

40-10-5 Activities exempted from chapter.

This chapter does not apply to the following activities:

- (1) the extraction of coal by a landowner for his own noncommercial use from land owned or leased by him; or
- (2) the extraction of coal as an incidental part of federal, state, or local government-financed highway or other construction under rules established by the division.

Amended by Chapter 225, 1991 General Session