

112TH CONGRESS  
1ST SESSION

# H. R. 3739

To amend the Surface Mining Control and Reclamation Act of 1977 to terminate payments to States certified under that Act, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

DECEMBER 20, 2011

Mr. FITZPATRICK introduced the following bill; which was referred to the Committee on Natural Resources

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## A BILL

To amend the Surface Mining Control and Reclamation Act of 1977 to terminate payments to States certified under that Act, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. TERMINATION OF PAYMENTS TO STATES CER-**  
4 **TIFIED UNDER SURFACE MINING CONTROL**  
5 **AND RECLAMATION ACT OF 1977.**

6 (a) **TERMINATION OF PAYMENTS.**—Section  
7 411(h)(2) of the Surface Mining Control and Reclamation  
8 Act of 1977 (30 U.S.C. 1240a(h)(2)) is amended to read  
9 as follows:

1           “(2) LIMITATION.—No payment shall be made  
2           under this subsection to a State or Indian tribe for  
3           which a certification is made under subsection (a) in  
4           which the Secretary concurs.”.

5           (b) CONFORMING AMENDMENTS.—Such Act is fur-  
6           ther amended—

7           (1) in section 402(i)(2) (30 U.S.C. 1232(i)(2)),  
8           by striking “paragraphs (1)(A) and (2)(A)” and in-  
9           serting “paragraph (1)(A)”; and

10          (2) by amending section 411(h)(1)(D) (30  
11          U.S.C. 1240a(h)(1)(D)) to read as follows:

12                   “(D) USE OF FUNDS.—A State or Indian  
13                   tribe shall use any amounts provided under this  
14                   paragraph for the purposes described in section  
15                   403.”.

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