§ 756.1 Scope.

This part implements the provisions in Pub. L. 100–71 which authorize the Crow, Hopi, and Navajo Tribes to obtain the Secretary's approval of Abandoned Mine Land Reclamation programs without prior approval of surface mining regulatory programs as ordinarily required by section 405 of SMCRA.

[53 FR 17190, May 16, 1988]

§ 756.13 Approval of the Navajo Nation's abandoned mine land plan.


(a) The Navajo Nation, Navajo Abandoned Mine Land Reclamation Department, Division of Natural Resources, Navajo Nation Inn—Office Complex, P.O. Box 1875, Window Rock, AZ 86515, Telephone: (520) 871–7593.

(b) Office of Surface Mining Reclamation and Enforcement, Albuquerque Field Office, 505 Marquette Ave., NW., Suite 1200, Albuquerque, NM 87102, Telephone: (505) 248–5070.

[60 FR 33724, June 29, 1995, as amended at 61 FR 6508, Feb. 21, 1996]

§ 756.14 Approval of amendments to the Navajo Nation's abandoned mine land plan.

(a) Revisions to the following provisions of the Navajo Nation AMLR plan, as submitted to OSM on April 7 and 22, 1994, are approved effective September 27, 1994:

- NAVAJO NATION ABANDONED MINE LAND RECLAMATION CODE OF 1987: INTRODUCTION
  - Section 101—Findings
  - Section 102—Purposes
  - Section 201—Duties of Navajo Abandoned Mine Lands Reclamation Department
  - Section 401—Navajo Abandoned Mine Reclamation Fund and Purposes
  - Section 402—Reclamation Fees
  - Section 403—Objectives of Fund
  - Section 404—Eligible Lands and Water
  - Section 405—Reclamation Program
  - Section 407—Acquisition and Reclamation of Lands Within the Navajo Nation Adversely Affected by Past Mining Practices
  - Section 409—Liens

(b) The Director concurs with the Navajo Nation's May 4, 1994, certification of completion of coal reclamation effective September 27, 1994.

(c) Revisions to sections 404 (a), (b), and (c) of the Navajo Nation Abandoned Mine Land Reclamation (AMLR) Code of 1987, pertaining to eligible lands and water, as submitted to OSM on January 12, 1995, and as subsequently revised on February 23 1995, are approved effective April 25, 1995.

(d) Revisions to, additions of, or deletions of the following rules, as submitted to OSM on September 3, 1996, are approved effective April 15, 1997:

- Section II, E, 1, Project selection,
- Sections II, L, 1(e) and (g), Eligible coal lands and water,
- Section II, L, 1(h), Limited liability,
- Section II, L, 1(i), Contractor responsibility,
- Section II, L, 1(j), Reports,
- Sections II, L, 2(b)(3) and (4), Eligible noncoal lands and water prior to certification,
- Section II, L, 2(c), Limited liability,
- Section II, L, 2(d), Contractor responsibility,
- Section II, L, 2(e), Reports,
- Sections II, M, 1(b) and (d), 2, and 2(a) and (b), Certification of completion of coal sites,
- Sections II, N, 1 and 1(c), Eligible lands and water subsequent to certification,
- Sections II, P, 1(a) through (c), 2(a) through (f), and (3), Utilities and other facilities, and
- Section III, E, 1 and 1(a), Future reclamation set-aside program.