

VIOLATION WITHIN TEN DAYS AFTER THE HEARING.

(C) THE DEPARTMENT MAY REVOKE THE PERMIT IF THE VIOLATION IS NOT CORRECTED.

(D) ANY OPERATOR WHOSE PERMIT IS SUSPENDED OR REVOKED SHALL BE DENIED A NEW PERMIT OR A RENEWAL OF THE OLD PERMIT TO ENGAGE IN MINING UNTIL HE HAS COMPLIED FULLY WITH THE PROVISIONS OF THIS SUBTITLE, THE RULES AND REGULATIONS ADOPTED UNDER IT, AND THE TERMS AND CONDITIONS OF HIS PERMIT, INCLUDING ANY MODIFICATIONS AND THE APPROVED MINING AND RECLAMATION PLAN, AND UNTIL HE HAS SATISFACTORILY CORRECTED ALL PREVIOUS VIOLATIONS.

7-5A09.

(A) (1) AFTER RECEIVING NOTIFICATION THAT AN APPLICATION FOR A PERMIT HAS BEEN APPROVED, BUT BEFORE COMMENCING DEEP MINING OPERATIONS, THE OPERATOR SHALL FILE A BOND WITH THE DEPARTMENT.

(2) BEFORE COMMENCING OPERATIONS ON AN ADDITIONAL OPENING NOT INCLUDED IN THE ORIGINAL BOND MADE IN THE APPLICATION FOR A PERMIT, THE OPERATOR SHALL POST AN ADDITIONAL BOND OF DEPOSIT. THE OPERATOR ALSO SHALL SUBMIT ADDITIONAL INFORMATION THAT WOULD HAVE BEEN REQUIRED TO BE INCLUDED WITH THE ORIGINAL APPLICATION FOR A PERMIT. ON RECEIPT OF THE ADDITIONAL BOND OR DEPOSIT AND THE ADDITIONAL MATERIAL, THE SECRETARY MAY ISSUE AN AMENDED PERMIT COVERING ANY ADDITIONAL OPENING COVERED BY THE ADDITIONAL BOND.

(B) THE BOND SHALL BE ON A FORM PRESCRIBED AND FURNISHED BY THE DEPARTMENT, PAYABLE TO THE STATE OF MARYLAND, AND CONDITIONED ON FAITHFUL PERFORMANCE OF THE REQUIREMENTS OF THIS SUBTITLE BY THE OPERATOR.

(C) THE AMOUNT OF THE BOND SHALL BE EQUAL TO THE AMOUNT THE SECRETARY DETERMINES TO BE THE COST OF RECLAMATION OF THE AFFECTED AREA. LIABILITY UNDER THE BOND SHALL BE FOR THE DURATION OF THE MINING OPERATION, AND FOR A PERIOD OF FIVE YEARS AFTER THE MINE HAS BEEN ABANDONED OR OPERATIONS COMPLETED, UNLESS PREVIOUSLY RELEASED BY THE SECRETARY.

(D) THE BOND SHALL BE EXECUTED BY THE OPERATOR AND BY A CORPORATE SURETY APPROVED BY THE DEPARTMENT.

(E) (1) THE OPERATOR MAY ELECT TO DEPOSIT CASH, A CERTIFICATE OF DEPOSIT FROM A MARYLAND BANK, OR NEGOTIABLE BONDS OF THE UNITED STATES GOVERNMENT WITH THE DEPARTMENT IN LIEU OF A CORPORATE SURETY. THE CASH DEPOSIT OF MARKET VALUE OF THE SECURITIES MAY NOT BE LESS THAN THE REQUIRED SUM OF THE BOND.

(2) ON RECEIPT OF ANY DEPOSIT OF CASH OR SECURITIES, THE SECRETARY IMMEDIATELY SHALL FORWARD IT TO THE STATE TREASURER, WHO SHALL RECEIVE AND HOLD IT IN