

Department of Planning and Budget 2011 Fiscal Impact Statement

1. Bill Number: HB1988

House of Origin	<input type="checkbox"/> Introduced	<input checked="" type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
Second House	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

2. Patron: Kilgore

3. Committee: Courts of Justice

4. Title: Property conveyances; mineral mining; ownership of underground void.

5. Summary: This bill broadens the existing statutory provision for the owner(s) or lessee of coal so that he/they retain the rights to any coal remaining in place after the removal of surrounding coal, as well as the shell, container chamber, passage, space and void opened underground that was created by the removal of the coal. Accordingly, applications for a mining permit do not need to contain the name and address of the owner(s) of the shell, container chamber, passage and open spaces. The provision has no effect on the determination of ownership rights in natural gas or coalbed methane. The provisions of this bill do not affect contractual obligations entered into prior to July, 1981.

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Preliminary.

8. Fiscal Implications: This bill is not anticipated to have a fiscal impact on the state.

9. Specific Agency or Political Subdivisions Affected: Department of Mines, Minerals and Energy

10. Technical Amendment Necessary: Line 85, unnecessary duplication of “used”; also line 91, insert specific date (i.e. “July 1, 1981”).

11. Other Comments: None.

Date: February 4, 2011

c: Secretary of Commerce and Trade