

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend the Code of Virginia by adding in Title 45.2 a chapter numbered 16.1, consisting of sections*  
 3 *numbered 45.2-1650 and 45.2-1651, relating to Remediated Mine Gas Grant Program; report.*

4 [S 333]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**  
 7 **1. That the Code of Virginia is amended by adding in Title 45.2 a chapter numbered 16.1, consisting of**  
 8 **sections numbered 45.2-1650 and 45.2-1651, as follows:**

## 9 CHAPTER 16.1.

## 10 REMEDIATED MINE GAS GRANT PROGRAM.

11 § 45.2-1650. *Definitions.*12 *As used in this chapter, unless the context requires a different meaning:*

13 *"Eligible expenditures" means costs incurred by a grantee during the taxable year related to (i) the*  
 14 *purchase of machinery and equipment necessary for the capture of remediated mine gas for beneficial use,*  
 15 *and not for flaring or destruction, at an underground metallurgical coal mine in the Commonwealth and (ii)*  
 16 *the hiring of employees whose primary duties involve the capture or sequestration of remediated mine gas.*

17 *"Remediated mine gas" means methane gas captured and produced from an underground gob area*  
 18 *associated with a metallurgical coal seam located in the Commonwealth that would otherwise escape into the*  
 19 *atmosphere.*

20 *"Sequester" or "sequestration" means the beneficial use of methane derived from remediated mine gas or*  
 21 *the permanent binding, absorption, or other storage of methane derived from remediated mine gas, including*  
 22 *use as a feedstock in a low-emission manufacturing process or chemical process that converts the methane*  
 23 *into a durable material or product, provided that such methane is not emitted into the atmosphere.*

24 § 45.2-1651. *Remediated Mine Gas Grant Program; report.*

25 *A. The Department shall establish the Remediated Mine Gas Grant Program (the Program) to assist*  
 26 *projects in the Commonwealth to capture and utilize methane from active and abandoned mines, thereby*  
 27 *reducing additional methane emissions and supporting economic revitalization in coalfields regions,*  
 28 *particularly Southwest Virginia.*

29 *B. Subject to appropriation by the General Assembly, the Department shall award remediated mine gas*  
 30 *grants on a first-come, first-served basis to grantees that (i) incur eligible expenditures during the taxable*  
 31 *year or (ii) successfully capture and utilize additional volumes of or sequester remediated mine gas in the*  
 32 *Commonwealth. No grantee shall receive more than one grant per fiscal year. In order to apply for a grant, a*  
 33 *grantee shall submit an application to the Department, which shall include (a) the amount, in metric tons, of*  
 34 *remediated mine gas captured and utilized or sequestered in the Commonwealth by the grantee during the*  
 35 *taxable year and (b) any eligible expenditures incurred by the grantee during the taxable year.*

36 *C. No later than October 1 of any year in which funds are made available for the Program, each grant*  
 37 *recipient shall submit a report to the Department. Such report shall include information concerning (i) the*  
 38 *amount, in metric tons, of remediated mine gas captured and utilized or sequestered in the Commonwealth by*  
 39 *the grantee during the taxable year; or, if not utilized or sequestered, the net additional volume of methane*  
 40 *captured relative to the baseline established in the grant agreement; (ii) the amount of money spent on the*  
 41 *purchase and maintenance of machinery and equipment necessary for the capture of remediated mine gas;*  
 42 *and (iii) the amount of money spent on the hiring of employees or vendors whose primary duties or*  
 43 *contracted scope involves the capture, utilization, or sequestration of remediated mine gas. For the first year*  
 44 *of an award, a grantee may elect to report quantified greenhouse gas emissions reductions attributable to the*  
 45 *project in the subsequent year's October 1 report, provided that an initial report is submitted by October 1 of*  
 46 *the award year describing the project status, commissioning milestones, and preliminary capture volumes.*

47 *D. No later than January 1 of any year after which funds are made available for the Program, the*  
 48 *Department shall submit a summarized report of the information received pursuant to subsection C to the*  
 49 *Chairs of the Senate Committees on Finance and Appropriations and Agriculture, Conservation and Natural*  
 50 *Resources and the House Committees on Appropriations and Agriculture, Chesapeake and Natural*  
 51 *Resources.*

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