

subject to terms and conditions set forth in this section, and by paying an annual fee according to the following schedule using the total storage capacity at an oil terminal facility as an indicator of the utilization, impact, and possible hazards to the State's natural resources:

License Designation	Total Storage Capacity in Barrels	Annual License Fee
Class A	50,000 or greater	\$5,000
Class B	20,000 to less than 50,000	\$1,500
Class C	10,000 to less than 20,000	\$1,000
Class D	5,000 to less than 10,000	\$ 500
Class E	Less than 5,000 but greater than 3,000	\$ 250

The annual fee may not be less than \$250 nor greater than \$5,000. However, the maximum paid by any one person may not exceed \$25,000. At the time the fund reaches its maximum of \$1,000,000, collection of the annual license fees shall be abated. Annual fees shall be paid by these facilities to the State Comptroller and upon receipt by him credited to the Maryland Oil Disaster Containment, Clean-Up and Contingency Fund. Annual fees shall be paid by these facilities not later than September 1, for the fiscal year beginning July 1 immediately preceding. The collection of license fees for any one year may not exceed the sum of \$250,000. Any excess over \$250,000 shall be credited or refunded to the licensees on a prorated basis.

(d) Same -- Conditions. -- As a condition precedent to the issuance or renewal of a license, the Department OF HEALTH AND MENTAL HYGIENE shall require satisfactory evidence that the applicant has implemented or is in the process of implementing State and federal plans and regulations to control pollution related to oil, petroleum products, and their by-products and the abatement thereof when a discharge occurs.

(f) Maryland Oil Disaster Containment, Clean-Up and Contingency Fund -- Established; purpose; reimbursement by polluters; credits; debits. -- There is a Maryland Oil Disaster Containment, Clean-up and Contingency Fund for the Department to use to develop equipment, personnel, and plans; for contingency actions to respond to, contain, clean-up, and remove from the land and waters of the State discharges of oil, petroleum products, and their by-products into, upon, or adjacent to the waters of the State; and restore natural resources damaged by discharges. The cost of containment, clean-up, removal, and restoration shall be reimbursed to the State by the person responsible for the discharge. The reimbursement shall be credited to the Fund. The Fund shall be limited to the sum of \$1,000,000. To this