSTALLATION OF BUILDING SEWER CONNECTIONS,
8 AND THE DISCHARGE OF WATERS AND WASTES INTO THE PUBLIC SEWER SYSTEMS.
9 THE COMMISSION SHALL ESTABLISH PROCEDURES FOR IMPLEMENTING THE
10 ENFORCEMENT REMEDIES AUTHORIZED UNDER THIS SUBSECTION.

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

13 (A) A NOTIFICATION OF A VIOLATION;

14 (B) A CONSENT ORDER;

15 (C) A SHOW CAUSE HEARING;

16 (D) A COMPLIANCE ORDER;

17 (E) A CEASE AND DESIST ORDER;

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

20 (G) AN EMERGENCY SUSPENSION.

21 (3) THE COMMISSION MAY SEEK THE FOLLOWING JUDICIAL
22 ENFORCEMENT REMEDIES:

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

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

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

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

