

Surface Mining Reclamation and Enforcement, Interior

§ 886.10

to which they were originally distributed. You may apply for unused funds whenever you choose to request them either in a new grant award or as an amendment to an existing open grant.

§ 885.20 What must I report?

(a) For each grant, you must annually report to us the performance and financial information that we request.

(b) Upon completion of each grant, you must report to us final performance and financial information that we request.

(c) You must use the AML inventory to maintain a current list of AML problems and to report annual reclamation accomplishments with grant funds.

(1) If you conduct reclamation projects, you must update the AML inventory for each reclamation project you complete as you complete it.

(2) We must approve any amendments to the AML inventory after December 20, 2006. We define “amendment” as any coal problems added to the AML inventory in a new or existing problem area.

§ 885.21 What happens if I do not comply with applicable Federal law or the terms of my grant?

If you or your subgrantee materially fails to comply with an award, a reclamation plan, or a Federal statute or regulation, including statutes relating to nondiscrimination, we may take appropriate remedial actions. Enforcement actions and procedures must follow 43 CFR part 12.

§ 885.22 When and how can my grant be terminated for convenience?

Either you or we may terminate the grant for convenience following the procedures in 43 CFR part 12.

PART 886—RECLAMATION GRANTS FOR UNCERTIFIED STATES AND INDIAN TRIBES

Sec.

- 886.1 What does this part do?
- 886.5 Definitions.
- 886.10 Information collection.
- 886.11 Who is eligible for a grant?
- 886.12 What can I use grant funds for?
- 886.13 What are the maximum grant amounts?

- 886.14 How long will my grant be?
- 886.15 How do I apply for a grant?
- 886.16 After OSM approves my grant, what responsibilities do I have?
- 886.17 How can my grant be amended?
- 886.18 What audit and administrative requirements must I meet?
- 886.19 How must I account for grant funds?
- 886.20 What happens to unused funds from my grant?
- 886.21 What must I report?
- 886.22 What records must I maintain?
- 886.23 What actions can OSM take if I do not comply with the terms of my grant?
- 886.24 What procedures will OSM follow to reduce, suspend, or terminate my grant?
- 886.25 How can I appeal a decision to reduce, suspend, or terminate my grant?
- 886.26 When and how can my grant be terminated for convenience?
- 886.27 What special procedures apply to Indian lands not subject to an approved Tribal reclamation program?

AUTHORITY: 30 U.S.C. 1201 *et seq.*

SOURCE: 73 FR 67644, Nov. 14, 2008, unless otherwise noted.

§ 886.1 What does this part do?

This part sets forth procedures for grants to you, an uncertified State or Indian tribe, to reclaim eligible lands and water and conduct other activities necessary to carry out your approved reclamation plan. OSM’s “Final Guidelines for Reclamation Programs and Projects” (66 FR 31250, June 11, 2001) may be used as applicable.

§ 886.5 Definitions.

As used in this Part—

Award means to approve our grant agreement authorizing you to draw down and expend program funds.

Distribute means to annually assign funds to a specific State or Indian tribe. After distribution, funds are available for award in a grant to that specific State or Indian tribe.

Reclamation plan or *State reclamation plan* means a plan that a State or Indian tribe submitted and that we approved under section 405 of SMCRA and part 884 of this chapter.

§ 886.10 Information collection.

In accordance with 44 U.S.C. 3501 *et seq.*, the Office of Management and Budget (OMB) has approved the information collection requirements of part 886, and Forms OSM–47, OSM–49, and