

DRAFTER'S NOTE:

Error: Omitted cross-reference in § 5-1613 of the Natural Resources Article.

Occurred: Ch. 255, § 1, Acts of 1991.

6-105.

(a) Every holder of a permit to drill for gas or oil shall:

(5) Post a performance bond to the State in the amount of at least \$10,000 for each oil or gas well, or at least \$50,000 as a blanket bond for all of the permit holder's oil or gas wells, with good and sufficient surety, as provided in subsection [(c)(1)] (D)(1) of this section, conditioned upon compliance with the provisions of this subtitle;

DRAFTER'S NOTE:

Error: Obsolete internal reference in § 6-105(a)(5) of the Natural Resources Article.

Occurred: As a result of Ch. 634, Acts of 1990, which renumbered subsection (c) of § 6-105 to be subsection (d).

7-514.

(c) For the purpose of performing duties under this section, the Department, its agents, employees, and contractors may enter on private property for access to and reclamation of any land affected by open-pit mining or prospecting. Entry onto private property for purposes other than reclamation of land on which liability was charged on a forfeited bond may not be undertaken without prior consent of the property owner. If, after real and bona fide effort, the consent of the property owner cannot be secured, the Department may apply to a court where the property or any part of it is located for an order directing the entry be permitted. "Bona fide effort" shall include either 30 [days] DAYS' advance notice in writing by certified mail, return receipt requested, to the last known address of the property owner or posting notice on the property not less than 30 days in advance, or other requirements as the court may deem appropriate. The Department shall reimburse the landowner or lessee who is farming the property for agricultural products destroyed or damaged by the Department's agents, employees, or contractors. The Department shall be responsible for any other damages that may be incurred as a result of entry onto private property.

DRAFTER'S NOTE:

Error: Omitted apostrophe in § 7-514(c) of the Natural Resources Article.

Occurred: Ch. 461, § 2 Acts of 1986.