

SENATE BILL 1139

By Norris

AN ACT to amend Tennessee Code Annotated, Title 59  
and Title 69, Chapter 3, Part 1, relative to water  
quality regulation relating to mining activities.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 69-3-108, is amended by adding the following language as a new, appropriately designated subsection:

( ) No permit shall be issued that would allow placement of excess overburden in streams as described in subsection (f) from a mountaintop removal surface mining operation that removes an entire coal seam or seams running through the upper fraction of a mountain, ridge, or hill by removing all of the overburden off the bench and creating a level plateau or gently rolling contour, with no highwalls remaining instead of restoring to approximate original contour.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.