

1 **State of Arkansas**
2 **80th General Assembly**
3 **Regular Session, 1995**

A Bill

ACT 278 OF 1995
HOUSE BILL 1113

4 **By: Representatives Calhoun, Curran, and Mitchell**

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For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED § 19-5-1030 TO
9 CREATE THE MINING RECLAMATION TRUST FUND; AND FOR OTHER
10 PURPOSES."

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Subtitle

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"AN ACT TO CREATE THE MINING RECLAMATION
TRUST FUND."

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

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18 SECTION 1. Arkansas Code § 19-5-1030 is amended to read as follows:

19 "§ 19-5-1030. Mining Reclamation Fund.

20 (a) There is established on the books of the Treasurer of State,
21 Auditor of State, and Chief Fiscal Officer of the State a fund to be known as
22 the Mining Reclamation Trust Fund.

23 (b) This fund shall consist of all forfeitures collected under §
24 15-58-101 et seq. and interest earned on the fund, there to be used only to
25 accomplish reclamation of land covered by forfeitures of performance bonds for
26 surface coal mining."

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28 SECTION 2. All provisions of this act of a general and permanent nature
29 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
30 Revision Commission shall incorporate the same in the Code.

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32 SECTION 3. If any provision of this act or the application thereof to
33 any person or circumstance is held invalid, such invalidity shall not affect
34 other provisions or applications of the act which can be given effect without
35 the invalid provision or application, and to this end the provisions of this
36 act are declared to be severable.

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SECTION 4. All laws and parts of laws in conflict with this act are hereby repealed.

SECTION 5. EMERGENCY. It is hereby found and determined by the General Assembly that accrual of earned interest to the Mining Reclamation Trust Fund is essential for the operation of the Reclamation Program. Therefore, an emergency is hereby declared to exist and this act being necessary for the immediate preservation of the public peace, health and safety shall be in full force and effect from and after its passage and approval.

APPROVED: 2-13-95

