

TO THE WATERS OF THE STATE.

(H) ANY PERSON WHO KNOWINGLY MAKES ANY FALSE STATEMENT, REPRESENTATION, OR CERTIFICATION IN ANY APPLICATION, RECORD, REPORT, PLAN, OR OTHER DOCUMENT FILED OR REQUIRED TO BE MAINTAINED UNDER THIS SUBTITLE, OR BY ANY PERMIT, RULE, REGULATION OR ORDER ISSUED UNDER THIS SUBTITLE, OR WHO FALSIFIES, TAMPERS WITH, OR KNOWINGLY RENDERS INACCURATE ANY MONITORING DEVICE OR METHOD REQUIRED TO BE MAINTAINED UNDER THIS SUBTITLE OR BY ANY PERMIT, RULE, REGULATION, OR ORDER ISSUED UNDER THIS SUBTITLE, SHALL UPON CONVICTION, BE PUNISHED BY A FINE OF NOT MORE THAN ~~\$\$\$10,000\$\$\$~~ ~~[\$5,000]~~ OR BY IMPRISONMENT FOR NOT MORE THAN SIX MONTHS, OR BY BOTH.

(I) IF ANY CONDITION OF A PERMIT FOR DISCHARGES FROM A PUBLICLY OWNED TREATMENT WORKS IS VIOLATED, THE ADMINISTRATION MAY PROCEED PURSUANT TO SUBSECTIONS (A) OR (D) OF THIS SECTION TO RESTRICT OR PROHIBIT THE INTRODUCTION OF ANY POLLUTANT INTO THE TREATMENT WORKS BY A SOURCE NOT UTILIZING THE TREATMENT WORKS PRIOR TO THE FINDING THAT THE CONDITION WAS VIOLATED.

FURTHERMORE IF THE ADMINISTRATION FINDS ON THE BASIS OF INFORMATION AVAILABLE TO IT THAT AN INDUSTRIAL USER IS NOT IN COMPLIANCE WITH A SYSTEM OF USER CHARGES REQUIRED UNDER STATE OR FEDERAL LAW, OR THE CONDITION OF ANY PERMIT ISSUED BY THE ADMINISTRATION TO THE PUBLICLY OWNED TREATMENT WORKS INTO WHICH THE USER IS INTRODUCING POLLUTANTS, THE ADMINISTRATION ~~[PAY]~~ MAY PROCEED TO ENFORCE OR APPLY THE SYSTEM OF CHARGES DIRECTLY AGAINST THE INDUSTRIAL USER PURSUANT TO SUBSECTIONS (A) OR (D) OF THIS SECTION.

[29C. Effect of subtitle on jurisdiction of State Department of Health and Mental Hygiene.

Nothing in this subtitle shall be construed to alter, change, modify or restrict the jurisdiction of the State Department of Health and Mental Hygiene as set forth in this Code.]

29D.

(a) Whenever there occurs in the waters of the State any condition indicative of damage to aquatic resources, including, but not limited to mortality of fish and other aquatic life, it shall be the duty of the Department of Natural Resources to investigate the occurrence, to determine the nature and extent of the occurrence, and to endeavor to establish the cause and source of the occurrence. The Department of Natural Resources shall act on these findings, as hereinafter provided, to require the repair of any damage done and the restoration of water resources to a degree necessary to protect the best interests of the people of the State. ANY PERSON WHO IS DETERMINED TO BE RESPONSIBLE FOR THE DISCHARGE OR SPILLAGE OF ANY SUCH SUBSTANCE SHALL BE PERSONALLY AND/OR SEVERALLY RESPONSIBLE TO IMMEDIATELY CLEAN UP AND ABATE THE EFFECTS OF THE SPILLAGE AND RESTORE THE NATURAL RESOURCES OF THE STATE.