

(4) FAILS TO COMPLY WITH THE RULES AND REGULATIONS ADOPTED BY THE DEPARTMENT UNDER THIS SUBTITLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, § 34A(i) and (d)(2) -- as that paragraph related to suspension and revocation of a certification.

9-1017. SAME -- HEARINGS.

(A) RIGHT TO HEARING.

BEFORE THE SECRETARY TAKES ANY ACTION UNDER § 9-1016 OF THIS SUBTITLE, THE SECRETARY SHALL GIVE THE WATER QUALITY LABORATORY AGAINST WHICH THE ACTION IS CONTEMPLATED:

(1) WRITTEN NOTICE OF THE CHARGES FILED AGAINST IT; AND

(2) AN OPPORTUNITY FOR A HEARING BEFORE THE SECRETARY.

(B) APPLICATION OF ADMINISTRATIVE PROCEDURE ACT.

THE SECRETARY SHALL GIVE NOTICE AND HOLD THE HEARING IN ACCORDANCE WITH THE ADMINISTRATIVE PROCEDURE ACT.

REVISOR'S NOTE: Subsection (a) of this section formerly appeared as Article 43, § 34A(j)(1).

Subsection (b) of this section is new language derived without substantive change from former Article 43, § 34A(j)(2).

The only changes are in style.

9-1018. JUDICIAL REVIEW.

(A) IN GENERAL.

ANY PERSON AGGRIEVED BY A FINAL DECISION OF THE SECRETARY IN A CONTESTED CASE UNDER THIS SUBTITLE MAY TAKE A DIRECT JUDICIAL APPEAL.

(B) APPLICATION OF ADMINISTRATIVE PROCEDURE ACT.

THE APPEAL SHALL BE MADE AS PROVIDED FOR JUDICIAL REVIEW OF FINAL DECISIONS IN THE ADMINISTRATIVE PROCEDURE ACT.

REVISOR'S NOTE: This section formerly appeared as Article 43, § 34A(k).

In subsection (a) of this section, "under this