

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 251 Session of
1999

INTRODUCED BY KASUNIC, COSTA, STAPLETON, BELAN, PICCOLA, MELLOW
AND STOUT, FEBRUARY 1, 1999

REFERRED TO ENVIRONMENTAL RESOURCES AND ENERGY, FEBRUARY 1, 1999

AN ACT

1 Amending the act of December 19, 1984 (P.L.1093, No.219),
2 entitled "An act relating to noncoal surface mining
3 conservation and reclamation," further providing for mining
4 permits.

5 The General Assembly of the Commonwealth of Pennsylvania
6 hereby enacts as follows:

7 Section 1. Section 7 of the act of December 19, 1984
8 (P.L.1093, No.219), known as the Noncoal Surface Mining
9 Conservation and Reclamation Act, is amended by adding a
10 subsection to read:

11 Section 7. Mining permit; reclamation plan.

12 * * *

13 (b.1) Engineering and traffic study.--

14 (1) As part of each application for a permit, the
15 operator shall commission a traffic and engineering study
16 concerning the tract or tracts of land to be affected by the
17 operation. The operator shall submit the traffic and
18 engineering study to the Department of Transportation, which

1 shall review the traffic and engineering study and advise the
2 Department of Environmental Protection on matters involving
3 infrastructure and safety. The Department of Environmental
4 Protection may require, as a permit condition, that the
5 operator address such infrastructure and safety issues as the
6 department deems necessary.

7 (2) As used in this section, the term "engineering and
8 traffic study" means an orderly examination or analysis of
9 physical features and traffic conditions conducted in
10 accordance with regulations of the Department of
11 Transportation and conforming to generally accepted
12 engineering standards and practices for the purpose of
13 ascertaining the need or lack of need for a particular action
14 by the department or a local government.

15 * * *

16 Section 2. This act shall take effect in 60 days.