

## THE GENERAL ASSEMBLY OF PENNSYLVANIA

**SENATE BILL**No. **1155** Session of  
2013

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

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SENATOR CORMAN, APPROPRIATIONS, RE-REPORTED AS AMENDED,  
JUNE 9, 2014

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## 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 section 17 of the act of December 19, 1984  
20 (P.L.1093, No.219), known as the "Noncoal Surface Mining

1 Conservation and Reclamation Act," and to advise the secretary  
2 on all matters pertaining to surface mining, as defined in  
3 section 3 of the "Noncoal Surface Mining Conservation and  
4 Reclamation Act," which shall include, but not be limited to  
5 experimental practices, alternate methods of backfilling,  
6 obligations for preexisting pollution liability, alteration of  
7 reclamation plans, reclamation fees and bonding rates and  
8 methods. The board shall function as follows:

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

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

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

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

1           (5) The board shall prepare an annual report on its  
2           activities and submit the report to the Senate Environmental  
3           Resources and Energy Committee and the House Environmental  
4           Resources and Energy Committee.

5           \* \* \*

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