

WITH SUCH RULE OR REGULATION OF THE BOARD AND THE BOARD SHALL THEREUPON ENTER SUCH ORDER AND SHALL PROMPTLY GIVE WRITTEN NOTICE, EITHER BY SERVICE AS SUMMONSES ARE SERVED OR BY CERTIFIED MAIL, TO THE PERSON OR PERSONS AFFECTED BY SUCH ORDER.

(C) AT ANY HEARING, ANY EMPLOYEE OF THE DEPARTMENT DESIGNATED BY THE COMMISSIONER, SHALL BE AUTHORIZED TO ADMINISTER OATHS. ON HIS OWN INITIATIVE, THE COMMISSIONER OF THE DEPARTMENT MAY, AND AT THE REQUEST AND EXPENSE OF ANY RESPONDENT TO A COMPLAINT SHALL, SUBPOENA AND COMPEL THE ATTENDANCE OF SUCH WITNESSES AS HE MAY DESIRE, OR AS THE RESPONDENT MAY REASONABLY DESIGNATE AND SHALL REQUIRE THE PRODUCTION FOR EXAMINATION OF ANY REQUIRED BOOKS, RECORDS, PAPERS OR DOCUMENTS RELATING TO ANY MATTER INVOLVED IN SUCH HEARING. IN CASE OF REFUSAL TO OBEY A NOTICE OF HEARING OR SUBPOENA ISSUED UNDER THIS SECTION, THE CIRCUIT COURT OF THE COUNTY OR THE BALTIMORE CITY COURT, AS THE CASE MAY BE, IN WHICH THE PERSON SO REFUSING RESIDES OR IS SITUATE SHALL HAVE JURISDICTION, UPON APPLICATION OF THE COMMISSIONER OF THE DEPARTMENT OR THE RESPONDENT, TO ISSUE AN ORDER REQUIRING SUCH PERSON TO APPEAR AND TESTIFY OR PRODUCE EVIDENCE, AS THE CASE MAY REQUIRE. THE TESTIMONY TAKEN AT THE HEARING SHALL BE UNDER OATH AND RECORDED, AND COPIES OF ANY TRANSCRIPT AND OF ANY OTHER RECORDS MADE OF SUCH HEARING SHALL BE FURNISHED TO THE RESPONDENT UPON HIS REQUEST AND AT HIS EXPENSE.

(D) INFORMATION RELATING TO SECRET PROCESSES OR METHODS OF MANUFACTURE OR PRODUCTION MAY BE WITHHELD BY ANY PERSON FROM ANY PUBLIC HEARING BEFORE THE DEPARTMENT, AND ANY SUCH INFORMATION WHICH MAY BE REQUIRED, ASCERTAINED OR DISCOVERED BY ANY INSPECTOR OR OTHER EMPLOYEE OF THE DEPARTMENT, OR THE BOARD OR ANY MEMBER THEREOF OR COUNCIL OR ANY MEMBER THEREOF SHALL BE KEPT CONFIDENTIAL.

#### 699. RIGHTS OF PERSONS OTHER THAN THE STATE.

PERSONS OTHER THAN THE STATE SHALL NOT ACQUIRE ACTIONABLE RIGHTS BY VIRTUE OF THIS SUBTITLE. THE BASIS FOR PROCEEDINGS OR OTHER ACTIONS THAT SHALL RESULT FROM VIOLATIONS OF ANY RULE OR REGULATION WHICH SHALL BE PROMULGATED BY THE BOARD SHALL INURE SOLELY TO AND SHALL BE FOR THE BENEFIT OF THE PEOPLE OF THE STATE GENERALLY AND IS NOT INTENDED TO CREATE IN ANY WAY NEW OR ENLARGED RIGHTS OR TO ENLARGE EXISTING RIGHTS. A DETERMINATION BY THE BOARD THAT AIR POLLUTION EXISTS OR THAT ANY RULE OR REGULATION HAS BEEN DISREGARDED OR VIOLATED, WHETHER OR NOT A PRO-