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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:** 895 **Date:** SEP 2 8 2000

Subject: Oversight of State Regulatory Programs

Approval: Kathrine L. Henry Title: Acting Director

SUMMARY OF CHANGES. This Change Notice supersedes and replaces **Table 7, State Bond Forfeiture Activity**. The change provides a more accurate picture of bond forfeiture activity underway in the State or actions taken by the regulatory authority to reclaim sites for which bond forfeiture funds have been received. (The previous table did not clearly separate bond forfeiture actions that have been initiated, but which are still in the appeal process from those where funds are available to the regulatory authority.) Also, it provides the reader of the report with a better idea of the regulatory authority's actions to complete bond forfeiture reclamation in a timely manner. Further, the revised table includes actions by sureties, financial institutions or others to reclaim forfeited sites.

CHANGE NOTICE

TABLE 7

STATE BOND FORFEITURE ACTIVITY (Permanent Program Permits)		
Bond Forfeiture Reclamation Activity by SRA	Number of sites	Acres
Sites with bonds forfeited and collected that were unreclaimed as of September 30, _____ (end of previous evaluation year) [A]		
Sites with bonds forfeited and collected during Evaluation Year _____ (current year)		
Sites with bonds forfeited and collected that were re-permitted during Evaluation Year _____ (current year)		
Sites with bonds forfeited and collected that were reclaimed during Evaluation Year _____ (current year)		
Sites with bonds forfeited and collected that were unreclaimed as of September 30, _____ (end of current year)[A]		
Sites with bonds forfeited but uncollected as of September 30, _____ (end of current year)		
Surety/Other Reclamation (In Lieu of Forfeiture)		
Sites being reclaimed by surety/other party as of September 30, _____ (end of previous evaluation year) [B]		
Sites where surety/other party agreed to do reclamation during Evaluation Year _____ (current year)		
Sites being reclaimed by surety/other party that were re-permitted during Evaluation Year _____ (current year)		
Sites with reclamation completed by surety/other party during Evaluation Year _____ (current year) [C]		
Sites being reclaimed by surety/other party as of September 30, _____ (current evaluation year) [B]		

[A] Includes data only for those forfeiture sites not fully reclaimed as of this date
[B] Includes all sites where surety or other party has agreed to complete reclamation and site is not fully reclaimed as of this date
[C] This number also is reported in Table 5 as Phase III bond release has been granted on these sites

Table 7 State Bond Forfeiture Activity

Bond Forfeiture Reclamation Activity by the SRA

- "Sites with bonds forfeited and collected " include:

  - sites where bond forfeiture proceedings have been finalized and forfeiture funds collected.

  - sites with forfeited and collected bonds only for those not fully reclaimed as of the reported date.

  It does not include data on sites where a surety or other party has agreed to do reclamation in lieu of forfeiture. Those sites are identified under the next section of Table 7.

- "Sites with bonds forfeited and collected that are unreclaimed" at the end of the current evaluation year (Row 5) is the summary of the Row 1, plus Row 2, minus Row 3, and minus Row 4.

- "Sites with forfeited but uncollected bonds" include:

  - sites where bond forfeiture proceedings have been completed. This is when a State considers the bonds for the site to be forfeited. This typically would be when the appeal period has expired and/or a collection notice or order has been sent.

Surety/Other Reclamation (in Lieu of Forfeiture)

- "Sites reclaimed by surety/other party" includes those sites where the surety or other party completed reclamation in lieu of forfeiture and the site had Phase III bond release granted by the State within the specified evaluation year.

- "Sites being reclaimed by surety/other party"at the end of the current evaluation year (Row 5) is the summary of the Row 1, plus Row 2, minus Row 3, and minus Row 4.