

(i) The State Board promptly shall hold a hearing, but a hearing may not be set within 10 days after the State Board sends the member a notice of the hearing; and

(ii) The member shall have an opportunity to be heard publicly before the State Board in the member's own defense, in person or by counsel.

(4) A member removed under this subsection has the right to a de novo review of the removal by the Circuit Court for Howard County.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2004.

Approved April 13, 2004.

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## CHAPTER 72

### (Senate Bill 186)

AN ACT concerning

#### **Brownfields Redevelopment Reform Act**

FOR the purpose of providing that certain applicants and certain properties may be eligible to participate in the Voluntary Cleanup Program in the Maryland Department of the Environment (~~MDE~~) under certain conditions; altering the process by which a person may apply for, receive, and maintain inculpable person status; requiring ~~MDE~~ the Department to review certain standards in a certain time period; establishing certain application fees under certain circumstances; altering certain application fees; ~~authorizing MDE to develop~~ requiring the Department to adopt certain regulations; altering certain procedures and requirements for applications to the Voluntary Cleanup Program; altering certain procedures and deadlines for public participation in ~~MDE's~~ the Department's process of approving response action plans; establishing certain liability protection for certain participants receiving a no further requirements notice; establishing certain liability protections for certain participants and successors in interest to certain property; requiring certain persons to submit certain information to a one-call system in Maryland; requiring certain persons to be responsible for the cost of cleaning up a property under certain conditions; establishing certain fees for certain conditions on certain property; authorizing the State to bring a civil action for punitive ~~damage~~ damages against certain persons who fail to comply with certain orders under certain circumstances; clarifying that certain actions by the Department do not affect certain active enforcement actions; ~~requiring MDE to approve a response action plan for a portion of a property under certain conditions~~; requiring ~~MDE~~ the Department to convene a certain work group; authorizing certain agents or employees to enter certain private land in Montgomery County and Baltimore City under certain conditions; providing that certain persons and contaminated properties are eligible for money from the Brownfields