

(III) TO PREVENT THE NUISANCE FROM
RECURRING.

REVISOR'S NOTE: This section is new language derived without substantive change from former Article 43, §§ 105 and 106.

Throughout this section, "property" is substituted for "premises" and "property or district" for clarity and to conform to the terminology used in other sections of this title.

In subsection (a) of this section, "written complaint" is substituted for "certified", in conformity to practice, for clarity and consistency with the language of § 10-201 of this subtitle.

In subsection (a)(1) of this section, "outhouse" is substituted for the archaic term "privy pit".

In subsection (b)(2) of this section, the word "causing" is substituted for the phrase "act, default or sufferance", for simplicity and clarity.

In subsection (c) of this section, the former phrase "through its proper officers", which modified the reference to the Secretary, is deleted as unnecessary.

The last clause of former Article 43, § 105, which referred to the power of the Secretary to abate mosquito water nuisances in counties, is deleted as obsolete and inconsistent with practice.

The reference in former Article 43, § 106 that dealt with court jurisdiction and procedures is deleted as repetitive of other, independent provisions of law.

The substance of Article 43, § 35(b), which in effect states that the power of the Department to investigate nuisances does not "repeal or interfere in any way with" Title 4 of this article, is omitted as unnecessary.

10-203. SUMMARY ABATEMENT.

(A) IN GENERAL.

(1) IF, AFTER INVESTIGATION, THE SECRETARY FINDS THAT ANY OF THE FOLLOWING CONDITIONS EXISTS, THE PLACE OR THING AS TO WHICH THE CONDITION EXISTS IS IN A STATE OF