

Natural Resources Article.

Occurred: Administrative hearing provisions of Article 41 became Title 10, Subtitle 2 of the State Government Article in Ch. 284, Acts of 1984.

7-517.

(b) (4) Within 30 days from the date of an assessment order by the Department, the person charged with the violation may request an adjudicatory hearing in accordance with [Article 41 of the Annotated Code of Maryland] TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE; provided that, at the time of the request the full amount of the penalty must be paid over to the Secretary for placement in an escrow account pending completion of administrative and judicial review of the assessment. Failure to forward the full amount to the Secretary within 30 days of an assessment order shall result in a waiver of all legal rights to contest the amount of the penalty or the underlying violation. If it is eventually determined that no violation occurred, or the amount of the penalty is reduced, the Secretary shall remit within 30 days the appropriate amount to the person, with interest at the rate of 6 percent.

DRAFTER'S NOTE:

Error: Obsolete cross-reference in § 7-517(b)(4) of the Natural Resources Article.

Occurred: Administrative hearing provisions of Article 41 became Title 10, Subtitle 2 of the State Government Article in Ch. 284, Acts of 1984.

7-604.

(b) Land acquired under the provisions of this subtitle may be sold to a private person, retained by the State, or transferred to a political subdivision after the land has been rehabilitated and water pollution from the land has been controlled. Every purchase, sale, and/or transfer of land is by action of the Board who may promulgate rules and regulations governing the transactions. The Board may accept gifts of land from any private citizen, group, quasi-public organization, or political subdivision in order to accomplish the purposes of this subtitle. Land acquired by the State by gift, after rehabilitation and control of water pollution, either may be sold or retained by the State or transferred to a political subdivision as directed by the Board. Any money received from the sale of land acquired under this section shall be deposited in the treasury and constitutes a permanent special fund known as the "Abandoned Mine Drainage Capital [Fund.] FUND". The money in the Fund may be utilized only for the same purposes as the proceeds of the loan authorized by this subtitle.