

Article - Natural Resources

7-505.

(b) The Bureau may not issue, extend or renew any permit to mine coal by the open-pit or strip method on any land the State owns whether or not the ownership includes mineral rights incident to the land, except when the Secretary, with the recommendation of the Land Reclamation Committee and the approval of the Board of Public Works, determines that an abandoned mine on State land will be reclaimed in conjunction with the proposed [mining except] MINING OR EXCEPT when the Secretary, with the recommendation of the Land Reclamation Committee and the approval of the Board of Public Works, determines that the mining could occur in conjunction with public construction activities that will disturb the vegetation and topsoil of State land. If the bureau's failure to issue, extend or renew a permit involves taking a property right without just compensation in violation of the Constitution of the United States or the Constitution of Maryland and the General Assembly has not appropriated sufficient funds to pay the compensation, the State may use available funds under Program Open Space to purchase or otherwise pay for the property rights.

(d) In addition to the provisions of subsection (c) of this section, each application for a permit shall be accompanied by a detailed mining and reclamation plan showing the manner, time, and distance for backfilling, drainage, planting, and general reclamation of the area affected. The Committee shall review the reclamation plan. The Committee shall hold a public hearing on the proposed land reclamation plan at least 30 but not more than 60 days after public notice of the hearing. Notice [should] SHALL appear in a newspaper of general circulation in the jurisdiction affected. After the hearing, the Committee shall approve, reject, or modify the proposed plan. If it does not act on the proposed plan within ten days after the hearing, the plan shall be considered approved. If the plan is rejected or modified, the operator shall be notified in writing of the reason for rejection or the suggested modification. The operator may resubmit the plan to the director of the Bureau with the Committee's requested corrections or modifications. If the changes are made, the director may issue the permit. If the Committee rejects the plan, the director may not approve the application.

7-5A09.

(a) (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] OR deposit. The operator also shall submit additional information that would have been