

CHAPTER 468

(House Bill 1291)

AN ACT concerning

Solid Waste Regulation – Criminal Penalties

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

BY repealing and reenacting, with amendments,
Article – Environment
Section 9–268
Annotated Code of Maryland
(1996 Replacement Volume and 2006 Supplement)

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

Article – Environment

9–268.

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

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

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

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

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

Approved by the Governor, May 8, 2007.