

(I) THE NOTICE OF THE HEARING SHALL STATE THAT AN EMERGENCY TEMPORARY FUEL VARIANCE HAS BEEN GRANTED AND WILL BE REVIEWED AT THE HEARING; AND

(II) THE HEARING SHALL BE HELD BY THE DEPARTMENT WITHIN 30 DAYS AFTER THE PETITION IS FILED.

(E) DECISIONS.

AFTER THE HEARING AND IF THE AIR MANAGEMENT ADMINISTRATION SO RECOMMENDS, THE DEPARTMENT MAY:

(1) IF A TEMPORARY FUEL VARIANCE HAS NOT BEEN PREVIOUSLY GRANTED:

(I) GRANT A TEMPORARY FUEL VARIANCE, SUBJECT TO FEDERAL REQUIREMENTS, FOR A PERIOD OF NOT MORE THAN 120 DAYS; OR

(II) REFUSE TO GRANT A TEMPORARY FUEL VARIANCE; AND

(2) IF AN EMERGENCY TEMPORARY FUEL VARIANCE HAS BEEN GRANTED PREVIOUSLY:

(I) TERMINATE THE EMERGENCY TEMPORARY FUEL VARIANCE; OR

(II) EXTEND THE EMERGENCY TEMPORARY FUEL VARIANCE, SUBJECT TO FEDERAL REGULATIONS, FOR A PERIOD OF NOT MORE THAN 120 DAYS FROM THE DATE THE VARIANCE WAS FIRST GRANTED.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 698A(c), (d), and the first sentence of (e).

In subsection (b) of this section, the former reference to "the City of Baltimore" is deleted as unnecessary in light of the definition of "county" in § 1-101 of this article.

In subsection (c)(2) of this section, "operations" is substituted for "facility or source" to conform to the terminology used in § 2-502(a)(2) of this subtitle.

In subsection (d)(1) and in the introductory language in subsection (e) of this section, "Air Management Administration" is substituted for "Bureau of Air Quality Control" to conform to the current name of that unit of the Department.