

BY: Environmental Matters Committee

AMENDMENTS TO HOUSE BILL NO. 1124

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “Authorized Transfer” and substitute “Reinstatement”; strike beginning with “transfer” in line 3 down through “reasons” in line 5 and substitute “reinstate a revoked permit to conduct open-pit mining in order to reissue all or part of the permit to a certain operator; requiring an operator to provide certain information, enter into a certain agreement, and file a performance bond before obtaining a reissued permit; providing that the operator of a revoked permit forfeits all rights and claims to the permit, certain materials, and certain amendments to the permit; and generally relating to the revocation and reissuance of a permit to conduct open-pit mining”; and after line 15, insert:

“BY adding to

Article - Environment

Section 15-514.1

Annotated Code of Maryland

(1993 Replacement Volume and 1995 Supplement)”.

AMENDMENT NO. 2

On page 2, strike in their entirety lines 15 and 16, inclusive, and substitute:

“(4) IF THE DIRECTOR REVOKES A PERMIT AND FORFEITS THE BOND UNDER THIS SUBSECTION, THE OPERATOR OF THE PERMIT FORFEITS:

(I) ALL RIGHTS AND CLAIMS TO THE PERMIT;

(II) ALL MATERIALS FURNISHED WITH THE APPLICATION FOR THE PERMIT; AND

(Over)

(III) ANY SUBSEQUENT AMENDMENTS TO THE PERMIT.”.

AMENDMENT NO. 3

On page 2, after line 25, insert:

“15-514.1.

(A) IN THIS SECTION, “PERMIT” INCLUDES ALL AREAS APPROVED IN THE APPLICATION FOR MINING.

(B) A PERMIT THAT HAS BEEN REVOKED UNDER § 15-514(A) OF THIS SUBTITLE MAY BE REINSTATED FOR THE SOLE PURPOSE OF REISSUING ALL OR PART OF THE PERMIT TO ANOTHER QUALIFIED OPERATOR IN ACCORDANCE WITH SUBSECTION (C) OF THIS SECTION.

(C) IN ORDER TO BE QUALIFIED TO OBTAIN A REISSUED PERMIT UNDER THIS SECTION, AN OPERATOR SHALL:

(1) PROVIDE TO THE DIRECTOR PROOF OF THE RIGHT TO MINE AS REQUIRED BY § 15-505(G) OF THIS SUBTITLE;

(2) ENTER INTO AN AGREEMENT WITH THE DEPARTMENT TO ASSUME THE DUTIES AND RESPONSIBILITIES OF THE PERMIT AND TO CONDUCT MINING OPERATIONS IN ACCORDANCE WITH THE REQUIREMENTS OF THIS SUBTITLE, REGULATIONS ISSUED UNDER THIS SUBTITLE, AND THE CONDITIONS OF THE PERMIT;

(3) FILE WITH THE DEPARTMENT A PERFORMANCE BOND AS REQUIRED UNDER § 15-507 OF THIS SUBTITLE; AND

(4) PROVIDE TO THE DIRECTOR ANY OTHER INFORMATION REQUIRED TO REISSUE THE PERMIT IN ACCORDANCE WITH THIS SUBTITLE.”.