

In subsection (a) of this section, the language "after the Department issues a show cause order or a corrective order" is substituted for the language "from the issuance of a notice of violation", and a similar substitution is made in subsection (b) of this section. In practice, the issuance of a show cause order or a corrective order is the first notice to a violator.

The reference in former Article 43, § 698(e) to a specific plan for compliance is deleted since under § 2-611 of this subtitle, a violator who has submitted a plan for compliance and acts in accordance with the plan is not in violation of this title.

2-609. ENFORCEMENT ACTIONS.

(A) IN GENERAL.

THE DEPARTMENT MAY BRING:

(1) AN ACTION TO ENJOIN ANY CONDUCT THAT VIOLATES ANY PROVISION OF THIS TITLE OR ANY RULE, REGULATION, OR ORDER ADOPTED OR ISSUED UNDER THIS TITLE; OR

(2) A CIVIL ACTION TO COLLECT A CIVIL PENALTY UNDER § 2-610 OF THIS SUBTITLE.

(B) ACTION NOT EXCLUSIVE.

THE RIGHT TO BRING AN ACTION UNDER SUBSECTION (A) OF THIS SECTION IS IN ADDITION TO AND NOT INSTEAD OF THE RIGHT TO BRING ANY OTHER ACTION UNDER THAT SUBSECTION.

(C) JUDICIAL EXTENSION.

FOR GOOD CAUSE SHOWN, THE COURT THAT HEARS A PROCEEDING TO ENFORCE AN ORDER ISSUED UNDER THIS SUBTITLE MAY GRANT, WITHOUT FURTHER PENALTY TO THE VIOLATOR, A REASONABLE EXTENSION OF TIME TO ABATE THE VIOLATION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 703(a) and the second sentence of (b) and the fourth and fifth sentences of § 698(e).

2-610. CIVIL PENALTY.

(A) IN GENERAL.

A PERSON WHO VIOLATES ANY PROVISION OF THIS TITLE OR ANY RULE, REGULATION, OR ORDER ADOPTED OR ISSUED UNDER THIS TITLE IS LIABLE FOR A CIVIL PENALTY NOT EXCEEDING \$10,000,