

Amendment to HB 1141

1 Amend the bill by replacing section 5 with the following:

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3 5 New Paragraph; Mining and Prospecting Activities; Rulemaking. Amend RSA 485-A:17 by
4 inserting after paragraph VIII the following new paragraph:

5 VIII-a. The requirements for mining and prospecting activities permitted under RSA 485-
6 A:17, including requirements for financial assurance, reclamation, and public hearings. Such rules
7 for public hearings shall also include a deadline by which the department shall issue a decision after
8 the public hearing.

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10 Amend the bill by inserting after section 7 the following and renumbering the original sections 8
11 through 12 to read as 9 through 13, respectively:

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13 8 Discovery of Remains and Notification of Authorities; Permitted Mining or Prospecting
14 Activities. Amend RSA 227-C:8-a, II to read as follows:

15 II. If the unmarked human burials or human remains are encountered as a result of
16 construction, ***mining or prospecting activities permitted under RSA 485-A***, or agricultural
17 activities, disturbance of the remains shall cease immediately and shall not resume without
18 authorization from either the county medical examiner or the state archaeologist, as provided in
19 RSA 227-C:8-b, III or IV.

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21 Amend the bill by replacing section 13 with the following:

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23 13 Effective Date.

24 I. Sections 9 through 12 of this act shall take effect 2 years after its passage.

25 II. The remainder of this shall take effect upon passage.

Amendment to HB 1141
- Page 2 -

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AMENDED ANALYSIS

This bill adds definitions for mining-related terms, authorizes rulemaking for permitting, reclamation, and fees based on mineral volume, ceases disturbance of human remains encountered during permitted mining or prospecting activities, and establishes a transition period for pending applications under the current law.