

order the Department to suspend the permit until corrective action is taken.

(f) [Any person adversely affected by a notice of noncompliance or order issued pursuant to this section may request review of the notice or order within 15 days of the date of notice or order.] WITHIN 30 DAYS FROM THE DATE OF A NOTICE OR ORDER UNDER THIS SECTION, OR FROM THE DATE OF A RELATED CIVIL PENALTY ASSESSMENT UNDER § 7-517(B) OF THIS SUBTITLE, WHICHEVER IS LATER, ANY PERSON ADVERSELY AFFECTED MAY REQUEST AN ADJUDICATORY HEARING PURSUANT TO ARTICLE 41 OF THE ANNOTATED CODE OF MARYLAND. IF A CIVIL PENALTY ASSESSMENT IS MADE, ANY ADJUDICATORY HEARING ON THE PENALTY AMOUNT SHALL BE COMBINED WITH THE HEARING ON THE VIOLATION, AND THE ASSESSMENT MUST BE PAID INTO ESCROW IN ACCORDANCE WITH § 7-517(B)~~(3)~~ (4) OF THIS SUBTITLE. The Department shall conduct an investigation and provide the operator and other interested persons written notice of the time and place of the hearing at least 5 days prior to the hearing. Within [15] 30 days of the hearing the Department shall issue a written decision. PRIOR TO THE DECISION, THE DEPARTMENT MAY GRANT TEMPORARY RELIEF FROM A NOTICE OR ORDER IF AN APPLICANT CAN SHOW A SUBSTANTIAL LIKELIHOOD OF SUCCESS ON THE MERITS, A PUBLIC HEARING ON THE TEMPORARY RELIEF IS HELD, AND THE RELIEF WILL NOT ADVERSELY AFFECT THE HEALTH OR SAFETY OF THE PUBLIC OR CAUSE SIGNIFICANT IMMINENT ENVIRONMENTAL HARM TO LAND, AIR, OR WATER RESOURCES.

(H) ANY PERSON MAY REQUEST AN INSPECTION BY PROVIDING THE BUREAU WITH A SIGNED WRITTEN STATEMENT THAT GIVES REASON TO BELIEVE THAT AN OPERATION MAY BE IN VIOLATION OF THIS SUBTITLE OR THE BUREAU'S RULES AND REGULATIONS. IF AN INSPECTION IS MADE THE PERSON WHO REQUESTED THE INSPECTION SHALL HAVE A RIGHT TO ACCOMPANY THE INSPECTOR; PROVIDED THAT, HE OR SHE VOLUNTARILY REMAINS UNDER THE CONTROL AND DIRECTION OF THE INSPECTOR AT ALL TIMES, AND ASSUMES ALL RISK OF INJURY. IN ANY CASE, THE PERSON SHALL BE PROVIDED WITH A WRITTEN REPORT FROM THE BUREAU THAT INDICATES THE RESULTS OF AN INSPECTION, OR THE REASON WHY NO ACTION WAS TAKEN ON THE REQUEST.

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(a) Within 2 weeks after any affected area is backfilled and regraded pursuant to this subtitle and in accordance with the approved reclamation plan, the operator shall submit a backfilling report on a form furnished by the Department. The report shall provide the following information: the number of acres affected on the permit; the number of acres backfilled for [this] THE PERIOD OF THE report; and the number of backfilled acres previously reported. Based upon inspection and approval by the Department of this report and the planting report required by subsection (b), the Department may release a portion of the liability on the bond required by § 7-506(b) OF THIS SUBTITLE in accordance with provisions set forth in § 7-506[(c)] (H) OF THIS SUBTITLE. The Department shall at