Final Rulemaking:
Remining Requirements
25 Pa. Code Chapters 87, 88 and 90

Environmental Quality Board Meeting
May 17, 2016

Tom Wolf, Governor
John Quigley, Secretary
Purpose

- Incorporate federal remining effluent limitations
- Incorporate standard requirements
Background

- Pennsylvania has a robust remining program
- Basis is Best Professional Judgment (BPJ)
- Project XL
- Best Management Practices (BMP)
- Quick and annual triggers
• Chapter 87-Bituminous Surface Mining
• Chapter 88-Anthracite Coal Mining
• Chapter 90-Coal Refuse Disposal
• Definitions
• Sites where it is infeasible to calculate baseline
• Statistical Methods-Appendix B
• Regulation Legislation and Technical Committee

• Multiple meetings

• MRAB recommendation for proposed-October 23, 2014

• MRAB members recommended finalizing this regulation as quickly as possible at their January 21, 2016 meeting
Elements of the Rulemaking

- Definitions
- Applicability
- Application contents
- Operational requirements
- Treatment requirements
- Effluent limitations
- Statistical methods
Comments

- One public comment
- IRRC comments
  - Regulatory Analysis Form
  - Clarifications to rulemaking
  - Other calculations
Changes

• Corrected calculations
• Clarified the process for establishing the in-stream monitoring point
  • Regulatory Analysis Form
  • Clarifications to rulemaking
DEP recommends that the board approve the final regulation for remining.
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