

SEC. 3. *And be it further enacted*, That all laws or parts of laws, public general or public local, inconsistent with the provisions of this Act are hereby repealed to the extent of any such inconsistency.

SEC. 4. *And be it further enacted*, That this Act shall take effect July 1, 1970.

Approved April 22, 1970

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CHAPTER 251  
(Senate Bill 543)

AN ACT to add a new Section 394B to Article 43 of the Annotated Code of Maryland (1957 Edition, 1965 Replacement Volume, 1969 Supplement), title "Health," subtitle "Water, Ice and Sewerage," to follow immediately after Section 394A thereof and to be under the same title and subtitle; to require the closing and covering of landfill refuse disposal systems in a manner which prevents erosion, health and safety hazards, nuisances and pollution, and the posting of a bond by private operators of landfill refuse disposal systems to assure that such systems will be closed and covered in the required manner; and relating generally to the terms of the bond, the security therefor, and the nature and duration of liability thereunder.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That new Section 394B be and it is hereby added to Article 43 of the Annotated Code of Maryland (1957 Edition, 1965 Replacement Volume, 1969 Supplement), title "Health," subtitle "Water, Ice and Sewerage," to follow immediately after Section 394A thereof and to be under the same title and subtitle, ALL to read as follows:

*394B.*

*The holder or holders of any permit for a landfill refuse disposal system issued under Section 394 of this Article, UPON THE TERMINATION OF LANDFILL OPERATIONS, shall close and cover all of the land for which the permit was issued in a manner which prevents erosion, health and safety hazards, nuisances, and pollution. This obligation shall be binding on the heirs, representatives, successors and assigns of such holder or holders. Before a permit for a landfill refuse disposal system shall be issued to any non-municipal corporation or to any other private organization or person, the applicant for such permit shall file with the State Department of Health a bond on a form to be prescribed and furnished by the Department. The bond shall be payable to the governing body of the political subdivision in which the landfill is to be located, and the obligation of the bond shall be conditioned upon the closing and covering of the landfill in a manner which prevents erosion, health and safety hazards, nuisances, and pollution. The bond shall be in the amount of one thousand dollars (\$1,000.00) for each acre of land for which the permit is to be applied, but in no event less than twenty-five thousand dollars (\$25,000). Liability under the bond shall be for the duration of the actual operation of the landfill and for a period of five years there-*