

(3) INCLUDE A WRITTEN AGREEMENT THAT IF THE RESPONSE ACTION PLAN IS APPROVED, THE PARTICIPANT AGREES, SUBJECT TO THE WITHDRAWAL PROVISIONS SET FORTH IN § 7-512 OF THIS SUBTITLE, TO COMPLY WITH THE PROVISIONS OF THE PLAN; AND

(4) INCLUDE A PROPOSAL FOR THE FILING OF A PERFORMANCE BOND OR OTHER SECURITY IN ACCORDANCE WITH THE REQUIREMENTS OF SUBSECTION (D) OF THIS SECTION.

(D) (1) A PARTICIPANT SHALL FILE A PERFORMANCE BOND OR OTHER SECURITY WITH THE DEPARTMENT WITHIN 10 DAYS AFTER RECEIVING THE DEPARTMENT'S APPROVAL OF A RESPONSE ACTION PLAN AND BEFORE THE PARTICIPANT MAY PERFORM ANY WORK ON THE SITE.

(2) (I) THE PERFORMANCE BOND REQUIRED UNDER PARAGRAPH (1) OF THIS SUBSECTION SHALL BE IN AN AMOUNT DETERMINED BY THE DEPARTMENT TO BE NECESSARY TO SECURE AND STABILIZE THE SITE ~~BASED ON THE EXTENT OF CONTAMINATION AT THE SITE~~ IF THE RESPONSE ACTION PLAN IS NOT COMPLETED.

(II) THE MARKET VALUE OF OTHER SECURITY DEPOSITED UNDER THIS SECTION MAY NOT BE LESS THAN THE AMOUNT SPECIFIED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH.

(3) THE OBLIGATION OF THE BOND FILED UNDER THIS SECTION SHALL BE VOID UPON THE ISSUANCE OF A CERTIFICATE OF COMPLETION TO THE PARTICIPANT OR, IF THE PARTICIPANT WITHDRAWS FROM THE PROGRAM, 16 MONTHS AFTER THE DATE OF WITHDRAWAL.

(4) THE OBLIGATION OF THE PARTICIPANT UNDER THE BOND OR OTHER SECURITY SHALL BECOME DUE AND PAYABLE UPON NOTIFICATION BY THE DEPARTMENT THAT ACTIONS MUST BE TAKEN TO FULFILL THE REQUIREMENTS OF § 7-512 OF THIS SUBTITLE TO THE EXTENT THE REQUIREMENTS OF § 7-512 OF THIS SUBTITLE APPLY TO THE PARTICIPANT.

(E) (1) THE DEPARTMENT MAY ADOPT UNIFORM NUMERIC RISK-BASED STANDARDS BY REGULATION BASED ON RESIDENTIAL AND INDUSTRIAL USES UNDER SUBSECTION (B) OF THIS SECTION.

(2) THE DEPARTMENT SHALL REVIEW UNIFORM NUMERIC RISK-BASED STANDARDS EVERY 4 YEARS AND MAY REVISE THE STANDARDS.

(F) THIS SECTION MAY NOT BE CONSTRUED TO ELIMINATE OR OTHERWISE AFFECT ANY OTHER PROVISION OF LAW REQUIRING A PERSON TO REPORT A RELEASE OR A THREAT OF A RELEASE OF A CONTROLLED HAZARDOUS SUBSTANCE ~~ON A SITE.~~

7-509. PUBLIC PARTICIPATION.

(A) UPON SUBMISSION OF A PROPOSED RESPONSE ACTION PLAN, THE PARTICIPANT: