

shall be jointly and severally liable for the reasonable cost of rehabilitation and restoration of the resources damaged and the cost of eliminating the condition causing the damage, including the environmental monetary value of such resources as established by regulation.

SUPPLEMENTAL REVISOR'S NOTE: Ch. ____, Acts of 1982, which enacted the Health - Environmental Article, also amended this section to delete the references to the Department of Health and Mental Hygiene, including deleting former subsections (b) and (c) of this section in their entirety and renumbering former subsections (d) and (e) of this section to be subsections (b) and (c), respectively. The substance of the deleted language now appears in the Health - Environmental Article.

8-1412.

(a) Whenever the [Department of Health and Mental Hygiene or, for the purposes of § 8-1406 through § 8-1411.1 of this subtitle, the] Department [of Natural Resources] believes a violation of any provision of this subtitle or any rule or regulation has occurred, it shall cause a written complaint to be served upon the alleged violator. The complaint shall specify the provision of law or rule or regulation allegedly violated and the alleged fact that constitutes the violation. Subsequent to or concurrent with service of the complaint as provided in subsection (c), [either department] THE DEPARTMENT may exercise one of the following options:

(1) Issue an order requiring necessary corrective action be taken within the time prescribed in its order. Any person named in the order may request in writing a hearing before the Department not later than ten days after the date the order is served, in which case a hearing shall be scheduled within ten days from receipt of the request. A decision shall be rendered within ten days from the date of the hearing.

(2) Require the alleged violator to file a written report regarding the alleged violation.

(3) Require the alleged violator to appear before the Department at a time and place the Department specifies to answer the charge outlined in the complaint.

(4) Require the alleged violator to file a written report regarding the alleged violation and appear before the Department at a time and place the Department specifies to answer the charges outlined in the complaint.

If [either department] THE DEPARTMENT exercises the