

TRANSFeree.

(III) NOTHING IN PARAGRAPH (2)(I) OF THIS SUBSECTION SHALL AFFECT THE LIABILITY UNDER THIS SUBTITLE OF A PERSON WHO, BY ANY ACT OR OMISSION, CAUSED OR CONTRIBUTED TO THE RELEASE OR THREATENED RELEASE OF A HAZARDOUS SUBSTANCE AT A SITE WHICH IS THE SUBJECT OF THE ACTION RELATING TO THE SITE IF AT THE TIME OF THE ACT OR OMISSION THE PERSON KNEW OR HAD REASON TO KNOW THAT THE ACT OR OMISSION WOULD CAUSE OR CONTRIBUTE TO THE RELEASE OR THREATENED RELEASE OF A HAZARDOUS SUBSTANCE.

(4) NOTWITHSTANDING PARAGRAPH (2)(II) OF THIS SUBSECTION, A PERSON SHALL BE TREATED AS A RESPONSIBLE PERSON IF THE PERSON:

(I) KNEW OR HAD REASON TO KNOW OF THE RELEASE OR THREATENED RELEASE OF A HAZARDOUS SUBSTANCE AT THE SITE; AND

(II) TRANSFERRED OWNERSHIP OF THE PROPERTY AFTER JUNE 30, 1991 WITHOUT DISCLOSING THIS KNOWLEDGE TO THE TRANSFeree.

(5) (I) FOR PURPOSES OF PARAGRAPH (2)(III), (IV), (V), AND (VI) OF THIS SUBSECTION, "MANAGEMENT" MEANS DIRECTING OR CONTROLLING OPERATIONS, PRODUCTION OR TREATMENT OF A HAZARDOUS SUBSTANCE, STORAGE OR DISPOSAL OF A HAZARDOUS SUBSTANCE, OR REMEDIATION OF A HAZARDOUS SUBSTANCE RELEASE.

(II) "MANAGEMENT" DOES NOT INCLUDE RENDERING ADVICE ON FINANCIAL MATTERS, RENDERING FINANCIAL ASSISTANCE, OR ACTIONS TAKEN TO PROTECT OR SECURE THE SITE OR PROPERTY LOCATED ON THE SITE IF THE ADVICE, ASSISTANCE, OR ACTIONS DO NOT INVOLVE THE TREATMENT, STORAGE, OR DISPOSAL OF A HAZARDOUS SUBSTANCE OR REMEDIATION OF A HAZARDOUS SUBSTANCE RELEASE.

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(e) The Department by rule or regulation, shall:

(8) Set standards for determining bond values and fees under this subtitle;
[and]

(9) Set health and safety standards that relate specifically to the site of a controlled hazardous substance facility after consideration of, among other things, the following:

- (i) Geology.
- (ii) Seismology.
- (iii) Hydrology.