

[(b)](C) (1) For purposes of this subsection, per capita revenue shall be computed by using the population figures from the later of:

- (i) the most recent federal census; or
- (ii) an official local census.

(2) The clerk may not distribute license fees to a county or municipal corporation unless the county or municipal corporation:

- (i) levies, in its current fiscal year, taxes sufficient to collect at least \$1.00 per capita in revenue; and
- (ii) certifies to the Comptroller a copy of the levy.

(3) The clerk shall pay into the General Fund of the State any money that is not distributed at the end of the fiscal year of a county or municipal corporation because the county or municipal corporation failed to make the levy and certification required by paragraph (2) of this subsection.

DRAFTER'S NOTE:

Error: Erroneous recodification of applicability of Article 56, § 3 as § 17-206 of the Business Regulation Article.

Occurred: Chapter 4, Acts of 1992.

Article - Environment

15-521.

(b) (1) In addition to any other remedies available at law or in equity, a civil penalty may be assessed for violation of any provision of this subtitle, or rule, regulation, order or permit issued under it; and shall be assessed whenever the Bureau issues a cease and desist order on imminent danger or significant imminent environmental harm under § 15-508(e) of this subtitle. The penalty may be assessed by the Secretary [of Natural Resources] or a hearing officer designated by the Secretary, only after the person charged with the violation has been given an opportunity for a public hearing in accordance with paragraph (4) of this subsection. Where the person charged with the violation fails to request a public hearing, a civil penalty shall be assessed only after the Department determines that a violation did occur and the amount of the penalty which is warranted and has issued an order requiring the penalty be paid. The civil penalty assessed may not exceed \$5,000 for each day of violation.

DRAFTER'S NOTE:

Error: Erroneous reference in § 15-521(b)(1) of the Environment Article.

Occurred: As a result of Chapter 488, Acts of 1995.