

Article - Health - Environmental
Section 7-220(b)(5) and 7-221(c)
Annotated Code of Maryland
(1982 Volume and 1984 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

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7-220.

(b) There shall be a separate account within the State Hazardous Substance Control Fund of moneys made available under loan authorizations or by funds appropriated in the State budget for:

(2) All cost incurred by the State in monitoring and assessing the effect on public health and natural resources of any site at which a controlled hazardous substance is or may be present, including [but not limited to] the costs of any subsurface borings and any analysis of samples taken, [and] the costs of investigations conducted for the purpose of defining necessary remedial action, AND THE COSTS OF LITIGATION EXPENSES INCURRED IN OBTAINING REIMBURSEMENT FOR EXPENDITURES;

(3) The State share mandated under § 104(c)(3) of the federal act; [and]

(4) All cost incurred in providing public information concerning a site that does or may contain a controlled hazardous substance; AND

(5) COSTS RESULTING FROM RELEASES OR THREATENED RELEASES OF CONTROLLED HAZARDOUS SUBSTANCES WHETHER OR NOT THE CONTROLLED HAZARDOUS SUBSTANCE WAS PLACED AT THE SITE, RELEASED, OR THREATENED TO BE RELEASED BEFORE JULY 1, 1985.

7-221.

(a) All expenditures from the State Hazardous Substance Control Fund made by the Department under § 7-220(1), (2), (3), [and] (4), AND (5) of this subtitle in response to a release OR A THREATENED RELEASE of a controlled hazardous substance at a particular site shall be reimbursed to the Department for the State Hazardous Substance Control Fund by the person responsible for the release or threatened release.

(C) THE DEPARTMENT MAY RECOVER COSTS FOR THE FUND RESULTING FROM RELEASES OR THREATENED RELEASES OF CONTROLLED HAZARDOUS SUBSTANCES WHETHER OR NOT THE CONTROLLED HAZARDOUS SUBSTANCE WAS PLACED AT THE SITE, RELEASED, OR THREATENED TO BE RELEASED BEFORE JULY 1, 1985.