

(C) (1) A TYPE I OR TYPE II MARINE SANITATION DEVICE SHALL HAVE A CERTIFICATION LABEL AFFIXED THAT AT A MINIMUM SHOWS:

- (I) THE NAME OF THE MANUFACTURER;
- (II) THE NAME AND MODEL NUMBER OF THE DEVICE;
- (III) THE MONTH AND YEAR OF MANUFACTURE;
- (IV) THE MARINE SANITATION DEVICE TYPE;
- (V) A CERTIFICATION NUMBER; AND
- (VI) A CERTIFICATION STATEMENT.

(2) A TYPE III MARINE SANITATION DEVICE IS AUTOMATICALLY CERTIFIED, AND REQUIRES NO LABEL, PROVIDED IT STORES SEWAGE AND FLUSHWATER ONLY, AT AMBIENT AIR TEMPERATURE AND PRESSURE.

(D) (1) WHILE A VESSEL WITH AN INSTALLED TOILET IS ON MARYLAND WATERS, THE OPERATOR SHALL INSURE THAT:

(I) ALL PATHWAYS FOR OVERBOARD DISCHARGE OF VESSEL SEWAGE FROM ANY VESSEL WITH A TYPE III MARINE SANITATION DEVICE ARE BLOCKED OR SECURED IN SUCH A WAY AS TO PREVENT ANY ACCIDENTAL OR INTENTIONAL VESSEL SEWAGE DISCHARGE, BY DISCONNECTING OR PHYSICALLY BLOCKING THOSE ONBOARD SEWAGE LINES OR HULL FITTINGS WHICH WOULD ALLOW FOR OVERBOARD VESSEL SEWAGE DISCHARGE; AND

(II) ANY INSTALLED IN-LINE Y VALVE SHALL BE ~~POSITIONED AND~~ SECURED TO PREVENT THE OVERBOARD DISCHARGE OF SEWAGE FROM ANY VESSEL UTILIZING A TYPE III MARINE SANITATION DEVICE, BY BYPASSING, LOCKING, SECURING, OR DISABLING THE VALVE USING A PADLOCK OR NONREUSABLE WIRE TIE WRAP, OR BY REMOVAL OF THE VALVE HANDLE, OR BY ANY OTHER METHOD IN ACCORDANCE WITH FEDERAL REGULATIONS AND STANDARDS OR AS APPROVED OR REQUIRED BY THE DEPARTMENT.

(2) THE CHOSEN COMPLIANCE METHOD UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION SHALL TOTALLY ELIMINATE THE POSSIBILITY OF OVERBOARD VESSEL SEWAGE DISCHARGE WHILE IN WATERS OF THE STATE. THE METHOD CHOSEN SHALL PRESENT A PHYSICAL BARRIER TO THE USE OF THE Y VALVE, WHETHER ACCIDENTAL OR INTENTIONAL, SO THAT USE OF THE VALVE CANNOT OCCUR WITHOUT THE KNOWLEDGE OF THE OPERATOR OF THE VESSEL.

(E) FOR ANY VESSEL OFFERED AS A NONCAPTAINED CHARTER, THE LEASING ENTITY SHALL:

(1) ENSURE THAT THE VESSEL COMPLIES WITH THIS SECTION WHEN PRESENTED TO THE LESSOR; AND

(2) INCLUDE IN THE LEASE AGREEMENT, SIGNED BY THE LEASING PARTY, A PARAGRAPH OUTLINING THE OPERATOR'S RESPONSIBILITIES UNDER THIS SECTION.