

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Representative Rice**

A Bill

ACT 209 OF 1993
HOUSE BILL 1368

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE 15-58-401 TO PROVIDE FOR
9 THE DETERMINATION OF THE ELIGIBILITY OF ABANDONED MINE
10 LANDS FOR THE USE OF FUNDS AVAILABLE FOR RECLAMATION; AND
11 FOR OTHER PURPOSES."

Subtitle

14 "PROVIDE FOR DETERMINATION OF ELIGIBILITY OF ABANDONED
15 MINE LANDS FOR USE OF FUNDS AVAILABLE FOR RECLAMATION."

17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

19 SECTION 1. Arkansas Code Annotated §15-58-401 is hereby amended to read
20 as follows:

21 "15-58-401. Lands eligible.

22 (a) Lands and water eligible for reclamation or drainage abatement
23 expenditures under this chapter are those which were mined for coal or which
24 were affected by the mining, wastebanks, coal processing, or other coal mining
25 processes and abandoned or left in an inadequate reclamation status prior to
26 August 3, 1977, and for which there is no continuing reclamation
27 responsibility under federal or other state laws.

28 (b) Notwithstanding paragraph (a) of this section, lands and water
29 similarly affected by coal mining or other mining processes and abandoned or
30 left in an inadequate reclamation status after August 3, 1977, are also
31 eligible for reclamation or drainage abatement expenditures under this chapter
32 if the director makes either of the following findings:

33 (1) A finding that the surface coal mining operation occurred
34 during the period beginning on August 4, 1977, and ending on or before
35 November 21, 1980, and that any funds for reclamation or abatement which are
36 available pursuant to a bond or other form of financial guarantee or from any

