

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 45.1-243 of the Code of Virginia, relating to suspension of mining*
3 *under schools.*

4
5 Approved

[H 713]

6 **Be it enacted by the General Assembly of Virginia:**

7 **1. That § 45.1-243 of the Code of Virginia is amended and reenacted as follows:**

8 § 45.1-243. Surface effects of underground coal mining operations.

9 A. The Director shall promulgate regulations directed toward the surface effects of underground coal
10 mining operations embodying the requirements of §§ 516 and 720 (a) (1) of the federal act. The
11 provisions of this chapter relating to permits, bonds, inspections and enforcement, public review, and
12 administrative and judicial review shall be applicable to surface operations and surface impacts incident
13 to an underground coal mine with such modifications to the permit application requirements, permit
14 approval or denial procedures, and bond requirements as are necessary to accommodate the distinct
15 difference between surface and underground coal mining. Nothing in § 720 (a) (1) of the federal act
16 shall be construed to prohibit or interrupt underground coal mining operations.

17 B. In order to protect the stability of the land, the Director shall suspend underground coal mining
18 under *elementary and secondary schools, colleges, universities*, urbanized areas, cities, towns and
19 communities, and adjacent to industrial or commercial buildings, major impoundments, or permanent
20 streams if he finds imminent danger to the inhabitants *or occupants* of the *elementary and secondary*
21 *schools, colleges, universities*, urbanized areas, cities, towns and communities.

ENROLLED

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