

**INDEPENDENT REGULATORY REVIEW COMMISSION
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held April 15, 2021

George D. Bedwick, Chairman
John F. Mizner, Esq., Vice Chairman
John J. Soroko, Esq.
Murray Ufberg, Esq.
Dennis A. Watson, Esq.

Regulation No. 7-545 (#3245)
Environmental Quality Board
Water Supply Replacement for Coal Surface
Mining

On October 15, 2019, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (Board). This rulemaking amends 25 Pa. Code Chapters 87 – 90. The proposed regulation was published in the November 2, 2019 *Pennsylvania Bulletin* with a public comment period ending on December 2, 2019. The final-form regulation was submitted to the Commission on February 25, 2021.

This final-form regulation amends inconsistencies between the Commonwealth’s surface coal mining program and federal requirements relating to water supply replacement for surface coal mining operations. These regulations are also aligned with those of underground coal mining to the extent allowed by statute.

We have determined this regulation is consistent with the statutory authority of the Board (35 P.S. § 691.5, 52 P.S. §§ 30.53b, 1396.4(a), 1396.4b and 1406.7(b), and 71 P.S. § 510-20) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

BY ORDER OF THE COMMISSION:

This regulation is approved.



George D. Bedwick, Chairman