

and is made without malice or gross negligence, and for which the State or its units have waived immunity under Title 12, Subtitle 1 of the State Government Article, even if the damages exceed the limits of that waiver.

Article – Environment

9-102.

In addition to the duties set forth elsewhere, the ~~COUNTY~~ health officer [for each county], OR IN MONTGOMERY COUNTY THE DEPARTMENT DESIGNATED BY THE MONTGOMERY COUNTY GOVERNMENT, shall inspect and report on the sanitary conditions of streams, sources of public water supply, and sewerage facilities in the county.

9-518.

(a) (1) In this section the following words have the meanings indicated.

(2) “Commission” means the Washington Suburban Sanitary Commission.

(3) “Health officer” means the health officer for [:

(i) Montgomery County; or

(ii)] Prince George’s County.

(4) “Issuing authority” means any 1 of the following authorities that is authorized to issue or approve a permit:

(i) The Department;

(ii) The health officer;

(iii) The Montgomery County [Health Department] DEPARTMENT DESIGNATED BY THE MONTGOMERY COUNTY GOVERNMENT; or

(iv) The Prince George’s County Health Department.

(5) “Permit” means a permit issued or approved by the issuing authority for Montgomery County or Prince George’s County to install, connect to, or use an individual septic system.

(b) This section applies only in Montgomery County and Prince George’s County.

(c) In each county, a person shall have a permit from an issuing authority before the person may install, connect to, or use an individual septic system.

(d) An applicant for a permit shall submit an application to the issuing authority on the form that the issuing authority requires.

(e) (1) The health officer AND THE MONTGOMERY COUNTY DEPARTMENT DESIGNATED BY THE MONTGOMERY COUNTY GOVERNMENT shall:

(i) Submit each application for a permit to the Commission; and