

(1) UPON THE FAILURE OF A MUNICIPALITY OR PERSON TO COMPLY WITH AN ORDER OF THE SECRETARY OF HEALTH AND MENTAL HYGIENE TO CORRECT DEFICIENCIES ON THE OPERATION OF SEWERAGE SYSTEMS OR REFUSE DISPOSAL WORKS AS PROVIDED IN ARTICLE 43, § 391 OF THE CODE, THE SECRETARY OF HEALTH AND MENTAL HYGIENE SHALL DIRECT THE SERVICE TO TAKE CHARGE OF AND OPERATE THE SYSTEMS OR WORKS TO SECURE THE RESULTS DEMANDED BY THE SECRETARY OF HEALTH AND MENTAL HYGIENE.

(2) UPON THE RECEIPT OF THE DIRECTIVE FROM THE SECRETARY OF HEALTH AND MENTAL HYGIENE, THE SERVICE IMMEDIATELY SHALL TAKE CHARGE OF AND OPERATE THE SYSTEMS OR WORKS TO SECURE THE RESULTS SET FORTH IN THE DIRECTIVE OF THE SECRETARY OF HEALTH AND MENTAL HYGIENE. ALL COSTS FOR MAINTENANCE, OPERATION, AND OTHER SERVICES INCLUDING LEGAL FEES INCIDENTAL TO TAKING POSSESSION OF THE SEWERAGE SYSTEM OR REFUSE DISPOSAL WORKS SHALL BE CHARGED TO THE MUNICIPALITY OR PERSON AGAINST WHICH OR WHOM THE ORIGINAL ORDER OF THE SECRETARY OF HEALTH AND MENTAL HYGIENE WAS SERVED.

(3) FUNDS TO PAY THE SERVICE FOR SERVICES RENDERED UNDER THIS SUBSECTION SHALL BE RAISED IN THE CASE OF A MUNICIPALITY UNDER THE PROVISIONS OF ARTICLE 43, § 395 OF THE CODE. IF THE ORDER IS ISSUED AGAINST A PERSON, THE SERVICE SHALL BILL THE PERSON FOR THE FULL COST OF SERVICES RENDERED. IF PAYMENT IS NOT MADE WITHIN 60 DAYS, THE COSTS BECOME A LIEN AGAINST THE SEWERAGE SYSTEM OR REFUSE DISPOSAL WORKS IF IT IS RECORDED AND INDEXED AS PROVIDED IN THIS SUBTITLE, AND THE DIRECTOR SHALL REFER THE MATTER TO THE ATTORNEY GENERAL FOR COLLECTION.

REVISOR'S NOTE: This subsection is new language derived from Article 33B, section 8(c) of the Code. As to the lien provision referred to in (3) of this subsection, see the revisor's note in section 3-126.

(D) EXTENSION OR ALTERATION OF SEWERAGE SYSTEM OR REFUSE DISPOSAL WORKS UPON FAILURE TO COMPLY WITH ORDER UNDER ARTICLE 43, § 392.—

(1) UPON FAILURE OF A MUNICIPALITY OR PERSON TO COMPLY WITH AN ORDER OF THE SECRETARY OF HEALTH AND MENTAL HYGIENE TO EXTEND OR ALTER A SEWERAGE SYSTEM OR REFUSE DISPOSAL WORKS AS PROVIDED IN ARTICLE 43, § 392 OF THE CODE, THE SECRETARY OF HEALTH AND MENTAL HYGIENE SHALL DIRECT THE SERVICE TO MAKE ALTERATIONS OR EXTENSIONS TO THE SYSTEMS OR