

area affected by said operation. These bonds shall be cash, negotiable, surety or performance bonds and shall not be less than fifty dollars (\$50.00) nor more than one hundred twenty-five dollars (\$125.00) per acre. The bonds shall be deposited by the operator with the Bureau of Mines and upon receipt of any such deposit the Director shall immediately place it with the State Treasurer, whose duty it is to receive and hold the bond in the name of the State, in trust, for the purposes for which the deposit is made. When the Land Reclamation Committee approves the mining and reclamation final report including the planting report filed by the State Forester under the provisions of Section 668 of this subheading, the Director shall release the bonds in accordance with the provisions set forth in Sections 668 and 669 of this subheading.

(1) A certificate of deposit shall be acceptable in lieu of a corporate surety provided that the certificate of deposit is equivalent to the required bond, is issued by a bank within the State, and is accompanied by the written agreement of the bank to pay on demand to the State in the event of forfeit.

SEC. 2. *And be it further enacted, That this Act shall take effect July 1, 1971.*

Approved April 23, 1971.

CHAPTER 78

(Senate Bill 383)

AN ACT to repeal and re-enact, with amendments, Section 19 of Article 42 of the Annotated Code of Maryland (1970 Supplement), title "Habeas Corpus," subtitle "Jurisdiction and Procedure," amending the laws of the State relating to habeas corpus proceedings to correct an error therein.

SECTION 1. *Be it enacted by the General Assembly of Maryland, That Section 19 of Article 42 of the Annotated Code of Maryland (1970 Supplement), title "Habeas Corpus," subtitle "Jurisdiction and Procedure," be and it is hereby repealed and re-enacted, with amendments, to read as follows:*

19.

Whenever any court in this State having jurisdiction in the premises, other than the Court of Appeals or the Court of Special Appeals, or when any judge of any court in this State having jurisdiction in the premises shall release or discharge any person brought before, such court of judge, under the writ of habeas corpus, charged with the violation of the provisions of any act of Assembly of this State, or section thereof or of any article or section of the Code of Public General Laws or public local laws of this State, upon the ground, or for the reason, that such act of Assembly, or section thereof, or such article or section of the Code of Public General Laws or public local laws is unconstitutional and void, in whole or in part, because contrary to the Constitution of the United States, OR BILL OF