

Exhibit No. 6Date 3-11-11Amendments to Senate Bill No. 312
2nd Reading Copy Bill No. SB 312

Requested by Senator Chas Vincent

For the Senate Finance and Claims Committee

Prepared by Joe Kolman
March 11, 2011 (11:13am)

1. Page 2, line 1.

Following: "environment."**Insert:** "A major amendment is an amendment that may significantly affect the human environment. A minor amendment is an amendment that will not significantly affect the human environment."

2. Page 13, line 8.

Strike: "or"**Insert:** ", "**Following:** "revision"**Insert:** ", or revision"

3. Page 13, line 23 through line 24.

Strike: ":" on line 23 through "(i)" on line 24

4. Page 13, line 24 through line 25.

Following: "deficiency" on line 24**Strike:** "; and" on line 24 through "deficiency" on line 25

5. Page 13, line 29.

Following: "requirements;"**Insert:** "and"

6. Page 14, line 2.

Strike: "and"

7. Page 15, line 24.

Strike: "AND"**Insert:** "or"

8. Page 15, line 24.

Following: "THIS PART."**Insert:** "For a stipulation imposed without the applicant's consent, the department shall provide to the applicant in writing the reason for the stipulation, a citation to the statute or rule that gives the department the authority to impose the stipulation, and, for a stipulation imposed in the final permit that was not contained in the draft permit, the reason that the stipulation was not contained in the

draft permit."

9. Page 16, line 14.

Following: "(5)"

Insert: "(a)"

Strike: "by an"

Insert: "may be a major or minor permit"

10. Page 16, line 15.

Following: "~~including a~~"

Insert: "permit revision. A modification of the operating permit, including a"

11. Page 16, line 17.

Following: "~~or revision~~"

Insert: "or revision"

12. Page 16, line 20.

Following: line 19

Insert: " (b) The modification of an operating permit may not be finalized and an existing bond amount may not be increased until the permit modification procedures and analysis described in subsection (5)(a) are completed."

13. Page 17, line 7.

Following: "may apply for"

Insert: "a permit revision as described in subsections (5)(g) through (5)(j) or"

14. Page 17, line 10.

Following: "~~(a)~~"

Insert: "(a)"

15. Page 17, line 11.

Following: "~~for the~~"

Insert: "classification of amendments as major or minor. The board shall adopt rules establishing requirements for the"

Following: "~~major and minor~~"

Insert: "revisions and major and minor"

16. Page 17, line 12.

Following: "minor"

Insert: "revisions and minor"

17. Page 17, line 18.

Following: line 17

Insert: "(b) An amendment must be considered minor if:

(i) it is for the purpose of retention of mine-related facilities that are valuable for postmining use;

(ii) evidence is submitted showing that a local government has requested retention of the mine-related facilities for a postmining use; and
(iii) the postmining use of the mine-related facilities meets the requirements provided for in 82-4-336."

18. Page 17, line 18.

Following: "major"

Insert: "major"

19. Page 17, line 22.

Following: line 21

Insert: "(4) The department shall review an application for a revision or a minor amendment and provide a notice of decision on the adequacy of the application within 30 days. If the department does not respond within 30 days, then the permit is revised or amended in accordance with the application."

Renumber: subsequent subsection

20. Page 17, line 23.

Following: "of action"

Insert: "and permit revisions"

21. Page 18, line 11.

Following: "to"

Strike: "the"

22. Page 18, line 13.

Strike: "(4) (g)"

Insert: "(5) (g)"

- END -