

## Surface Mining Reclamation and Enforcement, Interior

## § 950.10

Virginia Surface Coal Mining and Reclamation Act) to ensure that reclamation is accomplished in accordance with the State program and the approved permit.

### ARTICLE X: TERMINATION OF COOPERATIVE AGREEMENT

This Agreement may be terminated by the Governor or the Secretary under the provisions of 30 CFR 745.15.

### ARTICLE XI: REINSTATEMENT OF COOPERATIVE AGREEMENT

If this Agreement has been terminated in whole or in part, it may be reinstated under the provisions of 30 CFR 745.16.

### ARTICLE XII: AMENDMENT OF COOPERATIVE AGREEMENT

This Agreement may be amended by mutual agreement of the Governor and the Secretary in accordance with 30 CFR 745.14.

### ARTICLE XIII: CHANGES IN STATE OR FEDERAL STANDARDS

A. *Time for Changes:* The Secretary or the State may from time to time promulgate new Federal or State regulations, including new or revised performance or reclamation requirements or enforcement or administration procedures. OSM and DNR shall immediately inform each other of any final changes and of any effect such changes may have on the cooperative agreement. If it is determined to be necessary to keep this Agreement in force, DNR shall request necessary State legislative action and each party shall change or revise its regulations or promulgate new regulations, as applicable. Such changes shall be made under the procedures of 30 CFR part 732 for changes to the approved State program and sections 501 and 523 of the Federal Act for changes to the Federal lands program.

B. *Copies of Changes:* The State and OSM shall provide each other with copies of any changes to their respective laws, rules, regulations, and standards pertaining to the enforcement and administration of this Agreement.

### ARTICLE XIV: CHANGES IN PERSONNEL AND ORGANIZATION

DNR and the Secretary shall, consistent with 30 CFR part 745, advise each other of changes in the organization, structure, functions, duties, and funds of the offices, departments, divisions, and persons within their organizations which could affect administration and enforcement of this Agreement. Each shall promptly advise the other in writing of changes in key personnel, including the head of a department or division, or changes in the functions or duties of persons occupying the principal offices within the structure of the program. DNR and OSM

shall advise each other in writing of changes in the location of offices, addresses, telephone numbers, and changes in the names, location and telephone numbers of their respective mine inspectors and the area within the State for which such inspectors are responsible.

### ARTICLE XV: RESERVATION OF RIGHTS

In accordance with 30 CFR 745.13, this Agreement shall not be construed as waiving or preventing the assertion of any rights that have not been expressly addressed in this Agreement that the State or the Secretary may have under other laws or regulations.

(Pub. L. 95-87 (30 U.S.C. 1201 *et seq.*))

Dated: February 16, 1984.

William Clark,  
*Secretary of the Interior.*

Dated: February 24, 1984.

John D. Rockefeller IV,  
*Governor of West Virginia.*

[49 FR 8917, Mar. 9, 1984]

## PART 950—WYOMING

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AUTHORITY: 30 U.S.C. 1201 *et seq.*

### § 950.1 Scope.

This part contains all rules applicable only within the State of Wyoming which have been adopted under the Surface Mining Control and Reclamation Act of 1977.

(Sec. 503, Pub. L. 95-87 (30 U.S.C. 1253))

[45 FR 78684, Nov. 26, 1980]

### § 950.10 State regulatory program approval.

The Wyoming permanent program as submitted on August 15, 1979 and as revised on October 23, 1979 and May 30, 1980, is approved effective November 26,

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1980. Copies of the approved program are available at:

(a) Office of Surface Mining Reclamation and Enforcement, Casper Field Office, 100 East B Street, room 2128, Casper, Wyoming 82601-1918, Telephone: (307) 261-5776.

(b) Wyoming Department of Environmental Quality, Land Quality Division, Herschler Building, 122 West 25th Street, Cheyenne, Wyoming 82002, Telephone: (307) 777-7756.

[56 FR 3219, Jan. 29, 1991]

**§ 950.12 State program provisions and amendments not approved.**

The following provisions of the Rules and Regulations of the Land Quality Division of the Wyoming Department

of Environmental Quality are not approved:

(a)-(b) [Reserved]

[78 FR 43063, July 19, 2013]

**§ 950.15 Approval of Wyoming regulatory program amendments.**

The following is a list of the dates amendments were submitted to OSM, the dates when the Director's decision approving all, or portions of these amendments, were published in the FEDERAL REGISTER and the State citations or a brief description of each amendment. The amendments in this table are listed in order of the date of final publication in the FEDERAL REGISTER.

| Original amendment submission date | Date of final publication | Citation/description   |
|------------------------------------|---------------------------|--|
| March 26, 1981, April 8, 1981.     | February 18, 1982 ..      | LQD Rules, Ch I, § 2(14) defining "complete application;" Ch II, §§ 1.c., 2.a.(1)(f)(ii), 3.a(6)(b)(iii), (d)(ii); Ch IV, §§ 2.c.(2)(a), 2.d.(6), 3.p.(1)(a); sworn applicant statement regarding reclamation fees payment.                                    |
| May 26, 1982 .....                 | September 27, 1982        | LQD Rules, Ch I, § 2(99).  |
| March 3, 8 and 21, 1983.           | November 9, 1983 ..       | W.S. 35-11-103(e) (xxii), (xxiii) defining "complete application," "deficiency" in permit applications, "interim mine stabilization;" W.S. 35-11-401(n), 406(h); LQD Rules, Ch I, § 2; Ch XIII, § 2; Ch XVI, §§ 1 through 6.                                   |
| June 25, 1984 .....                | February 28, 1985 ..      | LQD Rules, Ch IV, §§ 1, 2; Ch XII, §§ 1 through 7; Ch XVII, §§ 1 through 3.  |
| September 21, 1984                 | December 3, 1985 ..       | LQD Rules, Ch I, § 2; Ch XIII.   |
| October 12, 1984 .....             | December 13, 1985         | LQD Rules, Ch VI, § 6.   |
| June 19, 1985 .....                | January 2, 1986 .....     | LQD Rules, Ch X, and accompanying Appendix A.  |
| June 10, 1985 .....                | March 31, 1986 .....      | LQD Rules, Ch II, § 3; Ch III, § 2; Ch V, §§ 1, 6, 7; Ch VI, §§ 2 through 5; Ch VII, §§ 1 through 4; Ch XI, §§ 1 through 4, 6; Ch XVI, §§ 1 through 5; Ch XVIII, §§ 1 through 5.   |
| May 1, 1986 .....                  | November 24, 1986         | LQD Rules, Chs I, II, III, IV, IX, XII, XIV, XXIII; Appendix A, "Vegetation Sampling Methods and Reclamation Success Standards for Surface Coal Mining Operations".  |
| December 13, 1985 ..               | May 6, 1987 .....         | LQD Rules, Ch XII, "Self-Bonding Program".   |
| March 31, 1989 .....               | July 25, 1990 .....       | LQD Rules, Ch I, § 2; Ch II, §§ 2, 3; Ch IV, §§ 2, 3; Ch V, §§ 2, 6, 7; Ch VI, §§ 3, 4; Ch VII, §§ 1, 4; Ch IX, §§ 1, 2, 3; Ch XI, §§ 1, 3; Ch XII, §§ 1 through 4, 6; Ch XIII, § 1; Ch XIV, §§ 1, 2; Ch XVI, §§ 1, 3, 4; Ch XVII, §§ 1, 2; Ch XVIII, §§ 1, 3. |
| May 1, 1986 .....                  | January 29, 1991 ...      | LQD Rules, Ch IV, §§ 3(h)(iii)(A), (B); Ch VI, § 3(c)(ii)(C)(I).   |
| March 21, 1991 .....               | July 8, 1992 .....        | W.S. Article 1, subsection 35-11-103(e) (xxvi), (xxvii); Article 4, subsection 35-11-402(b).   |
| June 24, 1991 .....                | October 29, 1992 ...      | W.S. 35-11-103(d)(ii)(D); LQD Rules, Ch I, § 2(br), (ba), 3(b)(i); Ch II, §§ 3(a)(vi)(E), (M), (b)(xvi)(D), (xx), (v)(C); Ch IV, §§ 3(d)(vii), (e)(i)(H); Ch XI, § 2(b)(iv); Ch XII, § 1(a); Ch XIII, § 1(a)(v)(A); Ch XXI, § 3(b)(vii), (x).                  |
| March 19, 1993 .....               | August 23, 1993 .....     | W.S. 35-11-406(h), (j).  |
| July 8, 1992 .....                 | October 7, 1993 .....     | LQD Rules, Ch II, § 3(b)(iv)(B); Ch IV, § 3(o)(iv); Appendix B, "Wildlife Monitoring Requirements for Surface Coal Mining Operations".   |
| July 24, 1992 .....                | November 2, 1993 ..       | LQD Rules, Ch I, § 2(e); Ch II, § 3(a)(i)(D); Ch XIV, §§ 2(b)(i), 6(a).  |
| August 18, 1982, March 9, 1993.    | January 24, 1994 ...      | W.S. 35-11-437(f); LQD Rules, Ch I, § 2(cv) defining "toxic materials;" Ch II, § 7; Ch V pertaining to the award of costs and expenses in administrative proceedings; Ch VI pertaining to informal review by the Director.                                     |
| December 15, 1992, August 6, 1993. | March 30, 1994 .....      | LQD Rules, Chs I through XX, Appendices A, B.  |
| May 1, 1986 .....                  | June 30, 1994 .....       | LQD Rules, Ch IV, § 2(b)(i).   |
| April 13, 1994 .....               | October 21, 1994 ...      | W.S. 35-11-437(f), (g).  |
| November 8, 1994 ...               | March 17, 1995 .....      | Appendix B, § 5C, E.   |
| June 2, 1995 .....                 | September 14, 1995        | W.S. 35-11-406(j).   |
| April 21, 1995 .....               | February 21, 1996 ..      | W.S. 35-11-1206(a), (b), -1209(a), (b).  |
| November 29, 1995 ..               | August 6, 1996 .....      | W.S. 35-11-103(e)(xxviii), (xxix), (xxx); 35-11-402(b), (c); Ch I, § 2(ac), (ax), (bc)(iii), (viii), (xi), (v), (w); Ch. II, § 2(a)(vi)(G)(II), (b)(iv)(C); Ch IV, § 2(d)(x)(E)(I), (II), (III), appendix A; Ch X, § 4(e); Ch XI, § 5(a); Ch. XIII, § 1(a).    |
| April 18, 1996 .....               | August 27, 1996 .....     | W.S. 35-11-426(a), (b); 35-11-431(a)(vi).  |