

~~(4)~~ (3) IN EACH INSTANCE, THE COURT SHALL ORDER THE PERSON TO PAY THE FORFEITURE RESTITUTION TO THE STATE TREASURY WHERE--IF OF MARYLAND. MONEYS PAID UNDER THIS SECTION SHALL BE CREDITED TO THE DEPARTMENT OF NATURAL RESOURCES TO BE USED ONLY FOR THE REPLACEMENT, HABITAT MANAGEMENT, OR ENFORCEMENT PROGRAMS FOR INJURED, KILLED, OR DESTROYED WILDLIFE OR PROTECTED SPECIES OF ANIMAL.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1988.

Approved May 17, 1988.

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CHAPTER 466

(House Bill 817)

AN ACT concerning

Surface Coal Mining - Replacement of Water Supplies Impacted by Mining Operations

FOR the purpose of authorizing the Department of Natural Resources to use funds in the Bituminous Coal Open-Pit Mining Reclamation Fund from forfeiture of bonds for certain purposes; authorizing the Department to use funds in the Bituminous Coal Open-Pit Mining Reclamation Fund to replace certain water supplies subject to certain reimbursement requirements on the landowner and the operator; authorizing a reserve within the Bituminous Coal Open-Pit Mining Reclamation Fund to be used to replace certain water supplies after release of all bonds on a permit and providing a source of revenue for the reserve subject to certain limitations; requiring that replacement of water supplies occur prior to the release of all bonds on an open-pit mine permit; authorizing the Department to replace an impacted water supply after the bond covering a permit has been forfeited; authorizing the Department to recover certain amounts from an operator; and generally relating to the replacement of water supplies impacted by mining operations.

BY repealing and reenacting, without amendments,

Article - Natural Resources  
Section 7-505(e)  
Annotated Code of Maryland  
(1983 Replacement Volume and 1987 Supplement)