

THE GOVERNOR AND GENERAL ASSEMBLY ON JANUARY 1 CONCERNING THE PROGRESS OF THE IMPLEMENTATION OF THIS SUBTITLE. THE REPORT MAY CONTAIN (1) RECOMMENDATIONS FOR IMPROVEMENTS TO THE SUBTITLE, (2) ANY ACTIONS NEEDED TO IMPROVE IMPLEMENTATION OF THE SUBTITLE, AND (3) ANY AMENDMENTS TO THE FLOOD HAZARD AREA MAPS.

8-9A07.

(A) ALL SUBDIVISIONS SHALL TAKE MEASURES TO ENFORCE THE PROVISIONS OF THIS SUBTITLE WITHIN THEIR JURISDICTIONS, INCLUDING THE ENACTMENT OF A LOCAL LAW PRESCRIBING A CIVIL PENALTY NOT EXCEEDING \$500 FOR EACH DAY OF VIOLATION OF ANY LOCAL LAW IT ENACTS TO IMPLEMENT THIS SUBTITLE. THE LOCAL LAW SHALL ALSO PROVIDE THAT EACH DAY UPON WHICH A VIOLATION OCCURS CONSTITUTES A SEPARATE OFFENSE. HOWEVER, THE TOTAL CIVIL PENALTY MAY NOT EXCEED \$10,000.

(B) IF A SUBDIVISION FAILS TO ENFORCE ANY PROVISION OF THIS SUBTITLE, INCLUDING ANY ORDINANCE OR LOCAL LAW THE SUBDIVISION ENACTS PURSUANT TO IT, OR IF THE SUBDIVISION DOES NOT POSSESS THE AUTHORITY TO ENFORCE A VIOLATION OF THIS SUBTITLE, THE DEPARTMENT MAY REQUEST THE ATTORNEY GENERAL TO TAKE APPROPRIATE LEGAL ACTION TO CORRECT THE VIOLATION.

(C) THE COURT EXERCISING EQUITY JURISDICTION IN THE COUNTY WHERE THE LAND OR ANY PART OF THE LAND OR WATER COVERED BY THIS SUBTITLE IS LOCATED MAY RESTRAIN ANY VIOLATION OF THIS SUBTITLE, OR ORDER THE ABATEMENT OF A CONDITION RESULTING FROM ANY VIOLATION AND ORDER THE RESTORATION OF LANDS AND WATERS TO THE CONDITION EXISTING PRIOR TO THE VIOLATION, IN AN ACTION BROUGHT BY A SUBDIVISION AFFECTED BY THE VIOLATION, THE DEPARTMENT OR ANY AUTHORIZED UNIT OR OFFICER OF THE DEPARTMENT.

8-9A08.

BY MUTUAL AGREEMENT, THE DEPARTMENT SHALL DELEGATE ALL OR PART OF ITS RESPONSIBILITIES UNDER THIS SUBTITLE TO A SUBDIVISION IF THE DEPARTMENT DETERMINES THAT THE SUBDIVISION HAS THE TECHNICAL AND FINANCIAL RESOURCES TO FULFILL THE RESPONSIBILITIES TO BE DELEGATED.

[[8-9A08]] 8-9A09.

THE PROVISIONS OF THIS SUBTITLE CONCERNING THE AUTHORITIES OF THE DEPARTMENT AND THE SUBDIVISIONS OF THE STATE WITH RESPECT TO FLOOD HAZARD MANAGEMENT ARE IN ADDITION TO ANY OTHER PROVISION OF LAW.

[[8-9A09]] 8-9A10. FUNDING.

[[THE OPERATING BUDGET OF THE DEPARTMENT SHALL CONTAIN A GENERAL FUND APPROPRIATION SUFFICIENT TO PROVIDE THE]] ENGINEERING, TECHNICAL AND ADMINISTRATIVE SERVICES REQUIRED TO IMPLEMENT THE PROVISIONS OF THIS