

**§ 256.60**

**40 CFR Ch. I (7-1-03 Edition)**

- (i) Fish and Wildlife Service (wetlands),
  - (ii) Bureau of Mines and Office of Surface Mining (mining waste disposal and use of sludge in reclamation),
  - (iii) U.S. Geological Survey (wetlands, floodplains, ground water);
  - (2) Department of Commerce, National Oceanic and Atmospheric Administration (coastal zone management plans);
  - (3) Water Resources Council (floodplains, surface and ground waters);
  - (4) Department of Agriculture, including Soil Conservation Service (land spreading solid waste on food chain croplands);
  - (5) Federal Aviation Administration (locating disposal facilities on or near airport property);
  - (6) Department of Housing and Urban Development (701 comprehensive planning program, flood plains mapping);
  - (7) Department of Defense (development and implementation of State and substate plans with regard to resource recovery and solid waste disposal programs at various installations);
  - (8) Department of Energy (State energy conservation plans under the Energy Policy and Conservation Act (42 U.S.C. 6321)); and
  - (9) Other programs.
- (m) The State plan shall provide for coordination, where practicable, with solid waste management plans in neighboring States and with plans for Indian reservations in the State.

**Subpart G—Public Participation**

**§ 256.60 Requirements for public participation in State and substate plans.**

- (a) State and substate planning agencies shall:
  - (1) Maintain a current list of agencies, organizations, and individuals affected by or interested in the plan, which shall include any parties that request to be on the list, the owner or operator of each facility classified as an open dump and any other parties which the State determines to be affected by or interested in the plan;
  - (2) Provide depositories of relevant information in one or more convenient locations; and

- (3) Prepare a responsiveness summary, in accord with 40 CFR 25.8, where required by this subpart or by an approved public participation work plan, which describes matters on which the public was consulted, summarizes the public's views, and sets forth the agency's response to the public input.

(b) State and substate planning agencies shall provide information and consult with the public on plan development and implementation. Provision of information and consultation shall occur both early in the planning process (including the preparation and distribution of a summary of the proposed plan) and on major policy decisions made during the course of plan development, revision and implementation. To meet this requirement, planning agencies shall:

- (1) Publicize information in news media having broad audiences in the geographic area;
- (2) Place information in depositories maintained under paragraph (a)(2) of this section;
- (3) Send information directly to agencies, organizations and individuals on the list maintained under paragraph (a)(1) of this section; and
- (4) Prepare and make available to the public a responsiveness summary in accord with 40 CFR 25.8.

(c) State and substate planning agencies shall conduct public hearings (and public meetings, where the agency determines there is sufficient interest) in accord with 40 CFR 25.5 and 25.6. The purpose of the hearings and meetings is to solicit reactions and recommendations from interested or affected parties and to explain major issues within the proposed plan. Following the public hearings, a responsiveness summary shall be prepared and made available to the public in accord with 40 CFR 25.8.

[44 FR 45079, July 31, 1979, as amended at 46 FR 47051, Sept. 23, 1981]

**§ 256.61 Requirements for public participation in the annual State work program.**

- (a) A public participation work plan in accord with 40 CFR 25.11 shall be included in the annual State work program.