

(8) Hold hearings, issue notices of hearing and subpoenas requiring the attendance of witnesses and production of evidence, administer oaths, and take necessary testimony; any of these powers may be exercised by the designee of the Secretary; and

(9) Exercise every incidental power necessary to carry out the purposes of this subtitle.

(b) (1) The Department shall prescribe by [rule or] regulation approved methods, facilities, standards, and devices for transfer, storage, separating, removing, treating, transporting, or disposing of oil and other unctuous substances to prevent pollution of waters of the State, [which] THAT may include rules and regulations:

(i) Outlining procedures for addressing water pollution episodes or emergencies which constitute an acute danger to health or the environment; and

(ii) Requiring:

1. Spill prevention and response training;
2. Spill contingency plans for oil storage facilities, vessels, and barges;
3. Spill prevention and containment equipment at oil storage facilities and on vessels and barges or at other locations necessary to control oil spills from vessels or barges;
4. Inspection of oil storage facilities, vessels, and barges;
5. Escorts for vessels and barges or any other measure in lieu of an escort necessary to detect and control oil spills from tank vessels;
6. Detection and control of oil spills from oil storage facilities, vessels, and barges; and
7. Notification of vessel and barge movement.

(2) A person other than a vessel or barge may not engage in any commercial or industrial operation involving these activities unless [he has obtained] THE PERSON HAS:

(I) SUBMITTED TO THE DEPARTMENT SATISFACTORY EVIDENCE THAT THE OPERATION MEETS ALL APPLICABLE COUNTY ZONING AND LAND USE REQUIREMENTS; AND

(II) OBTAINED a permit from the Department indicating that the activities are in conformity with the prescribed rules and regulations.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect June 1, 2006.

Approved May 16, 2006.