

ELAPSED, LESS THE AMOUNT OF THE FORFEITED BOND. IF THE LAND IS STILL UNRECLAIMED, THE OPERATOR SHALL RECLAIM THE LAND COVERED BY THE FORFEITED BOND AT HIS OWN EXPENSE, INCLUDING ANY ADDITIONAL EROSIONAL, SEDIMENTATION, OR POLLUTION DAMAGE RESULTING FROM THE LACK OF PROPER RECLAMATION DURING THE INTERIM.

7-5A12.

[[(A)]] (A) AT THE END OF EACH YEAR OF OPERATION, A DEEP MINE OPERATOR SHALL FILE AN ANNUAL PROGRESS REPORT WITH THE SECRETARY ON A FORM FURNISHED BY THE SECRETARY. THE OPERATOR SHALL INDICATE THE TOTAL AREA AFFECTED, NUMBER OF MINE OPENINGS, TONNAGE OF COAL REMOVED, AND CHANGES IN THIS INFORMATION OVER PREVIOUS YEARS. THE OPERATOR ALSO SHALL UPDATE THE INFORMATION ON THE MAPS PREVIOUSLY SUPPLIED WITH THE PERMIT APPLICATION.

[[(B) ON THE BASIS OF THE APPROVED ANNUAL PROGRESS OR COMPLETION REPORTS, THE SECRETARY SHALL ASSESS A 15 CENT SURCHARGE FOR EACH TON OF COAL REMOVED DURING THE PAST YEAR.]] (B) ON THE BASIS OF THE APPROVED ANNUAL PROGRESS OR COMPLETION REPORTS THE SECRETARY SHALL ASSESS A 15 CENT SURCHARGE FOR EACH TON OF COAL REMOVED DURING THE PAST YEAR.

7-5A13.

(A) WITHIN 30 DAYS AFTER AN OPERATION IS ABANDONED OR COMPLETED, THE OPERATOR SHALL FILE WITH THE DEPARTMENT A COMPLETION REPORT ON A FORM PRESCRIBED AND FURNISHED BY THE SECRETARY.

(B) THE OPERATOR SHALL ATTACH TO THE COMPLETION REPORT:

(1) A MAP OF THE OPERATION CERTIFIED BY A SURVEYOR OR ENGINEER THAT SHOWS THE BOUNDARY LINES OF THE TRACT AND THE ACCESS TO THE OPERATION FROM THE NEAREST PUBLIC HIGHWAY;

(2) THE AREA OF LAND AFFECTED BY THE DEEP MINING OPERATION; AND

(3) DETAILS OF THE COMPLETED RECLAMATION WORK.

(C) THE SECRETARY SHALL CONDUCT AT LEAST ANNUAL RECLAMATION INSPECTIONS OF THE COMPLETED OR ABANDONED MINE SITE TO DETERMINE THE ADEQUACY OF RECLAMATION WORK, ESPECIALLY WITH RESPECT TO THE EFFECTIVENESS OF MINE OPENING SEALS AND LACK OF SEVERE SUBSIDENCE. IF AN INSPECTION REVEALS INADEQUATE RECLAMATION, THE OPERATOR SHALL BE NOTIFIED IN WRITING AND GIVEN AN OPPORTUNITY TO CORRECT THE SITUATION.

(D) NO LATER THAN FIVE YEARS FROM THE FILING DAY OF THE COMPLETION REPORT, THE SECRETARY SHALL REFUND OR