

discharge or spillage, to the extent of damage caused to the natural and recreational resources of the State, and to the extent of any otherwise uncollectible fine levied against the vessel, its owner or agent, its charterer, or the owner or operator of the terminal at which the vessel discharges or receives the bulk oil. The remedies provided in this section are in addition to every other remedy available. Bond may not be released without certification by the Maryland Port Administration or the Department of [Natural Resources] THE ENVIRONMENT that the vessel has not been a source of oil discharge or spillage into the waters of the State. If a vessel presents adequate evidence of financial responsibility to the federal government, it shall be exempt from the Maryland provisions requiring posting, and forfeiture, on certain conditions of a bond.

(b) The owner, agent, charterer, and owner or operator of the terminal at which a vessel discharges or receives cargo of bulk oil without being bonded as provided in subsection (a) of this section is guilty of a misdemeanor and upon conviction in a court of competent jurisdiction is subject to a fine not exceeding \$5,000 for each offense.

[8-1408] 4-408.

The Maryland Port Administration and the Department of [Natural Resources] THE ENVIRONMENT shall charge and collect a compensatory fee from the person responsible for any oil spillage. This fee shall cover the cost of labor, equipment operation, and material necessary to eliminate the residue of oil spillage, and the cost of restoring the area damaged by the spillage to its original condition. The fee is retained by the unit charging the fee.

[8-1409] 4-409.

The person responsible for the oil spillage shall be liable to any other person for any damage to his real or personal property directly caused by the spillage.

[8-1410] 4-410.

(a) Except in case of emergency imperiling life or property, unavoidable accident, collision, or stranding, or as authorized by a permit issued under § 9-323 of the [Health - Environmental] ENVIRONMENT Article, it is unlawful for any person to discharge or permit the discharge of oil in any manner into or on waters of the State.

(b) Notwithstanding any provision of this subtitle, any person discharging or permitting the discharge of oil, or who either actively or passively participates in the discharge or spilling of oil into the waters of the State either from a