

(a) The Department [shall] MAY issue a written complaint if the Department has reasonable grounds to believe that the person to whom the complaint is directed has violated:

- (1) This subtitle;
- (2) Any rule or regulation adopted under this subtitle; or
- (3) Any sediment control plan approved under this subtitle.

4-110.

(c) The Department shall act on a request to lift a stop work order and shall notify the requestor of its approval or denial of the request within [48 hours] 2 WORKING DAYS of the receipt of that request. Any denial must be in writing, providing the reasons therefor. [A] DENIAL OF A request to lift a stop work order [which is denied] solely for reasons pertaining to implementation or maintenance of erosion and sediment control measures shall be based upon an inspection of the construction site by the Department. If the initial request is denied, the Department shall act upon each subsequent request within 10 working days of receipt of that subsequent request.

4-114.

(a) Except as provided in subsection (b) of this section, before the Department exercises its authority under § 4-109 or § 4-110 of this subtitle, the Department shall:

- (1) Notify the DELEGATED county or municipality of the violation and the Department's intended action; and
- (2) [Conduct] PROVIDE REASONABLE OPPORTUNITY FOR a joint inspection with a representative of the DELEGATED county or municipality.

(b) If the Department determines that there is a substantial threat to the environment, the Department may take appropriate enforcement action without first [conducting] PROVIDING A REASONABLE OPPORTUNITY FOR a joint inspection under subsection (a)(2) of this section.

4-116.

(e) (1) In addition to any other remedies available at law or in equity and after an opportunity for a hearing which may be waived in writing by the person accused of a violation, the Department may impose a penalty [for violation of] ON ANY PERSON WHO VIOLATES any provision of this subtitle or any regulation or plan adopted, approved, or issued under this subtitle. ANY REQUEST FOR A HEARING ON A PENALTY ISSUED UNDER THIS SUBSECTION MUST BE MADE IN WRITING NO LATER THAN 10 WORKING DAYS AFTER RECEIPT OF THE NOTICE ASSESSING A PENALTY.

(4) (H) Any penalty imposed under this subsection is payable to [this] THE State and collectible in any manner provided at law for the collection of penalties.