

Kansas Administrative Regulations

Mined-Land Conservation and Reclamation (KDHE)

Article 6.—Permit Review

47-6-9. Exemption for coal extraction incidental to government-financed highway or other construction; adoption by reference.

(a) The following federal regulations, as in effect on July 1, 2012, are adopted by reference, except as otherwise specified in this regulation:

- (1) Responsibility, 30 C.F.R. 707.4;
- (2) definitions, 30 C.F.R. 707.5;
- (3) applicability, 30 C.F.R. 707.11, except that the phrase "Federal or Federal lands" shall be deleted; and
- (4) information to be maintained on site, 30 C.F.R. 707.12.

(b) The following phrases and citations shall be replaced with the phrases and citations specified in this subsection wherever the phrases and citations appear in the text of the federal regulations adopted by reference in this regulation:

- (1)(A) "Act" shall be replaced by "state act."
- (B) "This chapter" shall be replaced by "these regulations."
- (C) "Title IV" shall be replaced by "K.S.A. 49-428 and amendments thereto."
- (2) "30 CFR 707.12" shall be replaced by "K.A.R. 47-6-9(a)(4)."

(Authorized by and implementing K.S.A. 49-405; effective Feb. 11, 1991; amended May 2, 1997; amended Dec. 1, 2006; amended Feb. 15, 2019.)

***** Authenticated Kansas Administrative Regulation *****