

which surface mining is permitted for certain purposes; making stylistic changes; and generally relating to the provisions of an agreement between the Department of Natural Resources and a surface mine permit holder that allows entry on the mined land.

BY repealing and reenacting, with amendments,

Article - Natural Resources
Section 7-6A-07(d)
Annotated Code of Maryland
(1983 Replacement Volume and 1987 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Natural Resources

7-6A-07.

(d) (1) Except as waived by the provisions of paragraph (3) of this subsection, the application shall be accompanied by an agreement, in a form specified by the Department, signed by the applicant and the landowner, if he is a different person from the applicant, stating that:

(i) The Department may enter the land, after making a reasonable effort to notify the permittee, the owner, or any subsequent owners, at any reasonable time during the term of the permit and [for an additional period of five years following the expiration of the permit to inspect the condition of the land] UNTIL THE PERFORMANCE BOND IS RELEASED, and while on the property, Department personnel shall comply with all government regulations;

(ii) If a bond forfeiture is ordered, the Department, its representatives, and contractors may enter the land and take actions necessary to carry out reclamation which the operator has failed to complete; and

(iii) The agreement shall be recorded in each county where the land is located as §§ 3-102 and 3-103 of the Real Property Article provide at the expense of:

1. The Department for an agreement that is executed on or before July 1, 1985; or

2. The applicant for any agreement that is executed after July 1, 1985.

(2) The application shall be accompanied by a mining and reclamation plan and map which meets the requirements of §