



March 24, 1999

ENGROSSED HOUSE BILL No. 1568

DIGEST OF HB1568 (Updated March 22, 1999 11:59 am - DI 77)

Citations Affected: IC 14-34.

Synopsis: Abandoned mine reclamation fund. Permits the use of the post-1977 abandoned mine reclamation fund to replace water supplies disrupted or affected by a surface coal mining and reclamation operation, including the disposal of certain coal combustion waste.

Effective: July 1, 1999.

Stilwell, Linder

(SENATE SPONSORS — SERVER, HUME, BRAY)

January 21, 1999, read first time and referred to Committee on Agriculture, Natural Resources and Rural Development.

February 18, 1999, amended, reported — Do Pass.

February 22, 1999, read second time, ordered engrossed. Engrossed.

February 24, 1999, read third time, passed. Yeas 95, nays 0.

SENATE ACTION

March 3, 1999, read first time and referred to Committee on Natural Resources.

March 23, 1999, reported favorably — Do Pass.

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EH 1568—LS 6890/DI 78+



March 24, 1999

First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

ENGROSSED HOUSE BILL No. 1568

A BILL FOR AN ACT to amend the Indiana Code concerning natural and cultural resources.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 14-34-6-15 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 15. (a) As used in this
3 section, "fund" refers to the post-1977 abandoned mine reclamation
4 fund established by this section.

5 (b) The post-1977 abandoned mine reclamation fund is established.
6 The fund consists of bond forfeiture money collected under section 16
7 of this chapter and the civil penalties described in IC 14-34-16-9. The
8 fund may be used **as follows:**

9 (1) To effect the restoration of land not otherwise eligible for
10 federal funding on which there has been surface mining activity
11 after August 3, 1977.

12 (2) To replace domestic water supplies disrupted or affected
13 by a surface coal mining and reclamation operation, including
14 the disposal of coal combustion waste (as defined in
15 IC 13-19-3-3), where the surface coal mining and reclamation
16 operation has been completed and is no longer subject to

EH 1568—LS 6890/DI 78+



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IC 14-34.

The money held for this purpose may not exceed an amount established by the department that is sufficient to enable the director to cover the anticipated cost of restoration.

(c) At least five hundred thousand dollars (\$500,000) in the fund is dedicated as collateral for the bond pool under IC 14-34-8 and may not be used for the restoration of land **or replacement of water** described in subsection (b).

(d) The treasurer of state shall invest the money in the fund not currently needed to meet the obligations of the fund in the same manner as other public money may be invested. Interest that accrues from these investments shall be deposited in the fund.

(e) Money in the fund at the end of a state fiscal year does not revert to the state general fund.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Agriculture, Natural Resources and Rural Development, to which was referred House Bill 1568, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, delete lines 12 through 14, begin a new line block indented and insert:

"(2) To replace domestic water supplies disrupted or affected by a surface coal mining and reclamation operation, including the disposal of coal combustion waste (as defined in IC 13-19-3-3), where the surface coal mining and reclamation operation has been completed and is no longer subject to IC 14-34."

and when so amended that said bill do pass.

(Reference is to HB 1568 as introduced.)

LYTLE, Chair

Committee Vote: yeas 13, nays 0.

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SENATE MOTION

Mr. President: I move that Senator Bray be added as cosponsor of Engrossed House Bill 1568.

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COMMITTEE REPORT

Mr. President: The Senate Committee on Natural Resources, to which was referred House Bill No. 1568, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to House Bill 1568 as printed February 19, 1999.)

WHEELER, Chairperson

Committee Vote: Yeas 7, Nays 1.

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