

(2) When the amount of the reserve is reduced below \$25,000 because of payment made under this section, payment of the 1 cent into the reserve shall resume.

7-514.2.

(A) THE SECRETARY SHALL ESTABLISH WITHIN THE BITUMINOUS COAL OPEN-PIT MINING RECLAMATION FUND A BOND SUPPLEMENT RESERVE TO BE USED IF FUNDS RECEIVED FROM THE FORFEITURE OF BONDS UNDER § 7-513 OF THIS SUBTITLE ARE NOT SUFFICIENT:

(1) TO RECLAIM THE LAND AFFECTED BY THE OPERATION ON WHICH THE LIABILITY WAS CHARGED ON THE BOND; AND

(2) TO PERFORM:

(I) THE REQUIREMENTS OF THIS SUBTITLE;

(II) THE REQUIREMENTS OF REGULATIONS ADOPTED UNDER THIS SUBTITLE; AND

(III) ANY PERMIT CONDITION THAT THE OPERATOR HAS FAILED TO PERFORM.

~~(B) THE BOND SUPPLEMENT RESERVE CONSISTS OF THAT PORTION OF THE ASSESSMENT UNDER § 7-507.1(C) OF THIS SUBTITLE THAT IS CREDITED TO THE RESERVE.~~

~~(C) BEFORE SPENDING ANY MONEY FROM THE BOND SUPPLEMENT RESERVE UNDER SUBSECTION (A) OF THIS SECTION, THE SECRETARY SHALL NOTIFY THE LAND RECLAMATION COMMITTEE AT LEAST 30 DAYS BEFORE ENTERING INTO ANY CONTRACTUAL AGREEMENT ON SOLICITING ANY PROPOSAL FOR RECLAMATION OF ANY MINE SITE THAT USES OR WOULD USE ANY MONEY FROM THE BITUMINOUS COAL OPEN-PIT MINING RECLAMATION FUND.~~

~~(D) THE DEPARTMENT MAY NOT USE ANY MONEY FROM THE BITUMINOUS COAL OPEN-PIT MINING RECLAMATION FUND FOR RECLAMATION PURPOSES UNLESS THE LAND RECLAMATION COMMITTEE APPROVES THE USE OF THE MONEY.~~

(B) THE SECRETARY SHALL DEPOSIT TO THE CREDIT OF THE BOND SUPPLEMENT RESERVE THE FOLLOWING FUNDS:

(1) A PORTION OF THE ASSESSMENT UNDER § 7-507.1(B)(1) OF THIS SUBTITLE EQUAL TO 2-CENTS 1 CENT FOR EACH TON OF COAL PRODUCED FOR THE MONTH;

(2) THE AMOUNT OF THE ASSESSMENT UNDER § 7-507.1(B)(2) OF THIS SUBTITLE; AND

(3) THE AMOUNT OF THE ASSESSMENT UNDER § 7-507.1(D) OF THIS SUBTITLE.