

WITHOUT FIRST OBTAINING A SURFACE MINING OPERATOR'S LICENSE.

(B) APPLICATION.

AN APPLICATION FOR A LICENSE SHALL BE IN WRITING AND ON A FORM PREPARED AND FURNISHED BY THE DEPARTMENT. IF THE APPLICATION IS MADE BY A CORPORATION, PARTNERSHIP, OR ASSOCIATION IT SHALL CONTAIN INFORMATION CONCERNING ITS OFFICERS, DIRECTORS, AND PRINCIPAL OWNERS, AS THE DEPARTMENT REASONABLY REQUIRES.

(C) FEE AND LICENSE RENEWAL.

THE APPLICATION SHALL BE ACCOMPANIED BY A \$100 FEE. THE LICENSE SHALL BE RENEWABLE ANNUALLY, AND THE RENEWAL FEE IS \$50. THE APPLICATION FOR RENEWAL SHALL BE MADE ANNUALLY BY JANUARY 1.

(D) DEPARTMENT NOT TO ISSUE OR RENEW UNDER CERTAIN CIRCUMSTANCES.

THE DEPARTMENT MAY NOT ISSUE ANY NEW SURFACE MINING OPERATOR'S LICENSE OR RENEW ANY EXISTING SURFACE MINING OPERATOR'S LICENSE TO ANY PERSON IF IT FINDS, AFTER INVESTIGATION, THAT THE APPLICANT HAS FAILED AND CONTINUES TO FAIL TO COMPLY WITH ANY OF THE PROVISIONS OF THIS SUBTITLE.

(E) PENALTY.

ANY PERSON WHO VIOLATES THE PROVISIONS OF THIS SECTION IS GUILTY OF A MISDEMEANOR AND, ON CONVICTION, IS SUBJECT TO A FINE OF ~~[[NOT LESS THAN \$5,000 AND]]~~ NOT MORE THAN \$10,000. THE FINE SHALL BE PAID TO THE SURFACE MINED LAND RECLAMATION FUND.

~~[[7-7B07]]~~ 7-6A07. SURFACE MINING PERMIT.

(A) PERMIT REQUIRED.

AFTER JANUARY 1, ~~[[1976]]~~ 1977, NO LICENSED OPERATOR MAY ENGAGE IN SURFACE MINING WITHIN THE STATE WITHOUT FIRST OBTAINING A SURFACE MINING PERMIT WHICH COVERS THE AFFECTED LAND.

(B) APPLICATION.

THE APPLICATION SHALL BE IN WRITING AND ON A FORM PREPARED AND FURNISHED BY THE DEPARTMENT AND SHALL FULLY STATE THE INFORMATION CALLED FOR. IN ADDITION, THE APPLICANT MAY BE REQUIRED TO FURNISH OTHER INFORMATION THE DEPARTMENT REASONABLY DEEMS NECESSARY IN ORDER TO ENFORCE THIS SUBTITLE.