

line safety, submit a report detailing results of review to Committee on Energy and Natural Resources of Senate and Committee on Interior and Insular Affairs of House of Representatives within 18 months of Oct. 24, 1992, and, where appropriate, to commence a rule-making to address any deficiencies in existing law determined in the review regarding notification, coordination and mitigation.

### § 1309b. Research

The Office of Surface Mining Reclamation and Enforcement is authorized to conduct studies, research and demonstration projects relating to the implementation of, and compliance with, subchapter V of this chapter, and provide technical assistance to states<sup>1</sup> for that purpose. Prior to approving any such studies, research or demonstration projects the Director, Office of Surface Mining Reclamation and Enforcement, shall first consult with the Director, Bureau of Mines, and obtain a determination from such Director that the Bureau of Mines is not already conducting like or similar studies, research or demonstration projects. Studies, research and demonstration projects for the purposes of subchapter IV of this chapter shall only be conducted in accordance with section 1231(c)(6)<sup>2</sup> of this title.

(Pub. L. 95-87, title VII, §721, as added Pub. L. 102-486, title XXV, §2504(c)(3), Oct. 24, 1992, 106 Stat. 3105.)

#### REFERENCES IN TEXT

Section 1231(c)(6) of this title, referred to in text, was repealed and paragraph (8) of section 1231(c) was redesignated (6) by Pub. L. 109-432, div. C, title II, §201(a)(1), Dec. 20, 2006, 120 Stat. 3006.

#### CHANGE OF NAME

Bureau of Mines redesignated United States Bureau of Mines by section 10(b) of Pub. L. 102-285, set out as a note under section 1 of this title. For provisions relating to closure and transfer of functions of the United States Bureau of Mines, see Transfer of Functions note set out under section 1 of this title.

### SUBCHAPTER VIII—UNIVERSITY COAL RESEARCH LABORATORIES

#### § 1311. Establishment of university coal research laboratories

##### (a) Designation by Secretary of Energy

The Secretary of Energy, after consultation with the National Academy of Engineering, shall designate thirteen institutions of higher education at which university coal research laboratories will be established and operated. Ten such designations shall be made as provided in subsection (e) of this section and the remaining three shall be made in fiscal year 1980.

##### (b) Criteria

In making designations under this section, the Secretary of Energy shall consider the following criteria:

- (1) Those ten institutions of higher education designated as provided in subsection (e) of this section shall be located in a State with abundant coal reserves.

- (2) The institution of higher education shall have experience in coal research, expertise in several areas of coal research, and potential or currently active, outstanding programs in coal research.

- (3) The institution of higher education has the capacity to establish and operate the coal laboratories to be assisted under this subchapter.

##### (c) Location of coal laboratories

Not more than one coal laboratory established pursuant to this subchapter shall be located in a single State and at least one coal laboratory shall be established within each of the major coal provinces recognized by the United States Bureau of Mines, including Alaska.

##### (d) Period for submission of applications for designation; contents

The Secretary of Energy shall establish a period, not in excess of ninety days after August 3, 1977, for the submission of applications for designation under this section. Any institution of higher education desiring to be designated under this subchapter shall submit an application to the Secretary of Energy in such form, at such time, and containing or accompanied by such information as the Secretary of Energy may reasonably require. Each application shall—

- (1) describe the facilities to be established for coal energy resources and conversion research and research on related environmental problems including facilities for interdisciplinary academic research projects by the combined efforts of specialists such as mining engineers, mineral engineers, geochemists, mineralogists, mineral economists, fuel scientists, combustion engineers, mineral preparation engineers, coal petrographers, geologists, chemical engineers, civil engineers, mechanical engineers, and ecologists;

- (2) set forth a program for the establishment of a test laboratory for coal characterization which, in addition, may be used as a site for the exchange of coal research activities by representatives of private industry engaged in coal research and characterization;

- (3) set forth a program for providing research and development activities for students engaged in advanced study in any discipline which is related to the development of adequate energy supplies in the United States. The research laboratory shall be associated with an ongoing educational and research program on extraction and utilization of coal.

##### (e) Time limit

The Secretary of Energy shall designate the ten institutions of higher education under this section not later than ninety days after the date on which such applications are to be submitted.

(Pub. L. 95-87, title VIII, §801, Aug. 3, 1977, 91 Stat. 526; Pub. L. 95-617, title VI, §604(a), (c), Nov. 9, 1978, 92 Stat. 3166, 3167; Pub. L. 102-285, §10(b), May 18, 1992, 106 Stat. 172.)

#### AMENDMENTS

1978—Subsec. (a). Pub. L. 95-617, §604(a), substituted “The Secretary of Energy” for “The Administrator, Energy Research and Development Administration (hereafter referred to as ‘Administrator’ in this sub-

<sup>1</sup> So in original. Probably should be capitalized.

<sup>2</sup> See References in Text note below.