

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1196 Session of 2010

INTRODUCED BY D. WHITE, M. WHITE, MUSTO, WAUGH, WARD, EARLL AND
ALLOWAY, JANUARY 19, 2010

REFERRED TO ENVIRONMENTAL RESOURCES AND ENERGY, JANUARY 19, 2010

AN ACT

Amending the act of April 27, 1966 (1st Sp.Sess., P.L.31, No.1),
entitled, as amended, "An act to protect the public health,
welfare and safety by regulating the mining of bituminous
coal; declaring the existence of a public interest in the
support of surface structures; providing a remedy for the
restoration or replacement of water supplies affected by
underground mining; providing a remedy for the restoration or
replacement or compensation for surface structures damaged by
underground mining; providing standards for the prevention of
hazards to human safety and material damage to certain
structures; requiring permits, and in certain circumstances
bonds, for the mining of bituminous coal; providing for the
filing of maps or plans with recorders of deeds; providing
for the giving of notice of mining operations to political
subdivisions and surface landowners of record; requiring mine
inspectors to accompany municipal officers and their agents
on inspection trips; granting powers to public officers and
affected property owners to enforce the act; requiring
grantors to certify as to whether any structures on the lands
conveyed are entitled to support from the underlying coal and
grantees to sign an admission of a warning of the possible
lack of any such right of support; requiring grantors to
provide notice of the existence of voluntary agreements for
the restoration or replacement of water supplies or for the
repair or compensation for structural damage; imposing duties
on the Department of Environmental Resources for the
compilation and analysis of data; and imposing liability for
violation of the act," further providing for fees.

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

Section 1. Section 5(h) of the act of April 27, 1966 (1st

1 Sp.Sess., P.L.31, No.1), known as The Bituminous Mine Subsidence
2 and Land Conservation Act, amended October 10, 1980 (P.L.874,
3 No.156), is amended to read:

4 Section 5. Permit; application; map or plan; bond or other
5 security; filing; general rulemaking authority; prevention of
6 damage; mine stability; maintenance of use and value of lands.--

7 * * *

8 (h) The department is authorized to charge and collect from
9 persons in accordance with rules and regulations reasonable
10 filing fees for applications filed. Such fees may be adjusted
11 from time to time by regulations promulgated by the
12 Environmental Quality Board.

13 Section 2. This act shall take effect immediately.