

DRAFTER'S NOTE:

Error: Incorrect word usage in § 4-411(e) of the Environment Article.

Occurred: Ch. 608, Acts of 1986.

4-419.

(a) Notwithstanding any other provision of law, a person is not liable for costs of containment, cleanup, and removal of the discharge or damages as a result of acts or omissions taken in the course of rendering care, assistance, or advice consistent with this subtitle and the National Contingency Plan, or as otherwise directed by the federal on-scene coordinator or appropriate State official unless:

(1) The person is a person responsible for the discharge in accordance with [§ 4-401(g)] § 4-401(I) of this subtitle;

(c) A responsible party as defined by the federal Oil Pollution Act of 1990 or a person responsible for the discharge as defined in [§ 4-401(g)] § 4-401(I) of this subtitle is liable for any containment, cleanup, and removal costs or damages that another person is relieved of under this section.

DRAFTER'S NOTE:

Error: Erroneous cross-reference in § 4-419(a)(1) and (c) of the Environment Article.

Occurred: Ch. 459, Acts of 1992.

4-701.

(d) "Oil" [had] HAS the meaning provided in § 4-401(g) of this title.

DRAFTER'S NOTE:

Error: Incorrect word usage in § 4-701(d) of the Environment Article.

Occurred: Ch. 465, Acts of 1993. Correction by the Michie Company in the 1993 Replacement Volume of the Environment Article is validated by this Act.

4-702.

(b) The General Assembly further finds that where contamination of groundwater has occurred due to leaking underground oil storage tanks, remedial measures have often been delayed for long periods due to high costs of such remedial measures. These delays result in the continuation and intensification of the threat to the public health, safety, and welfare, in greater damages to the environment, and in significantly higher costs to clean up the contamination and rehabilitate the site.