

determined, the Department of Health and Mental Hygiene OR, FOR PURPOSES OF § 8-1406 THROUGH § 8-1411.1 OF THIS SUBTITLE, THE DEPARTMENT OF NATURAL RESOURCES, ~~OR EITHER DEPARTMENT WITH RESPECT TO SEDIMENT POLLUTION~~ shall promptly issue an order requiring the correction of each violation found to have occurred, and the APPROPRIATE Department DEPARTMENT shall secure compliance with the provisions of the order. If the terms of the order are violated or if the violation has not been corrected within the time specified in the order, the violation shall be referred to the Attorney General, who, in addition to any other action taken or which he elects to take against the violator, shall take appropriate legal action to require correction of the violation. This subsection does not prevent the Attorney General or the APPROPRIATE Department DEPARTMENT [of Health and Mental Hygiene] from taking action against the violator before the expiration of the time limitations or schedules in the order.

8-1415.

(b) Upon a showing by the Attorney General in behalf of the Department of Health and Mental Hygiene OR, FOR PURPOSES OF § 8-1406 THROUGH § 1411.1 OF THIS SUBTITLE, THE DEPARTMENT OF NATURAL RESOURCES, ~~OR EITHER DEPARTMENT WITH RESPECT TO SEDIMENT POLLUTION~~ that any person is violating or is about to violate the provisions of this subtitle or is violating or is about to violate any valid order or permit issued by [the] THAT Department DEPARTMENT, an injunction shall be granted without the necessity of showing a lack of adequate remedy at law. In circumstances of emergency creating conditions of imminent danger to the public health, welfare or the environment the Attorney General, on behalf of the APPROPRIATE Department DEPARTMENT [of Health and Mental Hygiene], may institute a civil action for an immediate injunction to halt any pollution or other activity causing the danger.

8-1416.

(b) Any person who violates any of the provisions of, or who fails to perform any duty imposed by this subtitle, or any regulation or order issued under it, or the provisions of any permit of the Department of Health and Mental Hygiene OR THE DEPARTMENT OF NATURAL RESOURCES made pursuant to this subtitle is guilty of a misdemeanor and upon conviction, is subject to a fine not exceeding \$25,000 or by imprisonment not exceeding one year, or both, and, in addition, may be enjoined from continuing the violation. If the conviction is for a violation committed after a first conviction of the person under this subsection, punishment shall be by a fine of not more than \$50,000 per day of violation or by imprisonment not exceeding two years or both, and in addition, the person may be enjoined from continuing the violation. Each day upon which violation occurs constitutes a separate offense.