

**Statement of Basis and Purpose  
for rules changing the name of the Division of Minerals and Geology to the  
Division of Reclamation, Mining and Safety in the Coal Mine Health and  
Safety Rules and Regulations of the Coal Mine Board of Examiners**

Senate Bill 06-140 changed the name of the Division of Minerals and Geology (“Division”) to the “Division of Reclamation, Mining and Safety.” Governor Bill Owens signed Senate Bill 06-140 on March 31, 2006, and the Bill took effect on August 9, 2006. The purpose of this rule change is to change the name of the Division in the Coal Mine Health and Safety Rules and Regulations of the Coal Mine Board of Examiners in order to be consistent with and reflect the name change in the statute.

Also, a new rule will be proposed which states the following:

**Change of name - legal effect.** Any statute enacted prior to or on August 9, 2006 changing the name of the Division of Minerals and Geology to the Division of Reclamation, Mining and Safety, shall not impair the legal status or effect of any and all permits, permit obligations, financial warranties, performance warranties, contracts, property rights and/or any other obligations or legal relationships that were entered into between any entity or individual and the Division of Minerals and Geology prior to the name change. All such obligations will remain legally binding and shall not be impaired by any such name change. Any statute enacted after August 9, 2006 changing the name of the Division of Reclamation, Mining and Safety to any other name, shall not impair the legal status or effect of any and all permits, permit obligations, financial warranties, performance warranties, contracts, property rights and/or any other obligations or legal relationships that were entered into between an entity or individual and the Division of Reclamation, Mining and Safety prior to such name change. All such obligations will remain legally binding and shall not be impaired by any such name change.

**The statutory authority for these regulations can be found in § 24-4-103, C.R.S, and in the Board’s authority granted in section § 34-22-102, C.R.S.**

Effective Date: Senate Bill 06-140 went into effect on August 9, 2006. These regulations shall become effective on October 1, 2007 and shall remain in full force and effect until repealed, amended or superseded.