

LEXSTAT 52 P.S. 1396.4(d.2)

PENNSYLVANIA STATUTES, ANNOTATED BY LEXISNEXIS(R)

THIS DOCUMENT IS CURRENT THROUGH ACT 12 OF THE 2008 LEGISLATIVE SESSION

*** JUNE 3, 2008 ANNOTATION SERVICE ***

PENNSYLVANIA STATUTES
TITLE 52. MINES AND MINING
CHAPTER 6. BITUMINOUS COAL MINES IN GENERAL
OPEN PIT MINING

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52 P.S. § 1396.4 (2007)

§ 1396.4. Mining permit; reclamation plan; bond

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(d.2) The department may establish alternative financial assurance mechanisms which shall achieve the objectives and purposes of the bonding program. These mechanisms may include, but are not limited to, the establishment of a site-specific trust fund funded by the operator for the treatment of post-mining discharges of mine drainage. Within one hundred eighty (180) days after the effective date of this act, the department shall recommend to the Governor alternative financing mechanisms for the perpetual treatment of post-mining discharges of mine drainage. This provision shall in no way affect the department's review of permit applications under existing law which prohibits the department from issuing a mining permit unless the applicant demonstrates that there is no presumptive evidence of potential pollution of the waters of this Commonwealth.

HISTORY: Act 1992-173 (H.B. 78), § 4, approved Dec. 18, 1992, eff. in 60 days; Act 1996-43 (H.B. 1940), § 3, approved May 22, 1996, eff. in 60 days.