

(b) (1) On approval of an application, the Department shall enter into an agreement with the owner of the benefited property for construction of the project. Each agreement shall specify that the net project construction cost is to be repaid in full over a period not exceeding 25 years.

(2) Each agreement shall be placed in the land records of the political subdivision within which the benefited property is located and shall constitute notice of the lien on the property.

(c) Costs to maintain orphaned land reclamation projects are the sole responsibility of the benefited property owner. The Department shall periodically inspect these projects and recommend to the property owner any measures required to maintain the project.]

[7-514.4.

(a) The Department shall establish a schedule of priorities for reclamation projects based on the rate of erosion, the nature and amount of public benefits provided by the project, and any other factors set forth in rules and regulations that the Department adopts.

(b) When the Department enters into an agreement for construction of a project, the Department shall assign to the project a priority list number.

(c) The Department shall proceed with construction of projects in accordance with the priority schedule. However, if at any time the cost of a project at the top of the priority list exceeds the unobligated balance of the account, the Department may proceed with construction of a lower priority project.

(d) On satisfactory completion of construction, any property owner's cash contribution shall be endorsed to the credit of the contractor. The account shall pay the balance of the payment due the contractor. Within 30 days after the payment, the Department shall certify to the Board of Public Works payment of the construction costs and transmit a copy of the agreement specifying how the State will be reimbursed for the net project construction cost.]

[7-514.5.

Engineering, technical, and administrative services required to implement this subtitle, including review and evaluation or requests for assistance, design or orphaned land reclamation projects, supervision over construction of approved projects, and inspection of completed projects to insure adequate maintenance, shall be funded as provided in the State budget. Costs of services enumerated in this section are not project costs and shall be borne solely by the State.]