

## PUBLIC NOTICE

### NOTICE OF INTENT TO ADOPT RULES AND REGULATIONS

The Abandoned Mine Land Division of the Wyoming Department of Environmental is proposing to revise and reorganize its regulations. New definitions have been added to Chapter 1 along with an update of the General Provisions section of the chapter. Chapters 2, 3 and 4 only contain editorial changes. Chapters 5 thru 8 have been extensively reorganized and revised and there will no longer be a Chapter 8. The reorganization and revisions split mine reclamation projects and public facilities projects into separate chapters. The regulations pertaining to the Mine Subsidence Insurance Program have been moved from Chapter 5 to a new Chapter 7 as part of the reorganization. Among the revisions to this Chapter is clarification when the Division will provide subsidence insurance and the maximum amount of coverage on a structure is proposed to be increased to account for inflation from when the coverage was originally set. The proposed revisions also have clarified when a manufactured home may qualify for coverage.

Some of the proposed revisions are in response to the 2006 amendments to the Surface Mine Control and Reclamation Act and resulting changes to the federal regulations. The proposed revisions meet but do not exceed minimum federal requirements. Other proposed revisions update and clarify the rules based on experience gained since their inception in 1981 and last amendment in 1991. The proposed revisions meet but do not exceed minimum state statutory requirements. Any person wishing to object to the accuracy of any information provided by the agency under this paragraph should submit their objections by close of business September 30, 2009 to: Richard Chancellor, Administrator, AML Division, 122 W. 25<sup>th</sup> Street, Cheyenne, Wyoming 82002. If timely objections are submitted, the agency will provide the objecting person with a written response explaining and substantiating the agency's position by reference to federal law or regulations.

A copy of the proposed rules which clearly indicates additions to and deletions from existing language may be obtained at the Abandoned Mine Land Division web site: <http://deq.state.wy.us/aml/>, via e-mail by sending a request to [jnuoci@wyo.gov](mailto:jnuoci@wyo.gov) or a hard copy may be obtained by contacting the AML Division at (307) 777-6145. Written comments concerning the proposed rule changes may be forwarded to Richard Chancellor, Administrator, AML Division, 122 W. 25<sup>th</sup> Street, Cheyenne, Wyoming 82002. Comments must be received by close of business September 30, 2009.

Three public meetings will be held. One will be on September 3, 2009 at 6:30 PM at the City Council Chambers, 219 South Third, Glenrock WY. Another will be held on September 9, 2009 at 6:30 PM at the DEQ Sheridan Field Office, 1866 South Sheridan Avenue, Sheridan, Wyoming. Enter the door on the East side of the building. The last public meeting will be held September 10, 2009 at 6:30 at the Western Wyoming Community College, 2500 College Drive, Room 1309, Rock Springs, WY. The purpose of the meetings will be to obtain comment concerning the rules from interested parties.

A public hearing will be held if requested by 25 persons, a governmental subdivision or by an association having not less than 25 members. Requests for a public hearing may be addressed to: Richard Chancellor, Administrator, AML Division, 122 W. 25<sup>th</sup> Street, Cheyenne, Wyoming 82002. Requests for a Hearing must be received by close of business September 30, 2009.

Any person may urge the agency not to adopt the rules and also request the agency to state its reasons for overruling the consideration urged against adoption. Requests for an agency response under this item must be made prior to, or within (thirty) 30 days after adoption of the rule, addressed to: Richard Chancellor, Administrator, AML Division, 122 W. 25<sup>th</sup> Street, Cheyenne, Wyoming 82002.

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