

(c) A permit may cover more than one tract of land, if the tracts are contiguous and are described in the application.

(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 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 and 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 meet the requirements of § 7-6A-19 of this subtitle. No permit may be issued until the plan is approved by the Department.

(3) The Department may waive the requirements of paragraph (1) of this subsection if a contract between the applicant and the landowner, if he is a different person from the applicant, was entered into before July 1, 1974.

(e) Each application for a permit shall be accompanied by a filing fee required by:

- (1) Subsection (f) of this section for an original permit;
- (2) § 7-6A-12 of this subtitle for a modification of a permit;
- (3) § 7-6A-13 of this subtitle for a renewal of a permit; and
- (4) § 7-6A-16 of this subtitle for a transfer of a permit.

(f) The fee for an original permit shall be ~~[\$8]~~ \$12 for each acre of affected land for each year of operation requested ~~{, but the fee may not exceed \$500 for any 5-year portion of the term of the permit \$1,000 PER YEAR }~~.

(g) [The fee required for any permit shall be prorated so that the permittee will not pay more than \$500 for any 5-year consecutive term.] THE FEE SHALL BE PAID ANNUALLY DURING THE TERM OF THE PERMIT.