

HOUSE BILL 1291

M3

(71r0076)

ENROLLED BILL

— *Environmental Matters/ Education, Health, and Environmental Affairs* —
Introduced by **Chair, Environmental Matters Committee (By Request – Departmental – Environment)**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
_____ day of _____ at _____ o'clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Solid Waste Regulation – Criminal Penalties**

3 FOR the purpose of applying certain criminal penalties to violations of any provision
4 or failure to perform any duty imposed by a rule, regulation, order, or permit
5 adopted or issued related to solid waste; ~~requiring the Attorney General to~~
6 ~~represent the State in certain cases under certain circumstances;~~ and generally
7 relating to enforcement of solid waste laws.

8 BY repealing and reenacting, with amendments,
9 Article – Environment

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.

Italics indicate opposite chamber / conference committee amendments.



1 Section 9-268
 2 Annotated Code of Maryland
 3 (1996 Replacement Volume and 2006 Supplement)

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

6 **Article - Environment**

7 9-268.

8 ~~(A)~~ Except for violations of Part III of this subtitle, ~~VIOLATIONS OF §§~~
 9 ~~9-228 AND 9-229 OF THIS SUBTITLE,~~ and violations enforced under ~~§ 9-267~~ ~~§§~~
 10 9-229(B), 9-267, AND 9-268.1 of this subtitle, the provisions of §§ 9-334 through
 11 [9-342] ~~9-343 9-344~~ of Subtitle 3 of this title shall be used and shall apply to enforce
 12 violations of:

- 13 (1) This subtitle;
- 14 (2) Any regulation adopted under this subtitle; or
- 15 (3) Any order or permit issued under this subtitle.

16 ~~(B) (1) THE ATTORNEY GENERAL SHALL REPRESENT THE STATE IN~~
 17 ~~EVERY CASE DESCRIBED IN THIS SECTION, INCLUDING THE RECOVERY OF ANY~~
 18 ~~FINES OR PENALTIES.~~

19 ~~(2) THIS SUBSECTION MAY NOT LIMIT OR AFFECT THE POWER OR~~
 20 ~~AUTHORITY OF THE STATE'S ATTORNEY FOR A COUNTY UNDER ARTICLE 10, §~~
 21 ~~34 OF THE CODE.~~

22 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
 23 October 1, 2007.