

(III) THE DISTRICT SHALL NOT ASSESS AND COLLECT FEES IN A JURISDICTION WHICH HAS BEEN DELEGATED ENFORCEMENT AUTHORITY BY THE SECRETARY.

Article - Agriculture

8-306.

(a) A soil conservation district constitutes a political subdivision of the State, and a public body corporate and politic, exercising public powers. The supervisors may:

(19) ESTABLISH AND IMPLEMENT A FEE SYSTEM TO COVER THE COST OF INSPECTING SITES WITH APPROVED ~~GRADING AND~~ SEDIMENT CONTROL PLANS PURSUANT TO A CONTRACTUAL AGREEMENT WITH THE DEPARTMENT OF THE ENVIRONMENT UNDER § 4-103(F) OF THE ENVIRONMENT ARTICLE;

[(19)] (20) Sue and be sued in the name of the district; have a seal which shall be judicially noticed; have perpetual succession unless terminated; make and execute contracts and other instruments necessary or convenient to the exercise of its powers; and adopt, amend, and repeal, rules and regulations not inconsistent with this title, to effectuate its purposes and powers;

[(20)] (21) Provide contracting services, equipment, and supplies to landowners; establish prices for the sale of these items; and promulgate any rule or regulation necessary to implement these powers; and

[(21)] (22) In addition to the powers enumerated in this title, displace or limit economic competition in the exercise of any power specified in this title; provided that the powers granted to a district pursuant to this paragraph shall not be construed:

(i) To grant to the district powers in any substantive area not otherwise granted to the district by other public general or public local law;

(ii) To restrict the district from exercising any power granted to the district by other public general or public local law or otherwise;

(iii) To authorize the district or its officers to engage in any activity which is beyond their power under other public general law, public local law, or otherwise; or

(iv) To preempt or supersede the regulatory authority of any State department or agency under any public general law.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2001.

Approved April 10, 2001.