

112TH CONGRESS
1ST SESSION

S. 897

To amend the Surface Mining Control and Reclamation Act of 1977 to clarify that uncertified States and Indian tribes have the authority to use certain payments for certain noncoal reclamation projects and acid mine remediation programs.

IN THE SENATE OF THE UNITED STATES

MAY 5, 2011

Mr. BINGAMAN (for himself, Mr. BENNET, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, and Mr. LEE) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To amend the Surface Mining Control and Reclamation Act of 1977 to clarify that uncertified States and Indian tribes have the authority to use certain payments for certain noncoal reclamation projects and acid mine remediation programs.

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. ABANDONED MINE RECLAMATION.**

4 (a) RECLAMATION FEE.—Section 402(g)(6)(A) of
5 the Surface Mining Control and Reclamation Act of 1977

1 (30 U.S.C. 1232(g)(6)(A)) is amended by inserting “and
2 section 411(h)(1)” after “paragraphs (1) and (5)”.

3 (b) FILLING VOIDS AND SEALING TUNNELS.—Sec-
4 tion 409(b) of the Surface Mining Control and Reclama-
5 tion Act of 1977 (30 U.S.C. 1239(b)) is amended by in-
6 serting “and section 411(h)(1)” after “section 402(g)”.

7 (c) USE OF FUNDS.—Section 411(h)(1)(D)(ii) of the
8 Surface Mining Control and Reclamation Act of 1977 (30
9 U.S.C. 1240a(h)(1)(D)(ii)) is amended by striking “sec-
10 tion 403” and inserting “section 402(g)(6), 403, or 409”.

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