
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1155 Session of
2013

INTRODUCED BY SCARNATI, YAW, KASUNIC, MENSCH, VULAKOVICH, WHITE,
ALLOWAY, YUDICHAK, SOLOBAY AND COSTA, OCTOBER 25, 2013

REFERRED TO ENVIRONMENTAL RESOURCES AND ENERGY, OCTOBER 25, 2013

AN ACT

1 Amending the act of May 31, 1945 (P.L.1198, No.418), entitled,
2 as amended, "An Act providing for the conservation and
3 improvement of land affected in connection with surface
4 mining; regulating such mining; providing for the
5 establishment of an Emergency Bond Fund for anthracite deep
6 mine operators; and providing penalties," establishing the
7 Aggregate Advisory Board.

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

10 Section 1. Section 18 of the act of May 31, 1945 (P.L.1198,
11 No.418), known as the Surface Mining Conservation and
12 Reclamation Act, is amended by adding a subsection to read:

13 Section 18. Surface Mining Conservation and Reclamation
14 Fund; Remining Environmental Enhancement Fund; Remining
15 Financial Assurance Fund; Department Authority for Awarding of
16 Grants.--* * *

17 (g.1) There is hereby created an Aggregate Advisory Board to
18 assist the secretary to expend the funds for the purposes
19 provided by this act and to advise the secretary on all matters
20 pertaining to mining which shall include, but not be limited to

1 experimental practices, alternate methods of backfilling,
2 obligations for preexisting pollution liability, alteration of
3 reclamation plans, reclamation fees and bonding rates and
4 methods. The board shall function as follows:

5 (1) The board shall be comprised of three (3) aggregate
6 mining operators; four (4) public members from the Citizens
7 Advisory Council, who shall be appointed by the council; one
8 (1) member from the County Conservation Districts, who shall
9 be appointed by the State Conservation District Commission;
10 four (4) members of the General Assembly, two (2) from the
11 Senate, one (1) member from the majority party and one (1)
12 member from the minority party, who shall be appointed by the
13 President pro tempore, and two (2) from the House of
14 Representatives, one (1) from the majority party and one (1)
15 from the minority party, who shall be appointed by the
16 Speaker of the House of Representatives.

17 (2) The secretary shall chair the Aggregate Advisory
18 Board and appoint the members from the aggregate industry.

19 (3) All members shall be appointed for a term of two (2)
20 years, except that one-half of the initial members shall
21 serve for three (3) years.

22 (4) All actions of the board shall be by majority vote.
23 The board shall meet upon the call of the secretary, but not
24 less than quarterly, to carry out its duties under this act.
25 The board shall select from among its members a chairperson
26 and such other officers as it deems appropriate.

27 (5) The board shall prepare and annual report on its
28 activities and submit the report to the Senate Environmental
29 Resources and Energy Committee and the House Conservation
30 Committee.

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