

LEGAL NOTICE STATE OF OHIO
DEPARTMENT OF NATURAL RESOURCES
NOTICE OF INTENTION TO: AMEND MINE SAFETY RULES; RESCIND RULES
RELATED TO THE COUNCIL ON UNRECLAIMED STRIP MINED LANDS; AND HOLD
A PUBLIC HEARING ON THESE RULES

The Chief for the Division of Mineral Resources Management, pursuant to sections 1513.02 and 1561.03 and Chapter 119. of the Revised Code, hereby gives notice of his intention to amend the following mine safety rules:

1501:10-1-07 Incorporation by reference
1501:10-2-20 Establishing baseline exhaust emissions values for monitoring and control
1501:10-2-22 General requirements for training diesel-powered equipment operators
1501:10-2-27 Diesel Technical Advisory Committee

The reasons for amending these rules are to update the incorporation by reference rule and to make needed corrections and clarifications to the other rules.

The Chief for the Division of Mineral Resources Management, pursuant to sections 1513.02 and 121.22 and Chapter 119. of the Revised Code, hereby gives notice of his intention to rescind three rules related to the activities of the Council on Unreclaimed Strip Mined Lands (also known as CURSML):

1501:1-17-01 Notice of public hearing
1501:1-17-02 Notice of public meeting (sunshine rule)
1501:1-17-03 Minutes

These rules are proposed for rescission because CURSML was abolished by the sunset legislation enacted by the 131st Ohio General Assembly, HB 471, effective 12/19/2016.

A public hearing on the proposed rule amendments and rescissions will be held at 9:00 a.m. on Tuesday, April 4, 2017; at the Ohio Department of Natural Resources; Division of Mineral Resources Management; 2045 Morse Road; Building H-2 Conference Room; Columbus, Ohio 43229. At the public hearing, any person affected by the proposed rule amendments or rescissions may appear and be heard in person, or by the person's attorney, or both, and may present the person's positions, arguments, or contentions, orally or in writing, offer and examine witnesses, and present evidence tending to show that the proposed rule amendments or rescissions, if adopted, will be unreasonable or unlawful.

Written positions, arguments, or contentions regarding these proposed rule amendments or rescissions may also be submitted to the Division of Mineral Resources Management at the address below or to the following e-mail address: minerals.rules@dnr.state.oh.us. Such written positions, arguments, or contentions must be post-marked or e-mailed by April 5, 2017.

Copies of the proposed rule amendments and the rules proposed for rescission are available on the Register of Ohio website, <http://www.registerofohio.state.oh.us/index.jsp>. Copies will also be

posted under the “JCARR Review” tab on this Ohio Department of Natural Resources website page: <http://minerals.ohiodnr.gov/laws-regulations/proposed-rule-changes-csi-review>. For persons who do not have access to the Internet, copies of the proposed rule amendments and the rules proposed for rescission are available from the Ohio Department of Natural Resources, Division of Mineral Resources Management, 2045 Morse Road, Building H-2, Columbus, Ohio 43229. If you have any questions, please call the Division of Mineral Resources Management at (614) 265-6633.