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U. S. DEPARTMENT OF THE INTERIOR
OFFICE OF SURFACE MINING
RECLAMATION AND ENFORCEMENT

DIRECTIVES SYSTEM

Subject Number: REG-8-1

Transmittal Number: 722

Date: 5/14/92

Subject: Oversight of State Regulatory and State and Tribal Abandoned Mine Land Reclamation Programs

Approval: [signature] **Title:** Director

Directive REG-8, Transmittal No. 693, dated November 12, 1991, is revised as set forth below to reflect the changes made in Directive INE-35 by Change Notice INE-35-2, to correct inadvertent errors and to clarify ambiguities. Corrected replacement pages are attached for insertion into the original directive.

Paragraph of Directive	Change
2.d.(12) [page 2]	Delete the phrase "and 'Responses to ten-day letters'" and make necessary grammatical corrections to remainder of paragraph.
2.d.(29) [page 4]	Replace the comma following "column" with the word "and" and delete all language after the word "inspections".

Page of Appendix	
15,29	Delete the permitting subelement pertaining to responses to ten-day letters.
55, 66, 78	Revise the title of Table 4 to read "Trends in Inspectable Units and State Inspections."
56	In the title for Appendix B, insert "Cyclical Review" between "OSM" and "Schedule" and delete "(Evaluation Years 1992-1994)".
56, 68, 82	Revise the title of Table 8 to read "OSM Random Sample Inspection Compliance Findings."

CHANGE NOTICE

Page of Appendix	Change
56, 71, 93	Revise the title of Table 19 by adding "by Evaluation Year" to the existing title.
66	Revise the instructions for Table 4 to address inspection frequency and citizen complaint data.
68-69, 82-84	In the instructions for Tables 8-10 and the explanatory notes in these tables, delete language excluding all violations resulting from permit defects. Although agency policy generally prohibits permit defects from being considered violations, inspectable violations resulting from permit defects must be included in these tables.
69	Revise the instructions for Table 11 to require that oral complaint data, if reported, be presented in a column separate from written complaint data.
70	In the last bullet of the instructions for Table 13, change the reference to Table 5 to Table 12.
76	In Table 2, make minor revisions for consistency and clarify which agency is the regulatory authority on Federal lands.
77	In Table 3, insert a citation to the first footnote in the third column and revise all footnote narratives to provide greater clarity.
78	In Table 4, insert the missing mine activity status categories.
87	In Table 13, add a footnote citation following "Incidental boundary revisions", exchange the narratives for the first and second footnotes, revise the narrative for the second footnote to improve clarity, correct an erroneous reference in the third footnote, and modify the format of the title for consistency.

Page of Appendix	Change
89	In Table 15, add footnote citations to the first and third data entry lines and modify the format of the title and the language of the fourth and fifth data entry lines for consistency.
93	In Table 19, modify the language of the footnote to improve clarity.
96	Add a page with instructions for Appendix B.
97	Add a page with instructions for Appendix C.

(3) Require annual reviews of problem areas until resolution is verified.

(4) Clarify that the extent of review need not be uniform for all elements and subelements and that it may vary somewhat depending upon the significance of the subject, national and Field Office priorities, and available resources.

(5) Somewhat clarify the extent and scope of reviews designed to evaluate reclamation success and achievement of the purposes of SMCRA. Emphasize that compliance with performance standards and bond release requirements is not a consideration; rather, premining conditions shall be compared with conditions during and after mining and reclamation.

(6) Provide additional detail as to the contents of element- and subelement-specific evaluation reports. Add a requirement that a copy of these reports be sent to the State or Tribe.

(7) Revamp the evaluation file instructions to specify what materials should and should not be included, delete the requirement that files be organized by program element, and clarify that Directive INF-3 does not normally apply to requests for access to or copies of materials in these files.

(8) Revise the format for the cyclical review schedule by deleting the "Basis for frequency" column and substituting a standardized evaluation code to be entered for each year. This will allow identification of those elements to be reviewed at the routine continuous oversight level, rather than just those elements to be reviewed in depth, as in previous years.

(9) Consistent with this change, delete the list of program elements and subelements previously identified as requiring annual review.

(10) Revamp the permit application processing subelements to more accurately reflect regulatory requirements.

(11) Expand the description of the permitting subelement concerning the applicant/violator system (AVS).

* (12) Add "Remediation of improvidently issued permits" as a permitting subelement and expand an existing subelement to include coordination of permit review and issuance with other agencies.

(13) Require use of the OSM Bond Calculation Handbook to evaluate the adequacy of State reclamation cost estimates.

(28) Modify Table 2 to identify the regulatory authority for inspectable units.

* (29) Modify Table 3 to delete the inspectable units column and add data concerning partial inspections.

(30) Modify Table 4 to include inspectable unit activity status and limit it to inspectable units for which the State is the regulatory authority.

(31) Add information concerning improvidently issued permits to Table 13 (formerly Table 6).

(32) Modify Table 5 (formerly Table 12) to include alternative enforcement actions and distinguish between OSM actions on sites where the State is the regulatory authority and sites where it is not.

(33) Delete former Tables 13 (Alternative Enforcement) and 14 (AVS Operation), although these tables should still be used as evaluation tools when conducting routine cyclical reviews of alternative enforcement and AVS implementation. Also, some information reporting requirements have been transferred to revised Tables 5 and 13.

(34) Delete the obligation percentages and outlay categories from Table 20 (formerly Table 17), since States and Tribes are no longer required to report them. To assist in comparisons, add a column showing the percent of the grant performance period that has lapsed as of the end of the evaluation year.

(35) Split former Table 18 into two tables, one for AMLR achievements during the evaluation year (Table 21) and one for achievements since program approval (Table 22), to facilitate differentiation between coal and noncoal reclamation. Achievement categories also have been restructured to conform to the problem types and mined land features described in Directive AML-1.

(36) Split former Table 19 into two tables, one (Table 6) showing OSM inspections on sites where the State is the primary regulatory authority and one (Table 7) for those sites where it is not.

*

a. Application completeness

b. Public notice and consideration of comments

c. Justification for sale or commercial use

d. Written findings and documentation

3. Processing of notices of intent to explore

4. Processing of applications for permit revisions, transfers, sales and assignments -- -- --

a. Determination of significance (revision applications only)

b. Public notice (if applicable) and consideration of comments

c. PHC/CHIA reevaluation (revision applications only)

d. Written findings and documentation

5. Processing of permit renewal applications -- -- --

a. Completeness

b. Public notice and consideration of comments

6. Midterm permit reviews

7. Periodic reviews of permits for special types of mining

8. Remediation of improvidently issued permits

*

c. Pursuit of appropriate sanctions when inaccuracies in applications are detected, including denial of the permit, assessment of penalties and/or criminal prosecution.

d. Entry of all information derived from the application and the completeness reviews into the AVS prior to querying the AVS for an issue/deny recommendation following the technical completeness determination.

e. Referral of applicants with outstanding unabated violations, delinquent civil penalties, unpaid AML reclamation fees or unfiled AML reclamation fee reports to the appropriate authority for problem resolution.

f. Once an application is approved, withholding issuance of the permit until a final query of the AVS is completed and a documented review of all other available compliance information confirms that the applicant continues to meet the State program's permit eligibility standards. This review includes verifying the ownership and control information in manual and automated State and Federal databases, including the AVS, and verifying that the application remains complete and accurate.

g. Entry of any new or updated identifying or ownership and control information concerning permit applicants and operators into the AVS within 30 days of application approval, denial or withdrawal.

h. Until coal extraction is completed, annual monitoring of the accuracy of permit application information concerning permittees and operators.

8. Timely rescission of, or imposition of other appropriate remedial measures for, improvidently issued permits.

*

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- If the State program contains a minimum numerical inspection frequency for coal exploration operations, substitute it for the second sentence of the third footnote and enter the appropriate data in the table.

- Round percentage entries to the nearest whole number. Do not use decimals.

* Table 4: Trends in Inspectable Units and State Inspections

- With respect to inspectable units, include data only for those units for which the State is the regulatory authority.

- Inspectable unit status shall be determined consistent with the approved State program, except for abandoned sites, which shall be defined consistent with 30 CFR 840.11(g).

- The terms "exploration permit" and "exploration notice" shall be defined consistent with the instructions for Table 2.

* - Follow the instructions for Table 3 when entering inspection data and calculating inspection frequencies.

* - Only written citizen complaints need be reported. If oral complaints are included, they shall be entered in a separate column unless the State does not distinguish between oral and written complaints, in which case an explanatory footnote shall be added to the table.

Table 5: State and OSM Enforcement Activity

- Include all actions taken during the evaluation year regardless of when the underlying violation occurred.

- When OSM is directly enforcing a State program or portion thereof (such as nonpayment of AML reclamation fees) pursuant to a memorandum of understanding with the State, parenthetically identify the number of such enforcement actions taken and provide an explanatory footnote.

Table 6: OSM Inspections on Sites Where the State Is the Primary Regulatory Authority

- Random sample size and the number of inspections conducted shall be reported in terms of inspectable units. An inspection of a minesite consisting of several permits shall be recorded as only one inspection if both the State and OSM consider the site to be a single inspectable unit. This holds true even if separate inspection reports are prepared for each permit for ease of recordkeeping.

- The "State bond release" column refers to OSM inspections conducted pursuant to Directive INE-28.

- In States such as Kentucky and West Virginia where, pursuant to a memorandum of understanding or other agreement, OSM is directly enforcing State program requirements on certain sites for which the State retains primacy, an "Other" column shall be added to the table just before the "Totals" column to report these inspections. The nature and basis for these inspections shall be explained in a footnote.

- "Exploration permit" and "exploration notice" shall be defined consistent with the instructions for Table 2.

- Inspectable unit status (active, inactive, abandoned) shall be determined in accordance with the approved State program except that "abandoned" shall be defined consistent with 30 CFR 840.11(g). Exploration sites shall not be included in these categories.

- Exploration sites shall be included in the "permanent program" category.

Table 7: OSM Inspections on Sites Where the State Is Not the Primary Regulatory Authority

- The nature and basis for any inspections in the "Other" category, which would include only sites for which the State has fully relinquished primacy, shall be explained in a footnote.

- "Exploration permit" and "exploration notice" shall be defined consistent with the instructions for Table 2.

- Inspectable unit status (active, inactive, abandoned) shall be determined in accordance with the approved State program except that "abandoned" shall be defined consistent with 30 CFR 840.11(g). Exploration sites shall not be included in these categories.

- Exploration sites shall be included in the "permanent program" category.

* Table 8: OSM Random Sample Inspection Compliance Findings

- Include only violations in existence at the time of and actually observed by OSM inspectors during the inspection. Do not include violations previously cited by the State if they no longer exist at the time of the OSM inspection.

- Following the instructions for the MEIR supplement, include all violations observed by OSM during the inspection, even if they are corrected prior to completion of the inspection.

*

- Do not include any violations in ten-day notices on appeal to the Deputy Director or which have not been affirmed on appeal.

Table 9: Distribution of Violations on OSM Random Sample Inspection Sites by Performance Standard

- When completing the column entitled "Violations present at time of last State complete inspection", use only data coded 1 or 2 in column D of the MEIR supplement form. Do not include (1) data coded 3 or 4; (2) any violations cited prior to the last State complete inspection but terminated prior to, during or as a result of that inspection, or (3) any violations cited as a result of a State partial inspection conducted between the time of the last State complete inspection and the OSM random sample inspection.

*

- Exclude all violations in ten-day notices on appeal to the Deputy Director or which have not been affirmed on appeal.

- Entries in the column entitled "Performance standard category" shall be the same as those in as Block 25 on the first page of the MEIR. The "Other" category may be replaced with specific descriptions if appropriate.

- When State inspectors are not specific in their citation of violations, OSM inspectors shall review inspection reports, contact State inspectors or otherwise determine the nature of the violations.

- When completing the "Other violations observed by OSM" column, follow the instructions for Table 8, but exclude all violations present at the time of the last State complete inspection.

Table 10: Seriousness of Violations Present at Time of Last State Complete Inspection

- Use only data coded 1 or 2 in column D of the MEIR supplement form. Do not include (1) data coded 3 or 4; (2) any violations cited prior to the last State complete inspection but terminated prior to, during or as a result of that inspection; or (3) any violations cited as a result of a State partial inspection conducted between the time of the last State complete inspection and the OSM random sample inspection.

- The number of administrative (recordkeeping) violations shall be derived from the subcategory "Obstruction to Enforcement" under "Impact" (codes 7, 8 and 9) on the MEIR supplement form.

- Do not include any violations in ten-day notices on appeal to the Deputy Director or which have not been affirmed on appeal.

*

Table 11: Citizen Complaints

- Include complaints referred to the State by OSM in the total number of complaints received by the State.

* - Entries are required only for written complaints. If oral complaints are included, present such data in a separate column and provide a footnote stating that investigation of and response to oral complaints is not required (unless otherwise provided in the State program). If the State does not distinguish between oral and written complaints, report the combined data and provide an explanatory footnote.

Table 12: Permit Applications Received by State

- This table supplies data needed by OSM to meet the information collection and regulatory impact analysis requirements of the Paperwork Reduction Act.

- Use the definition of "exploration permit" provided in the last bullet of the instructions for Table 2.

- If AMLR grants or funds collected from State or Federal civil penalty assessments are used to reclaim any bond forfeiture sites, add a line listing the funds expended and the number of sites and acres reclaimed in this fashion.

Table 16: Status of State's Bond Pool or Forfeiture Reclamation Fund

- Complete only if the State has an approved alternative bonding system. For States lacking such systems, provide an explanatory statement in place of this table.

- Balances shall be computed as the difference between fund assets and liabilities in accordance with generally accepted accounting principles.

- Itemize all sources of fund income using categories such as interest, entrance fees, tonnage fees and annual acreage fees.

- Include data for all sites for which the fund is responsible. If the State maintains separate funds with strictly separate liability for initial and permanent program sites, only data for permanent program sites should be reported. Otherwise, the table must include data from both types of sites, preferably in separate columns if the State accounting system distinguishes between these sites.

Table 17: Lands Unsuitable Petitions

- Self-explanatory.

Table 18: State/Tribal Staffing

- Include only personnel actually in place or hired as of the end of each evaluation year.

- Do not include supervisory or clerical personnel in the "Permit review" and "Inspection" categories.

* - For interagency personnel assignments, include a footnote listing the donor agencies and the number and functional type of persons supplied.

Table 13: State Permitting Actions

- Include only those actions for which the State has both approved the application and issued an authorization to initiate operations. Do not include approved permit applications for which bond has not yet been posted or final compliance checks have not been completed.

- Use the definitions of "exploration permit" and "exploration notice" provided in the last bullet of the instructions for Table 2.

- Delete the first asterisk and footnote if the State requires prior approval (rather than just prior notice) of all coal exploration activities.

- In the incidental boundary revisions category, report only the net acreage added by this means.

- If State program allows acreage to be added via permit amendment, add a line to the table to report all such amendments and associated acreage.

* - This table is not a subset of Table 12; it shall include all actions taken during the evaluation year regardless of when the underlying application was received.

Table 14: Bonds Released by State

- Self-explanatory.

Table 15: State Bond Forfeiture Activity

- Include only those sites for which the indicated action is complete. For example, the "Bonds forfeited" categories do not include sites for which bond forfeiture proceedings have been initiated but not finalized, and the "Forfeiture sites reclaimed" category does not include sites on which reclamation has begun but which have not yet been fully regraded and planted.

- Exclude all sites reclaimed by sureties or other third parties in lieu of forfeiture.

* Table 19: Funds Granted to [State/Tribe] by OSM by Evaluation Year

- Provide all funding figures in millions of dollars rounded to two decimal places.

- The "Federal funds requested by [State/Tribe]" column shall include the sum of all initial grant applications, amendments and supplementary funding requests received by the Field Office during the indicated evaluation year. Do not subtract any deobligation requests received during the same period. If a decision on an application is deferred until the subsequent year for reasons other than lack of funds, report the request as being made in the later year, except as noted in the next bullet of these instructions.

- Include a footnote to explain funding requests on which a decision is still pending at the end of the evaluation year for which the report is prepared.

- The "Federal funds awarded" column shall include the sum of all grant applications, grant amendments and supplementary funds approved during the indicated evaluation year. Do not subtract any deobligations approved during the same period.

- Generally, for purposes of the "Federal funds awarded" column, a grant shall be considered awarded on its effective date. However, except for initial grant appplications, this principle does not apply if the award is retroactive.

- The "Funds deobligated" column shall include all types of deobligations.

- Grants qualifying for the "Other" category, such as subsidence insurance and civil penalty reclamation grants and post-1992 State set-asides, shall be specifically identified and separately listed, not lumped under "Other".

Table 20: Status of AMLR Funds Awarded to State/Tribe

- Provide all funding figures in millions of dollars rounded to two decimal places.

- Data shall be current as of the ending date of the evaluation year.

- All entries shall be cumulative in terms of the grant(s) in question; they shall not reflect only expenditures and activities during the current evaluation year.

- The first column ("Year of award") serves solely as a grant identifier. It shall not be used to indicate when an activity occurred. For example, obligations and outlays occurring during EY 1992 shall be distributed among the three categories listed (EY 81-90, EY 91 and EY 92) according to the year the parent grant incurring the obligation or outlay was approved; they shall not all be reported on the "EY 92" line even though the actual obligation or outlay occurred in EY 1992.

- Include all grant amendments as part of the parent grant regardless of the year the amendment is approved.

- Use standard grant funding categories and definitions when interpreting terms used in this table.

- Obligations shall include all signed contracts and similar agreements with subgrantees.

- Outlays shall be based on SF-269's, SF-271's and similar reports and data supplied by the State or Tribe and on information available from OSM financial management personnel.

- The difference between the "Funds awarded" column and the sum of the "Cumulative obligations" and "Funds deobligated" columns should equal the "Funds available for obligation" column.

- Awards for State or Tribal emergency and noncoal reclamation program administration costs shall be included within the "Administrative grants" category.

- Footnotes shall be used to explain significant deviations such as timing delays that result in the award of two construction grants within the same year and none the previous year.

- The "Percent of grant period lapsed" entries on the EY 81-90 lines shall be calculated using a formula weighted for grant award amounts.

- If a State has received funds for subsidence insurance, a post-1992 set-aside or other special purpose, the table shall be lengthened to report the

status of such funds, using the same format.

Table 21: AML Reclamation Achievements During Evaluation Period

- Complete for all grant-funded AMLR construction projects (including State/Tribal emergency projects) completed during the evaluation period.
- Benefits shall be reported in a manner consistent with the instructions for the listed AMLIS keywords in Directive AML-1.
- Only benefits from those projects coded or eligible for coding as P-SG, P-SE or P-NC on OSM Form 76 shall be included.
- Since this table is intended to report only actual, on-the-ground achievements, research and demonstration (P4) projects shall not be included unless, as part of the research and demonstration process, they directly accomplish P1, P2 or P3 benefits.
- Any public facilities or public land development projects must be itemized by project type, as must any benefits listed in the "Other environmental benefits" category (AMLIS keyword: P3 - 0).

Table 22: AML Reclamation Achievements Since Program Approval

- Follow the instructions for Table 21, but report the benefits resulting from all grant-funded AMLR construction projects completed from the date of AMLR program approval through the end of the current evaluation period.

Table 2

INSPECTABLE UNITS (As of June 30, 1992)												
Coal mines and related facilities	Number and status of units									Acreage[1] (hundreds of acres)		
	Active		In temporary cessation	In reclamation		Abandoned		Totals				
	IP	PP	PP	IP	PP	IP	PP	IP	PP	IP	PP	Total
STATE AND PRIVATE LANDS	REGULATORY AUTHORITY: (Insert name of State)											
Surface mines												
Underground mines												
Other facilities												
Subtotals												
FEDERAL LANDS	REGULATORY AUTHORITY: (Insert "OSM" or, if a cooperative agreement exists, name of State)											
Surface mines												
Underground mines												
Other facilities												
Subtotals												
INDIAN LANDS	REGULATORY AUTHORITY: OSM											
Surface mines												
Underground mines												
Other facilities												
Subtotals												
ALL LANDS[2]												
Surface mines												
Underground mines												
Other facilities												
Totals												

Average number of permits per inspectable unit (excluding exploration sites)..... _____
Average number of acres per inspectable unit (excluding exploration sites)..... _____

Number of exploration permits on State and private lands:_____ On Federal lands[3]:_____

Number of exploration notices on State and private lands:_____ On Federal lands[3]:_____

IP: Initial regulatory program sites.
PP: Permanent regulatory program sites.

[1]Includes only the acreage located on the indicated type of land when a unit is located on more than one type of land.

[2]Numbers of units may not equal the sum of the preceding categories because a single inspectable unit may include lands in more than one of the preceding categories.

[3]Includes only exploration activities regulated by the State pursuant to a cooperative agreement with OSM or by OSM pursuant to a Federal lands program. Excludes exploration regulated by the Bureau of Land Management.

Table 3

STATE INSPECTION ACTIVITY								
Type of inspectable unit	Number of inspections conducted		Percent of required inspections conducted[1]		Inspectable units for which State met required inspection frequency			
	Complete inspections	Partial inspections	Complete inspections	Partial inspections	Complete inspections		All inspections	
COAL MINES AND FACILITIES					Number	%	Number	%
Active								
Inactive				N/A				
Abandoned								
Totals								
Exploration permits[2]			N/A	N/A	N/A		N/A	
Exploration notices[2]			N/A	N/A	N/A		N/A	

N/A: Not applicable.

[1]Calculated on a site-specific basis. Excess complete inspections are considered partial inspections. For each site, any inspections in excess of the total number required by the approved program are not included.

[2]Includes all valid or unreclaimed notices and permits. No inspection frequency data are provided since SMCRA does not establish a minimum numerical inspection frequency for coal exploration activities.

Table 4

TRENDS IN INSPECTABLE UNITS AND STATE INSPECTIONS			
	EY 1990	EY 1991	EY 1992
Inspectable units for which State has primary jurisdiction			
Surface mines Active Inactive Abandoned Underground mines Active Inactive Abandoned Other facilities Active Inactive Abandoned			
Subtotals Active Inactive Abandoned			
Totals			
Exploration permits Exploration notices			
State inspections conducted			
Complete Partial			
Totals			
Percent of required State inspections conducted			
Complete inspections Partial inspections			
Citizen complaints received			

Table 8

OSM RANDOM SAMPLE INSPECTION COMPLIANCE FINDINGS		
Number of sites inspected..... _____		
Number of violations per inspectable unit	Inspectable units with indicated number of violations observed by OSM[1]	
	Number	Percent[2]
None		
1		
2		
3		
4		
5		
6		
7		
8		
9		
10		
More than 10		

[1]Does not include violations in ten-day notices on appeal to the Deputy Director or which have not been affirmed on appeal.

[2]Percent of total number of sites inspected on which indicated number of violations were observed.

Note: This table differs from Tables 9 and 10 in that it depicts the number of violations observed by OSM inspectors on random sample inspections in {State} during EY 1992 without regard to when the violation occurred. It provides a general indication of how effectively the industry has incorporated environmental protection into its standard operating procedures. Because States cannot control the incidence of violations, this table should not be interpreted as an indicator of State performance. Also, since this table is intended to reflect only the extent of industry compliance at the time of the OSM random sample inspection, all violations previously cited by the State but which no longer exist at the time of the OSM inspection are excluded.

Table 9

DISTRIBUTION OF VIOLATIONS[1] ON OSM RANDOM SAMPLE INSPECTION SITES BY PERFORMANCE STANDARD

Performance standard category	Violations present at time of last State complete inspection		Other violations observed by OSM
	Number cited by State	Number uncited by State	
Total			

[1]Does not include violations in ten-day notices which either are on appeal to the Deputy Director or have not been affirmed on appeal.

Note: For all sites on which OSM conducted random sample inspections in [State] during EY 1992, this table provides a breakdown by performance standard of the number of violations that were present at the time of the last State complete inspection (LSCI), including those previously cited by the State and no longer present at the time of the OSM inspection. It also categorizes these violations by whether they were cited or uncited by the State inspector at the time of the LSCI. In addition, the last column categorizes all other OSM-observed violations on these sites by the type of performance standard violated.

Table 10

SERIOUSNESS OF VIOLATIONS[1] PRESENT AT TIME OF LAST STATE COMPLETE INSPECTION
(on OSM random sample inspection sites)

NUMBER OF VIOLATIONS WITH ACTUAL OR POTENTIAL IMPACTS REMAINING WITHIN PERMIT AREA

Probability of occurrence of event that the violated standard is designed to prevent	Degree of actual or potential impact						Totals	
	Minor		Moderate		Considerable			
	Cited[2]	Uncited[3]	Cited[2]	Uncited[3]	Cited[2]	Uncited[3]	Cited[2]	Uncited[3]
None or unlikely								
Likely								
Occurred								
Subtotals								

NUMBER OF VIOLATIONS WITH ACTUAL OR POTENTIAL IMPACTS EXTENDING OUTSIDE PERMIT AREA

Probability of occurrence of event that the violated standard is designed to prevent	Degree of actual or potential impact						Totals	
	Minor		Moderate		Considerable			
	Cited[2]	Uncited[3]	Cited[2]	Uncited[3]	Cited[2]	Uncited[3]	Cited[2]	Uncited[3]
None or unlikely								
Likely								
Occurred								
Subtotals								

NUMBER OF ADMINISTRATIVE (RECORDKEEPING) VIOLATIONS

	Degree of obstruction to enforcement						Totals	
	Minor		Moderate		Considerable			
	Cited[2]	Uncited[3]	Cited[2]	Uncited[3]	Cited[2]	Uncited[3]	Cited[2]	Uncited[3]

ALL TYPES OF VIOLATIONS

	Degree of impact or obstruction						Totals	
	Minor		Moderate		Considerable			
	Cited[2]	Uncited[3]	Cited[2]	Uncited[3]	Cited[2]	Uncited[3]	Cited[2]	Uncited[3]

[1]Does not include violations in ten-day notices which either are on appeal to the Deputy Director or have not been affirmed on appeal.

[2]Violations cited by the State at the time of the last State complete inspection.

[3]Violations not cited by the State at the time of the last State complete inspection.

Note: For all sites on which OSM conducted random sample inspections in [State] during EY 1992, Table 22 summarizes the seriousness of those violations which existed at the time of the last State complete inspection (LSCI), including those violations which were previously cited by the State but no longer exist at the time of the OSM inspection. It also characterizes the seriousness of these violations according to whether they were cited by the State at the time of the LSCI.

Table 13

STATE PERMITTING ACTIONS
(Applications approved and authorizations to operate issued)

Type of application	Surface mines		Underground mines		Other facilities		Totals	
	No.	Acres	No.	Acres**	No.	Acres	No.	Acres
New permits								
Renewals								
Revisions (exclusive of incidental boundary revisions)		N/A		N/A		N/A	0	N/A
Incidental boundary revisions[1]							0	0
Transfers, sales and assignments of permit rights		N/A		N/A		N/A	0	N/A
Small operator assistance		N/A		N/A		N/A	0	N/A
Exploration permits		N/A		N/A		N/A	0	N/A
Exploration notices[2]		N/A		N/A		N/A	0	N/A
Totals	0	0	0	0	0	0	0	0

Number of permits identified by OSM as being improvidently issued[3]....._____

Number of improvidently issued permits for which the State took appropriate corrective action....._____

N/A: Not applicable.

[1]Includes only the number of acres of proposed surface disturbance.

[2]State approval not required. Does not involve either removal of more than 250 tons of coal or lands designated unsuitable for mining.

[3]Permits meeting the criteria of 30 CFR 773.20(b) and requiring rescission or other action by the State.

Table 15

STATE BOND FORFEITURE ACTIVITY (Permanent program permits)			
	Sites	Dollars	Acres
Bonds forfeited as of July 1, 1991[1]			
Bonds forfeited during EY 1992			
Forfeited bonds collected as of July 1, 1991[1]			
Forfeited bonds collected during EY 1992			
Forfeiture sites reclaimed during EY 1992		[2]	
Forfeiture sites repermitted during EY 1992		N/A	
Forfeiture sites unreclaimed as of June 30, 1992		N/A	
Excess reclamation costs recovered from permittee			
Excess forfeiture proceeds returned to permittee			

[1]Includes data only for those forfeiture sites not fully reclaimed as of this date.

[2]Cost of reclamation, excluding general administrative expenses.

Table 19

FUNDS GRANTED TO [STATE/TRIBE] BY OSM BY EVALUATION YEAR (Millions of dollars)												
Type of grant	Federal funds requested by [State/Tribe]			Federal funds awarded			Funds deobligated			Percent of total program costs that are Federally funded		
	1990	1991	1992	1990	1991	1992	1990	1991	1992	1990	1991	1992
Administration and enforcement												
Abandoned mine land reclamation[1]												
Small operator assistance												
Other [itemize]												
Totals												

[1]Includes administrative grants, construction grants and cooperative agreements.

APPENDIX B

OSM Cyclical Review Schedule for Evaluating State Program Elements and Subelements

[Instructions: Behind this title page, attach a copy of the cyclical review schedule for the 3-year review cycle that includes the evaluation year covered by this report. Please note that this means the appendix will contain essentially the same schedule for three consecutive years. The only revisions will reflect workplan modifications during the evaluation year.]

APPENDIX C

[State/Tribal] Comments on Report

[Instructions:

- Insert either "State" or "Tribal" to complete the title of this appendix. Do not substitute the name of the State or Tribe.

- Following this title page, attach the most recent comments received from the State or Tribe. If the comments incorporate an earlier letter by reference, attach that letter as well. If no comments are received, provide a notation to that effect.]