



February 19, 1999

HOUSE BILL No. 1568

DIGEST OF HB 1568 (Updated February 18, 1999 1:05 pm - DI 02)

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

January 21, 1999, read first time and referred to Committee on Agriculture, Natural Resources and Rural Development.
February 18, 1999, amended, reported — Do Pass.

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HB 1568—LS 6890/DI 78+



February 19, 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.

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**
17 **IC 14-34.**

HB 1568—LS 6890/DI 78+



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1 The money held for this purpose may not exceed an amount established
2 by the department that is sufficient to enable the director to cover the
3 anticipated cost of restoration.
4 (c) At least five hundred thousand dollars (\$500,000) in the fund is
5 dedicated as collateral for the bond pool under IC 14-34-8 and may not
6 be used for the restoration of land **or replacement of water** described
7 in subsection (b).
8 (d) The treasurer of state shall invest the money in the fund not
9 currently needed to meet the obligations of the fund in the same
10 manner as other public money may be invested. Interest that accrues
11 from these investments shall be deposited in the fund.
12 (e) Money in the fund at the end of a state fiscal year does not revert
13 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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