

Article – Environment

Section 7-501(e), (g), and (j), 7-505, 7-506, 7-509, ~~7-510(a)~~, 7-511(a), 7-512(a), 7-514, and 7-515

Annotated Code of Maryland

(1996 Replacement Volume and 2003 Supplement)

BY repealing and reenacting, with amendments,

Article – Real Property

Section 12-111(f)

Annotated Code of Maryland

(2003 Replacement Volume and 2003 Supplement)

BY repealing and reenacting, with amendments,

Article 83A – Business and Economic Development

Section 5-1401(j) and 5-1408(a)

Annotated Code of Maryland

(2003 Replacement Volume)

BY repealing and reenacting, with amendments,

Article – Tax – Property

Section 9-229(g)

Annotated Code of Maryland

(2001 Replacement Volume and 2003 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – Environment

7-266.1.

~~(A) (1) IN ADDITION TO ANY OTHER REMEDIES AVAILABLE AT LAW OR IN EQUITY, ANY RESPONSIBLE PERSON WHO FAILS WITHOUT GOOD CAUSE TO COMPLY WITH A FINAL ORDER OF THE STATE IN ACCORDANCE WITH THIS SUBTITLE MAY BE LIABLE TO THE STATE FOR PUNITIVE DAMAGES.~~

~~(2) PUNITIVE DAMAGES MAY BE ASSESSED IN AN AMOUNT NOT TO EXCEED THREE TIMES THE AMOUNT OF ANY COSTS INCURRED BY THE STATE AS A RESULT OF SUCH FAILURE.~~

~~(3) A RESPONSIBLE PERSON SHALL BE ENTITLED TO A CONTESTED CASE HEARING FOR A DETERMINATION WHETHER THE RESPONSIBLE PERSON HAS FAILED WITHOUT GOOD CAUSE TO COMPLY WITH A FINAL ORDER OF THE STATE IN ACCORDANCE WITH THIS SUBTITLE.~~

~~(4) PUNITIVE DAMAGES MAY BE CALCULATED ONLY ON THE COSTS ARISING AFTER THE DATE A DETERMINATION IS MADE UNDER PARAGRAPH (3) OF THIS SUBSECTION.~~