

STANDARD, SOUND LEVEL LIMIT, OR NOISE CONTROL RULE OR REGULATION AVAILABLE TO THE PUBLIC.

(E) ACTION AFTER HEARING.

AFTER THE PUBLIC HEARING, THE DEPARTMENT MAY ADOPT THE PROPOSED ENVIRONMENTAL NOISE STANDARD, SOUND LEVEL LIMIT, OR NOISE CONTROL RULE OR REGULATION, WITH OR WITHOUT MODIFICATION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 828(c).

In subsection (a) of this section, the reference to the Administrative Procedure Act is new language added for clarity. See, e.g., Article 41, § 245 of the Code, which imposes requirements that apply in "addition to other rule-making requirements imposed by law".

In subsections (c) and (d) of this section, the new language "at least", which modifies references to 60 days, is added to state explicitly that the required acts need not occur precisely 60 days before the hearing so long as they occur no less than 60 days before the hearing.

As to the Administrative Procedure Act, see Article 41, § 244 et seq. of the Code.

3-403. SAME -- ENFORCEMENT.

(A) DUTY OF DEPARTMENT.

THE DEPARTMENT SHALL ENFORCE THE SOUND LEVEL LIMITS AND NOISE CONTROL RULES AND REGULATIONS ADOPTED UNDER THIS TITLE.

(B) USE OF FACILITIES.

TO THE MAXIMUM EXTENT POSSIBLE, THE DEPARTMENT SHALL USE THE FACILITIES AND SERVICES OF APPROPRIATE AGENCIES OF POLITICAL SUBDIVISIONS IN ITS ENFORCEMENT UNDER THIS SECTION.

(C) ASSISTANCE TO POLITICAL SUBDIVISIONS.

THE DEPARTMENT MAY ASSIST THE NOISE CONTROL EFFORTS OF ANY APPROPRIATE AGENCY OF ANY POLITICAL SUBDIVISION BY GIVING THAT AGENCY TECHNICAL ASSISTANCE IN THE FORM OF PERSONNEL OR EQUIPMENT.

(D) APPLICATION OF SOUND LEVEL LIMITS.