

[4-806] 10-806.

(a) Any decision on an application for an assignment of a State set-aside product by the [Department] ADMINISTRATION may be appealed by the applicant or by a supplier to the [Secretary] DIRECTOR.

(b) Proceedings involving appeals arising under this section need not conform to the Administrative Procedure Act, and shall provide informal, expeditious, and inexpensive resolutions of appeals.

(c) The decision of the [Secretary] DIRECTOR shall be the final agency decision for purposes of judicial review[, and the Board of Review of the Department of Natural Resources does not have jurisdiction over any proceeding arising under this section].

[4-807] 10-807.

(a) The [Department] ADMINISTRATION may allow the release of part or all of a prime supplier's State set-aside volume into the prime supplier's normal statewide distribution system.

(b) During an energy emergency, the Governor may designate by executive order certain geographical areas within the State as suffering from an intrastate supply imbalance. At any time the [Department] ADMINISTRATION may issue an order requiring any prime supplier to release part or all of its State set-aside volume into such a designated area through its normal distribution system. Such orders shall be in writing and effective immediately upon receipt by the prime supplier's designated representative and shall represent an encumbrance on the prime supplier's State set-aside volume for the month of issuance regardless of the actual date of product delivery.

[4-808] 10-808.

The State set-aside volumes for a particular month cannot be accumulated or deferred, and shall be made available from stocks of prime suppliers, whether directly or through their wholesale purchaser-resellers.

[4-809] 10-809.

Within 120 days after the end of a fiscal year in which the [Department] ADMINISTRATION implements the State standby set-aside program, the [Department] ADMINISTRATION shall report on the implementation, subject to § 2-1312 of the State Government Article, to the General Assembly. The report shall include a description of the number and types of applications for State set-aside product received and approved by the [Department] ADMINISTRATION during that fiscal year.

[4-810] 10-810.

(a) Any person who knowingly violates the provisions of this subtitle, or any rules or regulations promulgated under this subtitle, shall be guilty of a misdemeanor and upon conviction shall be subject to a fine of not more than \$1,000, or imprisonment for not