

(5) If under this section a payor bank has a valid defense against a claim of a customer upon or resulting from payment of an item and waives or fails upon request to assert the defense the bank may not assert against any collecting bank or other prior party presenting or transferring the item a claim based upon the unauthorized signature or alteration giving rise to the customer's claim.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1992.

Approved May 26, 1992.

CHAPTER 488

(Senate Bill 532)

AN ACT concerning

Sewage Treatment Plants – Effluent Limitations – Discharge Penalties

FOR the purpose of requiring the owner of a certain sewage treatment plant under certain circumstances to pay certain administrative penalties if certain effluent discharges from the sewage treatment plant significantly violate certain effluent limitations; providing a basis for the calculation and assessment of certain discharge penalties; requiring the payment of all penalties imposed under this Act to the Department of the Environment within a certain time; prohibiting the sum of certain penalties in excess of certain amounts for a certain time; specifying that penalties created under this Act are in addition to any other penalties; providing the right to a hearing to certain persons and allowing a certain waiver of that right; prohibiting the reduction or certain use of a penalty imposed under this Act; specifying the conditions on which a waiver of the penalty may be granted by the Department; requiring the Department to deposit penalties imposed under this Act in the Maryland Clean Water Fund; requiring the Department to collect penalties imposed under this Act on a certain date and at certain subsequent times; excluding certain effluent limitations of certain sewage treatment plants from the application of this Act; providing for a delayed effective date; providing for the application of this Act; defining certain terms; and generally relating to the payment of administrative penalties for the discharge of effluents from certain sewage treatment plants that significantly violate certain effluent limitations.

BY adding to

Article – Environment

Section 9-342.1

Annotated Code of Maryland

(1987 Replacement Volume and 1991 Supplement)

Preamble