

350.054 Illegal mining and conveyance reclamation fund -- Purpose -- Control.

- (1) There is established a special fund to be known as the "Illegal Mining and Conveyance Reclamation Fund" which shall be under the control of the Energy and Environment Cabinet.
- (2) The fund shall consist of all moneys from the sale or forfeiture of all instrumentalities used in violation of KRS 350.057(3) or 350.060(1) as provided for in KRS 350.053.
- (3) Moneys in the fund may be used for the following purposes:
 - (a) To reclaim lands mined without a permit or authorization, as required by KRS 350.057 or 350.060(1), and not eligible for the abandoned mine lands reclamation fund; and
 - (b) To defray all expenses associated with the seizure, storing, and sale of forfeited property pursuant to KRS 350.053.
- (4) Moneys contained in the illegal mining and conveyance reclamation fund shall be deemed a trust and agency account and shall not lapse.
- (5) The cabinet shall have access to and control of the moneys held in the illegal mining and conveyance reclamation fund, but shall expend the moneys only for the purposes set forth in subsection (3) of this section.

Effective: July 15, 2010

History: Amended 2010 Ky. Acts ch. 24, sec. 1877, effective July 15, 2010. -- Amended 1990 Ky. Acts ch. 212, sec. 2, effective July 13, 1990. -- Created 1982 Ky. Acts ch. 150, sec. 7, effective July 15, 1982.