COALEX STATE INQUIRY REPORT - 339

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Ann Singleton
AVS
2679 Regency Road
Lexington, KY 40503

TOPIC: LEGISLATIVE HISTORY OF SMCRA SECTIONS 506, 507 & 510

INQUIRY: Please locate legislative history material for SMCRA sections 506 (permits), 507 (application requirements) and 510 (permit approval or denial); state counterparts to SMCRA 510(c); and a copy of the federal regulation history.

SEARCH RESULTS: Research was conducted using the COALEX Library, other LEXIS materials and existing COALEX Reports. The legislative history materials retrieved include sections from bills introduced into the House and Senate from 1972 through 1977; excerpts from House and Senate committee reports; and excerpts from debates printed in the Congressional Record. Excerpts from the Federal Register notices from 1982 through 1997 discussing approval of state program amendments corresponding to SMCRA 510(c), a copy of the history of changes to the federal regulations (current through 9/30/94) and copies of two earlier COALEX Reports are also attached.

The materials attached are "raw data". No analysis of the changes in language is provided.

ATTACHMENTS

A. BILLS

   a. Section 506 Permits
   b. Section 507 Application Requirements
   c. Section 510 Permit Approval or Denial

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   b. Section 507 Application Requirements
   c. Section 510 Permit Approval or Denial

   a. Section 506 Permits
   a. Section 507 Application Requirements
   b. Section 510 Permit Approval or Denial
5. H.R. 2, 95th Cong., 1st Sess. (April 1, 1977, Committee Print)
   a. Section 506 Permits
   b. Section 507 Application Requirements
   c. Section 510 Permit Approval or Denial
   a. Section 406 Permits
   b. Section 407 Application Requirements
   c. Section 410 Permit Approval or Denial
   a. Section 506 Permits
   b. Section 507 Application Requirements
   c. Section 510 Permit Approval or Denial
   a. Section 506 Permits
   b. Section 507 Application Requirements
   c. Section 510 Permit Approval or Denial
   a. Section 506 Permits
   b. Section 507 Application Requirements
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    a. Section 506 Permits
    b. Section 507 Application Requirements
    c. Section 510 Permit Approval or Denial
    a. Section 507 Application Requirements
    b. Section 510 Permit Approval or Denial
13. H.R. 25, 94th Cong., 1st Sess. (March 20, 1975, as passed by the Senate)
    a. Section 506 Permits
    b. Section 507 Application Requirements
    c. Section 510 Permit Approval or Denial
    a. Section 506 Permits
    b. Section 507 Application Requirements
    c. Section 510 Permit Approval or Denial
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a. Section 506 Permits
b. Section 507 Application Requirements
c. Section 510 Permit Approval or Denial

a. Section 208 Permits
b. Section 209 Permit Approval or Denial
c. Section 210 Application Requirements

a. Section 207 Permits
b. Section 208 Permit Application Requirements
c. Section 209 Permit Application Approval Procedures


B. CONGRESSIONAL REPORTS [Excerpts]

   a. Title IV - Control of the Environmental Impacts of Surface Coal Mining at 15.
   b. Section-by-Section Analysis at 74.

   a. Purposes of H.R. 2 at 61
   b. Major Modifications at 63
   c. Issues: Mine Coverage at 89
   d. Elements of a Mine Regulation Program at 113
   e. Section-by-Section Analysis at 172

   a. Purposes of H.R. 2 at 61
   b. Major Modifications at 63
   c. Issues: Mine Coverage at 89
   d. Elements of a Mine Regulation Program at 113
   e. Section-by-Section Analysis at 172

   a. Introduction at 8
   b. Issues: Mineral Coverage at 37
c. Elements of Mine Regulation Program at 43
d. Section-by-Section Analysis at 112

   a. Elements of Mine Regulation Program at 43
   b. Section-by-Section Analysis at 108

   a. Elements of Mine Regulation Program at 87
   b. Additional Views at 151
   c. Section-by-Section Analysis at 196

   Section Analysis at 205.

   a. Elements of Mine Regulation Program at 81
   b. Section-by-Section Analysis at 132

   by-Section Analysis at 53

    Section-by-Section Analysis at 38.

C. CONGRESSIONAL RECORD [Excerpts]
   1. 123 Cong. Rec. S12425, July 20, 1977
   2. 121 Cong. Rec. 13368, May 7, 1975
   3. 120 Cong. Rec. 39598, December 9, 1974

D. FEDERAL REGISTER PREAMBLES RE: STATE SECTIONS
   CORRESPONDING TO 510 [Excerpts]
   1. Arkansas: 60 FR 34138, June 30, 1995
   2. Colorado:
      a. 61 FR 59332, November 22, 1996
      b. 51 FR 4485, February 5, 1986
      c. 47 FR 8207, February 25, 1982
   3. Illinois:
      a. 53 FR 43112, October 25, 1988
      b. 48 FR 46528, October 13, 1983
      c. 48 FR 36625, August 12, 1983
      d. 48 FR 27550, June 16, 1983
   4. Indiana:
      a. 61 FR 15891, April 10, 1996
      b. 49 FR 28054, July 10, 1984
      c. 47 FR 32071, July 26, 1982
   5. Iowa: 59 FR 5709, February 8, 1994
6. Kentucky:
   a. 58 FR 3833, January 12, 1993
   b. 56 FR 47907, September 23, 1991
   c. 47 FR 21404, May 18, 1982


9. Montana:
   a. 60 FR 6006, February 1, 1995
   b. 49 FR 66, January 3, 1984

10. New Mexico: 58 FR 65907, December 17, 1993

11. North Dakota:
    a. 59 FR 37423, July 22, 1994
    b. 59 FR 11928, March 15, 1994
    c. 57 FR 807, January 9, 1992
    d. 51 FR 5708, February 18, 1986
    e. 48 FR 5902, February 9, 1983
    f. 47 FR 42347, September 27, 1982
    g. 47 FR 39868, September 10, 1982
    h. 47 FR 31896, July 23, 1982

12. Pennsylvania:
    a. 56 FR 55080, October 24, 1991
    b. 49 FR 10253, March 20, 1984
    c. 47 FR 33050, July 30, 1982

13. Tennessee: 48 FR 51461, November 9, 1983

14. Texas:
    a. 62 FR 4451, January 30, 1997
    b. 61 FR 30805, June 18, 1996
    c. 60 FR 15675, March 27, 1995
    d. 59 FR 13200, March 21, 1994
    e. 57 FR 21600, May 21, 1992

15. Utah:
    a. 62 FR 41845, August 4, 1997
    b. 60 FR 37002, July 19, 1995

16. Virginia:
    a. 55 FR 3733, February 5, 1990
    b. 49 FR 19476, May 8, 1984
    c. 49 FR 19525, May 8, 1984
    d. 49 FR 7408, February 29, 1984
    e. 49 FR 39223, August 30, 1983
    f. 48 FR 26624, June 9, 1983

17. West Virginia:
    a. 61 FR 6511, February 21, 1996
    b. 50 FR 35082, August 29, 1985
    c. 50 FR 28316, July 11, 1985
    d. 50 FR 28324, July 11, 1985
e. 50 FR 28343, July 11, 1985

E. REGULATION HISTORY, current through 9/30/94.

F. COALEX REPORTS


2. COALEX State Inquiry Report - 41, "Legislative History of 'owned or controlled by'".