

Document: Notice of Intent to Adopt a Rule, **Register Page Number:** 28 IR 2755

Source: June 1, 2005, Indiana Register, Volume 28, Number 9

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TITLE 312 NATURAL RESOURCES COMMISSION

LSA Document #05-126

Under IC 4-22-2-23, the Natural Resources Commission intends to adopt a rule concerning the following:

OVERVIEW: Amends 312 IAC 25 that assists in the administration of IC 14-34 (sometimes referred to as the “Indiana Surface Control and Reclamation Act” or “Indiana SMCRA”) and that governs surface coal mining and reclamation activities. Makes numerous changes to help assure conformance with state and federal law. Qualifies approved reclamation projects financed with less than 50 percent federal funding as “government-financed construction”. Removes the requirement for submittal of an application for water impoundments of less than 100-acre feet. Adds a provision allowing the director of the department of natural resources to initiate an application for bond release. Clarifies the conduct of informal conferences regarding proposed bond release. Exempts impoundments that are entirely contained within an incised structure from examination requirements. Clarifies requirements for construction or reconstruction of primary roads. Clarifies the definition of “abandoned site” as used in 312 IAC 25-7-1. Public questions and comments may be sent to the Division of Hearings, Natural Resources Commission, 402 West Washington Street, Room W272, Indianapolis, Indiana 46204, by e-mail at jkane@nrc.in.gov, or by telephone at (317) 232-4699. Statutory authority: IC 14-10-2-4; IC 14-34-2.