

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 786

AMENDMENT NO. A7
(to be filled in by
Principal Clerk)

S786-ARI-127 [v.3]

Page 1 of 2

Comm. Sub. [YES]
Amends Title [NO]
Second Edition

Date _____, 2014

Senator Hunt

- 1 moves to amend the bill on page 14, lines 45 and 46,
 2 by inserting between those lines:
 3 "...
 4 (a3) Reclamation of Surface Property Required. – An oil or gas developer or operator
 5 ~~shall reclaim~~ shall:
 6 (1) Reclaim all surface areas affected by its operations no later than two years
 7 following completion of the operations. If the developer or operator is not
 8 the surface owner of the property, prior to commencement of activities on
 9 the property, the oil or gas developer or operator shall provide a bond
 10 running to the surface owner sufficient to cover reclamation of the surface
 11 owner's property. Upon registration with the Department pursuant to
 12 G.S. 113-378, a developer shall request that the Mining and Energy
 13 Commission set the amount of the bond required by this subsection. As part
 14 of its request, the developer shall provide supporting documentation,
 15 including information about the proposed oil and gas activities to be
 16 conducted, the site on which they are to occur, and any additional
 17 information required by the Commission. The Commission shall set the
 18 amount of the bond in accordance with the criteria adopted by the
 19 Commission pursuant to G.S. 113-391(a)(13a) and notify the developer and
 20 surface owner of the amount within 30 days of setting the amount of a bond.
 21 A surface owner or developer may appeal the amount of a bond set pursuant
 22 to this subsection to the Commission within 60 days after receipt of notice
 23 from the Commission of the amount required. After evaluation of the appeal
 24 and issuance of written findings, the Commission may order that the amount
 25 of the bond be modified. Parties aggrieved by a decision of the Commission
 26 pursuant to this subsection may appeal the decision as provided under
 27 Article 4 of Chapter 150B of the General Statutes within 30 days of the date
 28 of the decision.
 29 (2) Provide a bond running to the State sufficient to cover any potential
 30 environmental damage caused by the drilling process in an amount no less
 31 than one million dollars (\$1,000,000). The Commission may increase the
 32 amount of the bond required by this subdivision if the Commission



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1 determines that the drilling operation would be sited in an environmentally
2 sensitive area."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

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and vote information, is available in the
Senate Principal Clerk's Office**