

{(h)} (1) If the term of the permit exceeds 5 years, the permittee shall pay additional fees, based on the formula in subsection (f) of this section for each 5-year portion of the term of the permit. These additional fees shall be paid to the Department within 1 year before the completion of each 5-year portion of the term of the permit.

(2) Any permit that was granted on or before June 30, 1985, is not subject to the additional fees required by paragraph (1) of this subsection until the time of modification or renewal of the permit under §§ 7-6A-12 and 7-6A-13 of this subtitle.

{(i)} ~~(H)~~ In addition, before a surface mining permit is issued the applicant shall pay a special reclamation fee of \$30 for each acre of land affected. The payment shall be based on the same number of acres as that for which bond is required.

{(j)} The Governor each year shall place an item in the budget to provide for the matching moneys required by this subsection. These matching funds may be provided by the State in the current budget at the time the permit is issued or in the next succeeding State budget. When all pre-law surface mined lands have been reclaimed, this fee shall cease to be collected.}

{(k)} ~~(H)~~ (1) Any person who violates the provisions of this section or who knowingly or intentionally has filed false information in the application for a permit, or who has not fully complied with all provisions and requirements of the permit, is guilty of a misdemeanor, and, on conviction, is subject to a fine of:

(i) Not more than \$25,000; and

(ii) An amount sufficient to cover the cost of reclaiming the affected land.

(2) The fine and any payment for reclamation shall be paid into the Surface Mined Land Reclamation Fund.

7-6A-12.

(d) {(1)} In addition to the fee required in subsection (c) of this section, a fee shall be charged equal to ~~[\$8]~~ \$12 for each additional acre of affected land over and above the amount of land covered in the original permit, for each year of operation.

{(2) The additional fee may not exceed \$500 for any 5-year period for land so added \$1,000 PER YEAR. }

7-6A-13.

(c) Except as otherwise provided in subsection (d) of this section, the fee to be charged for a permit renewal shall be ~~[\$8]~~ \$12 for each acre of affected land for each year of operation, but not exceeding ~~[\$500 for any 5-year portion of the term of the permit]~~ \$1,000 PER YEAR.

(d) [The fee required for any permit renewal 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.