

after unless released prior thereto by the Department upon receipt of assurance that the landfill has been closed and covered in the required manner. The bond shall be executed by the applicant and by a corporate surety licensed to do business in the State of Maryland. In lieu of having the bond executed by a corporate surety, the applicant may elect to deposit, with the local governing body, cash or negotiable bonds of the U. S. Government or of the State of Maryland or any other securities acceptable to the Department. The amount of the cash deposit or the market value of any securities shall be at least equal to the required sum of the bond. The local governing body shall receive and hold any such cash or securities in the name of the appropriate subdivision, in trust, for the purposes for which the deposit is posted. The Department shall adopt standards for the closing and covering of landfill refuse disposal systems. The obligation of the applicant and of any corporate surety under the bond shall become due and payable, and all or any part of any cash or securities shall be applied to payment of the costs of properly closing and covering a landfill only if the Department has (1) notified the applicant and any corporate surety that the landfill has not been closed or covered in a manner which prevents erosion, health and safety hazards, nuisances, and pollution, specifying in such notice the particular deficiencies in the closing or covering of the landfill to be corrected; and (2) given the applicant and any corporate surety a reasonable opportunity to correct such deficiencies and to close and cover the landfill in accordance with the standards adopted by the Department; and (3) authorized the local governing body to close and cover the landfill properly in accordance with the standards adopted by the Department.

Sec. 2. *And be it further enacted by the General Assembly of Maryland, That this Act shall take effect July 1, 1970.*

SEC. 2. AND BE IT FURTHER ENACTED, THAT THIS ACT IS HEREBY DECLARED TO BE AN EMERGENCY MEASURE AND NECESSARY FOR THE IMMEDIATE PRESERVATION OF THE PUBLIC HEALTH AND SAFETY AND HAVING BEEN PASSED BY A YEA AND NAY VOTE SUPPORTED BY THREE-FIFTHS OF ALL MEMBERS ELECTED TO EACH OF THE TWO HOUSES OF THE GENERAL ASSEMBLY, THE SAME SHALL TAKE EFFECT FROM THE DATE OF ITS PASSAGE.

Approved April 22, 1970

CHAPTER 252
(Senate Bill 663)

AN ACT to repeal and re-enact, with amendments, Section 233 (a), Section 233 (b), Section 234 (d), and Section 235 (b) of Article 41 of the Annotated Code of Maryland (1957 Edition and 1965 Replacement Volume and 1969 Supplement), title "Governor—Executive and Administrative Departments," subtitle "The Department of Natural Resources," and to add a new Section 235 (d) to the same Article, title and subtitle, to follow immediately after Section 235 (c) thereof; and to enact new Sections 112A and 112B