

7-512. DISAPPROVAL OF PLANTING.

IF THE STATE FORESTER DOES NOT APPROVE THE PLANTING, HE SHALL NOTIFY THE BUREAU AND THE OPERATOR IN WRITING, SETTING FORTH HIS REASONS. THE OPERATOR SHALL TAKE THE STEPS REQUIRED TO REMOVE ANY OBJECTION.

REVISOR'S NOTE: This section presently appears as Article 66C, section 669 of the Code. The only changes made are in style.

7-513. FORFEITURE OF BOND OR DEPOSIT.

IF THE OPERATOR FAILS OR REFUSES TO COMPLY WITH THE REQUIREMENTS OF THIS SUBTITLE IN ANY RESPECT FOR WHICH LIABILITY HAS BEEN CHARGED ON THE BOND, THE DIRECTOR SHALL DECLARE THE BOND FORFEITED, AND CERTIFY THE CASE TO THE ATTORNEY GENERAL. THE ATTORNEY GENERAL SHALL FILE SUIT TO COLLECT THE FORFEITED LIABILITY. IF THE OPERATOR HAS DEPOSITED CASH OR SECURITIES INSTEAD OF A BOND, THE DIRECTOR SHALL DECLARE THAT PORTION OF THE DEPOSIT FORFEITED AND DIRECT THE STATE TREASURER TO PAY THE FUNDS INTO THE BITUMINOUS COAL OPEN-PIT MINING RECLAMATION FUND OR PROCEED TO SELL THE SECURITIES TO THE EXTENT FORFEITED AND PAY THE PROCEEDS INTO THE FUND.

REVISOR'S NOTE: This section presently appears as Article 66C, section 670 of the Code. The only changes made are in style.

7-514. DISPOSITION OF FUNDS; ASSUMPTION OF LIABILITY BY SUCCESSOR OPERATOR.

(A) BITUMINOUS COAL OPEN-PIT MINING RECLAMATION FUND.—ANY FUNDS THE DIRECTOR OF THE BUREAU RECEIVES FROM LICENSE FEES, FORFEITURE OF BONDS, CASH DEPOSITS, OR SECURITIES SHALL BE DEPOSITED TO THE CREDIT OF THE STATE TREASURER IN A BANK HE DESIGNATES. THE FUNDS SHALL BE MAINTAINED AS A SPECIAL FUND ON THE BOOKS OF THE COMPTROLLER OF THE TREASURY IN AN ACCOUNT KNOWN AS THE "BITUMINOUS COAL OPEN-PIT MINING RECLAMATION FUND", FOR THE DIRECTOR TO USE TO BACKFILL, GRADE, AND PLANT THE AREA OF LAND AFFECTED BY THE OPERATION ON WHICH LIABILITY WAS CHARGED ON THE BOND. THE DIRECTOR MAY USE ANY FUNDS RECEIVED FROM A FORFEITURE IN EXCESS OF THE AMOUNT REQUIRED FOR BACKFILLING, GRADING, AND PLANTING, ANY FUNDS RECEIVED FROM ANY FORFEITURE RELATING TO LAND HE DETERMINES TO BE PHYSICALLY IMPOSSIBLE TO BACKFILL, GRADE, AND PLANT, AND ANY FUNDS RECEIVED FROM ANY SPECIAL RECLAMATION FEE