

(II) THE ORDER BECOMES FINAL WHEN THE DEPARTMENT RENDERS ITS DECISION FOLLOWING THE HEARING.

(C) THE DEPARTMENT MAY MAKE A VERBATIM RECORD OF THE PROCEEDINGS OF ANY HEARING HELD UNDER THIS SUBTITLE.

(D) (1) IN CONNECTION WITH ANY HEARING UNDER THIS SUBTITLE, THE DEPARTMENT MAY:

(I) SUBPOENA ANY PERSON OR EVIDENCE; AND

(II) ORDER A WITNESS TO GIVE EVIDENCE.

(2) A SUBPOENAED WITNESS SHALL RECEIVE THE SAME FEES AND MILEAGE REIMBURSEMENT AS IF THE HEARING WERE PART OF A CIVIL ACTION.

(3) IF A PERSON FAILS TO COMPLY WITH A SUBPOENA OR ORDER ISSUED UNDER THIS SUBSECTION, ON PETITION OF THE DEPARTMENT, A CIRCUIT COURT, BY ORDER MAY:

(I) COMPEL OBEDIENCE TO THE DEPARTMENT'S ORDER OR SUBPOENA; OR

(II) COMPEL TESTIMONY OR THE PRODUCTION OF EVIDENCE.

(4) THE COURT MAY PUNISH AS CONTEMPT ANY FAILURE TO OBEY ITS ORDER ISSUED UNDER THIS SECTION.

(5) ANY PERSON AGGRIEVED BY A FINAL DECISION OF THE DEPARTMENT IN CONNECTION WITH AN ORDER OR A PERMIT ISSUED UNDER THIS SUBTITLE MAY TAKE JUDICIAL APPEAL IN ACCORDANCE WITH THE ADMINISTRATIVE PROCEDURES ACT.

9-416.

(A) THE DEPARTMENT MAY BRING AN ACTION FOR AN INJUNCTION AGAINST ANY PERSON WHO VIOLATES ANY PROVISION OF THIS SUBTITLE OR ANY RULE, REGULATION, ORDER, OR PERMIT ADOPTED OR ISSUED BY THE DEPARTMENT UNDER THIS SUBTITLE.

(B) IN AN ACTION FOR AN INJUNCTION UNDER THIS SECTION, ANY FINDING OF THE DEPARTMENT AFTER A HEARING IS PRIMA FACIE EVIDENCE OF EACH FACT THE DEPARTMENT DETERMINES.

9-417.

EACH NEW COMMUNITY AND NONTRANSIENT NONCOMMUNITY WATER SUPPLY SYSTEM THAT COMMENCES OPERATION AFTER OCTOBER 1, 1999 SHALL DEMONSTRATE TO THE DEPARTMENT THAT IT HAS THE TECHNICAL, MANAGERIAL, AND FINANCIAL CAPACITY TO OPERATE THE PROPOSED WATER SYSTEM IN ACCORDANCE WITH THE DRINKING WATER REGULATIONS IN EFFECT, OR LIKELY TO BE IN EFFECT, ON THE DATE OF THE COMMENCEMENT OF OPERATIONS.