

(d) ~~Oaths, witnesses, evidence and transcript.~~ WITNESSES, EVIDENCE AND TRANSCRIPT.—At any hearing, any employee of the Department designated by the Secretary, shall be authorized to administer oaths. 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 it 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 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.

(E) WITHIN A PERIOD OF ONE (1) YEAR FROM THE ISSUANCE OF A NOTICE OF VIOLATION PURSUANT TO THIS SUBTITLE, THE DEPARTMENT SHALL HAVE ISSUED AN ORDER OR ORDERS REQUIRING ABATEMENT OF THE POLLUTION NOTED IN SUCH NOTICE OF VIOLATION AND SHALL HAVE SECURED COMPLIANCE WITH THE PROVISIONS OF SUCH ORDER OR ORDERS. IF THE MATTERS OF COMPLAINT SET OUT IN THIS NOTICE HAVE NOT BEEN CORRECTED, OR A PLAN FOR COMPLIANCE SUBMITTED BY THE VIOLATOR HAS NOT BEEN APPROVED BY THE SECRETARY, THE MATTER SHALL BE REFERRED TO THE ATTORNEY GENERAL, WHO SHALL THEREUPON TAKE APPROPRIATE LEGAL ACTION TO SECURE COMPLIANCE WITH THE PROVISIONS OF THIS SUBTITLE. NOTHING HEREIN CONTAINED SHALL BE CONSTRUED TO PREVENT THE DEPARTMENT FROM SEEKING IMMEDIATE LEGAL ACTION WITHIN THE AFOREMENTIONED ONE-YEAR PERIOD.

THE APPROPRIATE COURT, BEFORE WHOM THE ACTION IS BEING HEARD, SHALL HAVE THE DISCRETION BASED UPON THE PARTICULAR FACTS OF THE CASE TO EXTEND THE TIME LIMITATION FOR THE ABATING OF THE ENVIRONMENTAL POLLUTION WITHOUT PENALTY FOR AN ADDITIONAL ONE-YEAR PERIOD. THE COURT MAY CONTINUE TO REVIEW, ON A YEARLY BASIS, THE PROGRESS THAT IS BEING MADE TO ELIMINATE THE ENVIRONMENTAL POLLUTION.

(~~e~~) (F) *Confidential Information.*—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 Secretary, ~~or any member thereof~~ or Council or any member thereof shall be kept confidential.

(~~f~~) (G) *Not Exclusive Enforcement Procedure.*—Nothing herein SHALL be construed as requiring the Department to use the proce-