

FEDERAL REGISTER: 45 FR 8240 (February 6, 1980)

DEPARTMENT OF THE INTERIOR

AGENCY: Office of Surface Mining Reclamation and Enforcement (OSM)

30 CFR Parts 700, 785, 816, 817 and 820

Surface Coal Mining and Reclamation Operations: Permanent Regulatory Program

ACTION: Final rule.

SUMMARY: The Office of Surface Mining Reclamation and Enforcement is amending the incorporation by reference expiration dates of 30 CFR Parts 700, 785, 816, 817 and 820 as they appear in 44 FR 15314-15450, March 13, 1979. This action is being taken as a result of the Office of the Federal Register publishing at 44 FR 18630-18631, March 28, 1979, amended procedures for the approval and maintenance of incorporations by reference.

DATES: February 6, 1980.

FOR FURTHER INFORMATION CONTACT: Linda T. Battoglia, (202) 343-5447.

ADDRESSES: On March 13, 1979, OSM issued permanent program regulations which included an expiration date of February 7, 1980 for all of its approved incorporations by reference. However, revised Federal Register incorporation by reference procedures, published on March 28, 1979, state that the Director of the Federal Register will withdraw approval of all material incorporated by reference in the Code of Federal Regulations on the revision date of the CFR title in which the incorporation by reference appears. Therefore, all current OSM incorporations by reference will be officially withdrawn on July 1, 1980, unless an extension is requested 30 days prior.

With the consent of the Director of the Federal Register by letter dated January 10, 1980, this amendment extends approval of all incorporations by reference appearing in the March 13, 1979 OSM Permanent Regulatory Program from February 7, 1980 to July 1, 1980.

Dated: January 31, 1980.

Paul L. Reeves. Acting Director, Office of Surface Mining, Reclamation and Enforcement.

AMENDMENTS TO REGULATIONS

30 CFR is amended as follows:

PART 700 - GENERAL

1. In Section 700.5 the last sentence of the definition "Anthracite" is amended to read:

SECTION 700.5 - DEFINITIONS.

* * *

* * * The Director's approval of this incorporation by reference expires on July 1, 1980.

* * *

PART 785 - REQUIREMENTS FOR PERMITS FOR SPECIAL CATEGORIES OF MINING

2. In Section 785.17(b) (1) (i), the last sentence is amended to read:

SECTION 785.17 - PRIME FARMLANDS.

* * *

(b) * * *

(1) * * *

(i) * * * The Director's approval of this incorporation by reference expires on July 1, 1980.

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3. In Section 785.19(e) (3) (i) (B), the last sentence is amended to read:

SECTION 785.19 - SURFACE COAL MINING AND RECLAMATION OPERATIONS ON AREAS OR ADJACENT TO AREAS INCLUDING ALLUVIAL VALLEY FLOORS IN THE ARID OR SEMI-ARID AREAS WEST OF THE 100TH MERIDIAN.

* * *

(e) * * *

(3) * * *

(i) * * *

(B) * * * The Director's approval of this incorporation by reference expires on July 1, 1980.

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PART 816 - PERMANENT PROGRAM PERFORMANCE STANDARDS - SURFACE MINING ACTIVITIES

4. In Section 816.49(a) (5), the last sentence is amended to read:

SECTION 816.49 - HYDROLOGIC BALANCE: PERMANENT AND TEMPORARY IMPOUNDMENT.

(a) * * *

(5) * * * The Director's approval of this incorporation by reference expires on July 1, 1980.

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5. In Section 816.65(e) (2), the last sentence is amended to read:

SECTION 816.65 - USE OF EXPLOSIVES: SURFACE BLASTING REQUIREMENTS.

* * *

(e) * * *

(2) * * * The Director's approval of this incorporation by reference expires on July 1, 1980.

* * *

6. In Section 816.85(c) (2), the last sentence is amended to read:

SECTION 816.85 - COAL PROCESSING WASTE BANKS: CONSTRUCTION REQUIREMENTS.

* * *

(c) * * *

(2) * * * The Director's approval of this incorporation by reference expires on July 1, 1980.

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PART 817 - PERMANENT PROGRAM PERFORMANCE STANDARDS - UNDERGROUND MINING ACTIVITIES

7. In Section 817.49(a) (5), the last sentence is amended to read:

SECTION 817.49 - HYDROLOGIC BALANCE: PERMANENT AND TEMPORARY IMPOUNDMENTS.

(5) * * * The Director's approval of this incorporation by reference expires on July 1, 1980.

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8. In Section 817.65(e) (2), the last sentence is amended to read:

SECTION 817.65 - USE OF EXPLOSIVES: SURFACE BLASTING REQUIREMENTS.

* * *

(e) * * *

(2) * * * The Director's approval of this incorporation by reference expires on July 1, 1980.

* * *

9. In Section 817.85(c) (2), the last sentence is amended to read:

SECTION 817.85 - COAL PROCESSING WASTE BANKS: CONSTRUCTION REQUIREMENTS.

* * *

(c) * * *

(2) * * * The Director's approval of this incorporation by reference expires on July 1, 1980.

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PART 820 - SPECIAL PERMANENT PROGRAM PERFORMANCE STANDARDS - ANTHRACITE MINES IN PENNSYLVANIA

10. In Section 820.11(d), the last sentence is amended to read:

SECTION 820.11 - PERFORMANCE STANDARDS: ANTHRACITE MINES IN PENNSYLVANIA.

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(d) * * * The Director's approval of this incorporation by reference expires on July 1, 1980.

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