

True (9)

77 LSO 627

SENATE FILE 137

SENATE FILE 137

Title: AN ACT to amend W.S. 30-59(d) and 30-131 relating to mines and minerals; providing for mining maps filed with the mine inspector upon abandonment of underground mines to be held confidential for two years; providing for the filing of a mining map with the coal mine inspector by the owner of a coal mine upon abandonment of any coal mine; and providing for an effective date.

Sponsored by:

Thermer True

DATE	ACTION	DATE	ACTION
Jan 21	INTRODUCED		RECOMMENDED DO PASS
	READ FIRST TIME	FEB 19 1977	READ SECOND TIME
	REFERRED TO COMMITTEE 9	FEB 21 1977	Read Third Time
	SENT TO PRINTING		PASSED
	RETURNED FROM LSO PRINTED		Ayes 60 Nays 1 Absent 1
	DELIVERED TO COM. NO. 9		Sent to Senate
Jan 31	S.C. Comm. Report	Feb 21	Received
	DO PASS		14 President
Feb. 1	CONSIDERED ON COM. OF WHOLE		2/18
	AMENDED AS FOLLOWS SF 1375 W1-A		Chapter 65
	DO PASS		SD 10-1137
Feb. 2	READ SECOND TIME		
Feb. 3	READ THIRD TIME		
	PASSED		
	AYES 29 NAYS 0 ABSENT 0		
Feb. 3	SENT TO HOUSE sent to L.S.O.		
Feb. 3	ENGROSSED		
	sent to House		
FEB 4 1977	Received from Senate		
	Read First Time		
	Referred to Comm. No. 9		
	Delivered to Comm. No. 9		
FEB 16 1977	RETURNED		
	RECOMMENDED DO PASS		
	PLACED ON GENERAL FILE		
FEB 18 1977	CONSIDERED ON COM. OF WHOLE		

CONTINUED ON BACK

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SF 137

3rd

Date

2/3

Roll Call of the Senate of the FORTY-FOURTH LEGISLATURE of Wyoming

	Excused	Absent	Ayes	Noes
31 ARNEY			✓	
30 BOYLE			✓	
29 CHRISTENSEN			✓	
28 CUNDALL			✓	
27 DAILY			✓	
26 FRISBY			✓	
25 GEIS			✓	
24 HITCHCOCK			✓	
23 JOHNSON			✓	
22 KIMBALL			✓	
21 MADSEN			✓	
20 MAJHANOVICH			✓	
19 McDANIEL			✓	
18 MOORE			✓	
17 MURRAY			✓	
16 NICHOLS			✓	
15 NORRIS			✓	
14 NORTHRUP				
13 NOVOTNY			✓	
12 OSTLUND			✓	
11 PECK			✓	
10 PROFFIT			✓	
9 RECTOR	✓			
8 SADLER			✓	
7 SEDAR			✓	
6 STAFFORD			✓	
5 TAGGART			✓	
4 TRUE			✓	
3 TURNER			✓	
2 ZIMMER			✓	
1 MR. PRESIDENT			✓	

PRESENT

AYES

29

NOES

0

EXCUSED

1

ABSENT

0

TOTAL

30

5F137Third ReadingDate 2-21-77

Roll Call of the House of the FORTY-FOURTH LEGISLATURE of Wyoming

	Ayes	Noes	Excused	Absent		Ayes	Noes	Excused	Absent
63 BAUMAN	✓				28 McMILLAN	✓			
62 BRYANT	✓				27 MEENAN	✓			
61 BUCK	✓				26 MEIER	✓			
60 BURNETT	✓				25 MICHELI	✓			
59 BUSSART	✓				24 MORTON	✓			
58 CHAMBERLAIN	✓				23 O'NEIL	✓			
57 CLAPP	✓				22 ORRISON	✓			
56 COPENHAVER				✓	21 OSLUND	✓			
55 CRANFILL	✓				20 PARKS	✓			
54 CREWS			✓		19 PERRY	✓			
53 CROSS	✓				18 PHELAN	✓			
52 CROWLEY	✓				17 PROSSER	✓			
51 CURRY	✓				16 ROTH	✓			
50 DONLEY	✓				15 SALISBURY	✓			
49 DOWNING	✓				14 SANDERS	✓			
48 EDWARDS	✓				13 SCOTT	✓			
47 ENGEN	✓				12 SIDI	✓			
46 ESKENS	✓				11 SIMPSON	✓			
45 FLEISCHLI	✓	✓			10 SMITH				
44 A. LEFTY GRAHAM	✓				9 STAUFFER	✓			
43 J. L. GRAHAM	✓				8 STEWART	✓			
42 GROPP	✓				7 STICKLEY	✓			
41 GUFFEY	✓				6 TARTER	✓			
40 HANSEN	✓				5 TRUJILLO	✓			
39 HEMMERT	✓				4 URBIGKIT	✓			
38 HOLLAND	✓				3 VINICH	✓			
37 HUNTER	✓				2 WILKINS	✓			
36 HURSH	✓				1 MR. SPEAKER	✓			
35 JENNINGS	✓				PRESENT _____ AYES <u>60</u> NOES _____ EXCUSED <u>1</u> ABSENT <u>1</u> TOTAL <u>62</u> LESS _____				
34 JENSEN	✓								
33 JONES	✓								
32 KINNAMAN	✓								
31 LARSON	✓								
30 McCARTHY	✓								
29 McILVAIN	✓								

1977

STATE OF WYOMING

77LS0-627/eng

SENATE FILE NO. 137

Mining maps upon mine abandonment.

Sponsored by: Senator TRUE

A BILL

for

1 AN ACT to amend W.S. 30-59(d) and 30-131 relating to mines
2 and minerals; providing for mining maps filed with the
3 mine inspector upon abandonment of underground mines to be
4 held confidential for two years; providing for the filing
5 of a mining map with the coal mine inspector by the owner
6 of a coal mine upon abandonment of any coal mine; and pro-
7 viding for an effective date.

8 Be It Enacted by the Legislature of the State of Wyoming:

9 Section 1. W.S. 30-59(d) and 30-131 are amended to
10 read:

11 30-59. Regulations for abandonment of mine.

12 (d) Within thirty (30) days after abandonment or
13 closing down of any underground mine, the owner or oper-
14 ator shall file with the inspector of mines a map showing
15 all pertinent data as of the date of closing or abandon-
16 ment in the form as hereinafter HEREAFTER prescribed.

1 Such THE map, and all ~~of-the~~ data and--information shown
2 thereon shall be confidential and not open for public
3 inspection until ~~and-unless~~ a period of ten TWO (2) con-
4 secutive years HAVE ELAPSED without resumption or
5 recommencement of mining activity, ~~shall--have--elapsed,~~
6 unless release thereof ~~shall-have~~ HAS been authorized in
7 writing by the owner or unless need because of safety
8 reasons ~~shall--be~~ IS shown by an adjoining operator OR
9 OTHER INTERESTED PARTY.

10 30-131. Maps of mines to be made; biannual revision;
11 care and custody; corrections by state inspector; copies;
12 abandonment of mine.

13 (a) The owner, operator, or superintendent of every
14 coal mine shall ~~make-or-cause-to-be-made~~ an accurate map
15 or plan of such THE coal mine, on a scale not exceeding
16 two hundred (200) feet to the inch, ~~and~~ which THE map or
17 plan shall exhibit all the openings or excavations, the
18 shafts, tunnels, slopes, planes, gangways, entries, cross
19 headings, rooms, etc., and shall show the direction of the
20 air currents therein, and shall accurately delineate the
21 boundary line between said THE mine and adjoining mines,
22 and show its relation and proximity thereto. The map
23 shall be prepared with reference to the legal subdivision
24 or subdivisions in which the mine is located, and shall

1 show thereon the lines of such legal subdivision or sub-
2 divisions.

3 (b) The said COAL map, or plan, or a true copy
4 thereof, shall be kept at such THE mine by the said THE
5 owner, operator or superintendent, for the use of the
6 state inspector of coal mines, and for the inspection of
7 any miner working in said THE mine whenever said THE miner
8 shall--have HAS cause to fear that the place where he is
9 working is becoming dangerous by reason of its proximity
10 to other workings, which may be--supposed--to contain water
11 or dangerous gases.

12 (c) The said owner, operator or superintendent OF
13 EVERY COAL MINE shall as-often-as once in every six (6)
14 months, accurately place or--cause-to-be-placed on a map or
15 plan of said THE coal mine, a plan of the excavations made
16 of all the working places or other parts of such THE coal
17 mine during the preceding six (6) months. The operator or
18 the superintendent of--every-coal-mine shall THEN furnish
19 the state inspector of coal mines with a true and correct
20 copy of the--aforesaid THIS map of--said-mine, and at the
21 end of every six (6) months thereafter said THE state
22 inspector shall return said THE copy to the operator or
23 superintendent, who shall place or--cause--to--be--placed
24 thereon all the extensions made, and all portions of the

1 mine worked out or abandoned during the preceding six ~~(6)~~
2 months, and the part or parts in proximity to the boundary
3 line. ~~The-several~~

4 (d) ALL coal maps or plans of mines in the state
5 which are furnished to the state inspector of coal mines,
6 ~~as--last--aforesaid~~, shall be the property of the state of
7 Wyoming, and shall remain in the care of the ~~said~~ state
8 inspector of coal mines, and shall be transferred by him
9 to his successor in office, and in no case shall any copy
10 of ~~the-same~~ THESE MAPS be made without the consent of the
11 owner or operator. If the ~~said~~ state inspector of coal
12 mines ~~shall-find~~ FINDS or ~~have~~ HAS good reason to believe
13 that any map or plan of any coal mine made or furnished in
14 ~~pursuance-of-the-provisions-of-this-chapter~~ is materially
15 inaccurate or imperfect, he is hereby authorized to cause
16 a correct plan or map of ~~said~~ THE coal mine to be made at
17 the expense of the owner or operator thereof, the cost of
18 which shall be recovered from the ~~said~~ owner or operator
19 in the name of the state of Wyoming, as other debts are
20 recoverable by law, ~~+-provided~~, However, that if the map
21 or plan which is claimed to be inaccurate ~~shall--prove~~
22 PROVES to ~~have-been~~ BE correct, the expense of making such
23 THE test survey shall be paid by the state of Wyoming from
24 any funds in the state treasury not otherwise appropri-

lated.

2 (e) WITHIN THIRTY (30) DAYS AFTER ABANDONMENT OF ANY
3 COAL MINE, THE OWNER, OPERATOR OR SUPERINTENDENT SHALL
4 FILE WITH THE INSPECTOR OF COAL MINES A MAP SHOWING ALL
5 PERTINENT INFORMATION AS OF THE DATE OF ABANDONMENT. THE
6 MAP AND ALL INFORMATION THEREON SHALL BE HELD IN CONFIDENCE
7 AND NOT DISCLOSED TO THE PUBLIC FOR TWO (2) YEARS
8 AFTER THE DATE OF ABANDONMENT, UNLESS THE OWNER AUTHORIZES
9 IN WRITING THE RELEASE THEREOF OR THE NEED FOR SAFETY
10 REASONS IS SHOWN BY AN ADJOINING OPERATOR OR OTHER INTER-
11 ESTED PARTY.

12 Section 2. This act is effective May 27, 1977.

13 (END)

INTRODUCED

1977

STATE OF WYOMING

77LSO-627.01

SENATE FILE NO. 137

Mining maps upon mine abandonment.

Sponsored by: Senator TRUE



A BILL

for

1 AN ACT to amend W.S. 30-59(d) and 30-131 relating to mines
2 and minerals; providing for mining maps filed with the
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10 read:

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13 closing down of any underground mine, the owner or oper-
14 ator shall file with the inspector of mines a map showing
15 all pertinent data as of the date of closing or abandon-
16 ment in the form as hereinafter HEREAFTER prescribed.

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1 Such THE map, and all ~~of the~~ data and ~~information~~ shown
2 thereon shall be confidential and not open for public
3 inspection until ~~and unless~~ a period of ten TWO (2) con-
4 secutive years HAVE ELAPSED without resumption or
5 recommencement of mining activity, ~~shall have elapsed,~~
6 unless release thereof ~~shall have~~ HAS been authorized in
7 writing by the owner or unless need because of safety
8 reasons ~~shall be~~ IS shown by an adjoining operator.

9 30-131. Maps of mines to be made; biannual revision;
10 care and custody; corrections by state inspector; copies;
11 abandonment of mine.

12 (a) The owner, operator, or superintendent of every
13 coal mine shall make ~~or cause to be made~~ an accurate map
14 or plan of such THE coal mine, on a scale not exceeding
15 two hundred (200) feet to the inch, ~~which~~ THE map or
16 plan shall exhibit all the openings or excavations, the
17 shafts, tunnels, slopes, planes, gangways, entries, cross
18 headings, rooms, etc., and shall show the direction of the
19 air currents therein, and shall accurately delineate the
20 boundary line between said THE mine and adjoining mines,
21 and show its relation and proximity thereto. The map
22 shall be prepared with reference to the legal subdivision
23 or subdivisions in which the mine is located, and shall
24 show thereon the lines of such legal subdivision or sub-

1 divisions.

2 **(b)** The ~~said~~ COAL map, or plan, or a true copy
3 thereof, shall be kept at ~~such~~ THE mine by the ~~said~~ THE
4 owner, operator or superintendent, for the use of the
5 state inspector of coal mines, and for the inspection of
6 any miner working in ~~said~~ THE mine whenever ~~said~~ THE miner
7 ~~shall have~~ HAS cause to fear that the place where he is
8 working is becoming dangerous by reason of its proximity
9 to other workings, which may ~~be supposed to~~ contain water
10 or dangerous gases.

11 **(c)** The ~~said~~ owner, operator or superintendent OF
12 EVERY COAL MINE shall ~~as often as~~ once in every six **(6)**
13 months, accurately place ~~or cause to be placed~~ on a map or
14 plan of ~~said~~ THE coal mine, a plan of the excavations made
15 of all the working places or other parts of ~~such~~ THE coal
16 mine during the preceding six **(6)** months. The operator or
17 the superintendent ~~of every coal mine~~ shall THEN furnish
18 the state inspector of coal mines with a true and correct
19 copy of ~~the aforesaid~~ THIS map ~~of said mine~~, and at the
20 end of every six **(6)** months thereafter ~~said~~ THE state
21 inspector shall return ~~said~~ THE copy to the operator or
22 superintendent, who shall place ~~or cause to be placed~~
23 thereon all the extensions made, and all portions of the
24 mine worked out or abandoned during the preceding six **(6)**

1 months and the part or parts in proximity to the boundary
2 line. ~~The several~~

3 (d) ALL coal maps or plans of mines in the state
4 which are furnished to the state inspector of coal mines
5 ~~as last aforesaid~~ shall be the property of the state of
6 Wyoming, and shall remain in the care of the said state
7 inspector of coal mines, and shall be transferred by him
8 to his successor in office, and in no case shall any copy
9 of ~~the same~~ THESE MAPS be made without the consent of the
10 owner or operator. If the said state inspector of coal
11 mines ~~shall find~~ FINDS or ~~have~~ HAS good reason to believe
12 that any map or plan of any coal mine made or furnished in
13 ~~pursuance of the provisions of this chapter~~ is materially
14 inaccurate or imperfect, he is hereby authorized to cause
15 a correct plan or map of said THE coal mine to be made at
16 the expense of the owner or operator thereof, the cost of
17 which shall be recovered from the said owner or operator
18 in the name of the state of Wyoming, as other debts are
19 recoverable by law, ~~if provided~~. However, that if the map or
20 plan which is claimed to be inaccurate ~~shall prove~~ PROVES
21 to ~~have been~~ BE correct, the expense of making such THE
22 test survey shall be paid by the state of Wyoming from any
23 funds in the state treasury not otherwise appropriated.

24 (e) WITHIN THIRTY (30) DAYS AFTER ABANDONMENT OF ANY

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1 COAL MINE, THE OWNER, OPERATOR OR SUPERINTENDENT SHALL
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4 MAP AND ALL INFORMATION THEREON SHALL BE HELD IN CONFI-
5 DENCE AND NOT DISCLOSED TO THE PUBLIC FOR TWO (2) YEARS
6 AFTER THE DATE OF ABANDONMENT, UNLESS THE OWNER AUTHORIZES
7 IN WRITING THE RELEASE THEREOF OR THE NEED FOR SAFETY
8 REASONS IS SHOWN BY AN ADJOINING OPERATOR.

9 Section 2. This act is effective May 27, 1977.

10 (END)

FISCAL NOTE

Fiscal Note No. 504
 Requester Senator True

L.S.O. 627	Draft L1
Bill No.	Jt. Res. No.

Part I. Fiscal Data:

SHORT TITLE OF BILL: Mining maps upon mine abandonment	STATUTORY REFERENCE Nos. W.S. 30-59(d) et al	NAME OF FUND Not applicable
AGENCY TITLE: SOURCE OF APPROPRIATION/REVENUE Not applicable	New Program <input type="checkbox"/> Change in Existing Program <input checked="" type="checkbox"/> Local Government Impact <input type="checkbox"/>	

If more than one appropriation is involved, show overall effect below, but show breakdown by appropriation and fiscal year on a separate page. Round to nearest hundred dollars.

EFFECT OF PROPOSAL	FISCAL PERIODS		
	BIENNIAL INCREASE OR (-) DECREASE		
	First Biennial	Second Biennial	Third Biennial
Salaries & Number of Personnel	\$		
Supporting Expenses			
Permanent Property			
Aids to Localities			
Other			
ESTIMATED TOTAL COST	\$		
GENERAL FUND			
FEDERAL FUND			
OTHER			
ESTIMATED TOTAL REVENUE	\$		

Part II. Explain in a clear and concise manner what effect this measure will have on the costs and revenues of state government. Specify the source of funds for appropriations. Include effect on the current biennium and also the long-range fiscal effect, if any. Show how you arrived at the estimate. Use attached sheet and any additional sheets which you may need.

NO FISCAL IMPACT.

Date <u>1/20/77</u>	Agency	Authorized Representative
Date	Legislative Auditor Clearance	

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S. F. 137

SF137SW1/A

- ✓ Page 2-line 8 After "operator" strike the period and
insert "OR OTHER INTERESTED PARTY."
- ✓ Page 5-line 8 After "operator" strike the period and
insert "OR OTHER INTERESTED PARTY."
-JOHNSON