

sentence of former NR § 8-1413.2(f).

Also in this section, the reference to an "administrative" penalty is new language added, on the advice of the Department, for clarity.

7-220. USE OF FUND.

THE DEPARTMENT SHALL USE THE STATE HAZARDOUS SUBSTANCE CONTROL FUND FOR:

(1) EMERGENCY REMOVAL OR MITIGATION OF THE EFFECT OF ANY CONTROLLED HAZARDOUS SUBSTANCE THAT:

(I) ENDANGERS THE PUBLIC HEALTH, SAFETY, OR WELFARE; OR

(II) ENDANGERS OR DAMAGES NATURAL RESOURCES;

(2) IDENTIFYING AND, WHERE FEASIBLE, RESTORING NATURAL RESOURCES THAT ARE DAMAGED BY CONTROLLED HAZARDOUS SUBSTANCES; AND

(3) ACTIVITIES THAT ARE RELATED TO IDENTIFYING, MONITORING, AND CONTROLLING THE PROPER DISPOSAL OF CONTROLLED HAZARDOUS SUBSTANCES, INCLUDING PROGRAM DEVELOPMENT FOR THESE ACTIVITIES.

REVISOR'S NOTE: This section is new language derived without substantive change from former NR § 8-1413.2(f), except the first sentence of that subsection.

The General Assembly may wish to consider adding the terms "treatment" and "storage" in item (3) of this section.

7-221. REIMBURSEMENTS.

(A) IN GENERAL.

ALL EXPENDITURES FROM THE STATE HAZARDOUS SUBSTANCE CONTROL FUND MADE BY THE DEPARTMENT UNDER § 7-220(1) AND (2) OF THIS SUBTITLE SHALL BE REIMBURSED TO THE DEPARTMENT FOR THE STATE HAZARDOUS SUBSTANCE CONTROL FUND BY THE PERSON RESPONSIBLE FOR THE PRESENCE OF A CONTROLLED HAZARDOUS SUBSTANCE THAT:

(1) ENDANGERS THE PUBLIC HEALTH, SAFETY, OR WELFARE; OR

(2) ENDANGERS OR DAMAGES NATURAL RESOURCES.

(B) ACTION FOR COSTS.