



U.S. DEPARTMENT OF THE INTERIOR

OFFICE OF SURFACE MINING
RECLAMATION AND ENFORCEMENT
DIRECTIVE SYSTEM

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INE-23

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Date:

DEC 08 1998

Subject:

Completion and Processing of Mine Site Inspection Federal Program and Mine Site Evaluation State Program Report Forms

Approval:

Kathy Karpan

Title:

Director

1. **PURPOSE.** This directive establishes the Office of Surface Mining Reclamation and Enforcement's (OSM's) procedures for completing and processing the Mine Site Inspection (MSI) Federal Program and Mine Site Evaluation (MSE) State Program report forms.

2. **SUMMARY OF CHANGES.** This directive introduces the MSI and MSE forms which replace the Mine-Site Evaluation Inspection Report (MEIR). It also accommodates changes in the basic concept of oversight and in the form and approach to programmatic data collection and reporting mechanisms.

3. **DEFINITIONS.**

I&E Tracking System. A computerized database that contains information collected from oversight and assistance mine site visits and other reviews; Ten-Day notices; Federal inspections and enforcement actions; and written citizen complaints. The System consists of a centralized national database and the local Division and Field Office databases that feed into and support the centralized database.

MSE. Mine Site Evaluation Report used by OSM when the State has an approved regulatory program (includes regulation on Federal lands under a State-Federal cooperative agreement). This report is used to record the findings of OSM's oversight inspections, reviews and any other visits to a mine site.

MSI. Mine Site Inspection Report used by OSM when OSM is the regulatory authority. This report is used to record the findings of OSM's mine site inspections and other reviews.

4. **POLICY.**

a. **MSI Form.**

(1) The MSI form must be used to document all inspection and enforcement under Federal and Indian Programs or, if applicable, a Federal lands program, regardless of whether the visit or evaluation is conducted by inspection, program or technical staff.

(2) The MSI form will be used to collect basic site information that will better enable OSM to measure and report on-the-ground impacts and end-results of mining and reclamation.

(3) Data from the MSI form must be entered into the I&E Tracking System to provide information that will characterize the size, scope and activity of OSM's Federal and Indian Program responsibilities.

b. MSE Form.

(1) The MSE form must be used to document all mine site visits or evaluations for oversight, assistance, written citizen complaints, oral citizen complaints alleging environmental harm or danger to the public that is imminent, and Federal inspection and enforcement purposes in primacy States and on Federal lands regulated under a State-Federal cooperative agreement. The form must be completed regardless of whether the visit or evaluation is conducted by inspection, program or technical staff.

(2) Codes identifying the purposes specified in 4b(1) above will be assigned by individual OSM offices.

(3) The MSE form will be used to collect basic site information that will enable OSM to better measure and report on-the-ground impacts and end-results of mining and reclamation.

(4) The use of the performance standard checklist on the MSE form is optional, unless there is an observed violation.

(5) OSM Field Offices may develop their own data collection systems, in addition to the I&E Tracking System, to collect information and measure State performance.

5. RESPONSIBILITIES.

a. The Regional Director for the Appalachian Regional Coordinating Center (RD-ARCC) is responsible for -

(1) Maintaining the I&E Tracking System, and

(2) Compiling monthly and any special MSI and MSE summary reports necessary to meet OSM's information needs.

b. Division Chiefs and Field Office Directors are responsible for ensuring that data from the MSI, MSE, TDN, Notice of Violation (NOV), Cessation Order (CO), written citizen complaints, and Inspectable Unit List (Federal data only) are entered in the I&E Tracking System's local database, in accordance with this directive and the on-line help system. The centralized national database is programmed to automatically collect and store data residing in the local databases on a routine basis.

c. Inspector (or other designated OSM) Supervisors, by signing as reviewing officials of the MSI and MSE forms, are responsible for ensuring that each form is completed accurately in accordance with this directive and the on-line help system.

6. **PROCEDURES**

a. **MSI Form.**

(1) The MSI form must be completed in accordance with instructions contained in the computerized on-line help system available when data elements are being entered into the I&E Tracking System's local database.

(2) An MSI form must be completed after any Federal inspection or visit is made when OSM is the regulatory authority.

(3) Data elements from the form - including any narrative - must be entered into the I&E Tracking System's local database within two weeks after each MSI form is complete.

(4) When multiple permits comprise a single inspectable unit, a separate MSI form must be completed for each permit inspected within the multiple permit unit.

(5) Upon completion and supervisory review of each MSI, Division/Field Offices must send a complete copy to the permittee, in accordance with Directive INE-3.

(6) At a minimum, the MSI form must include a narrative under the following circumstances:

(a) When a performance standard category in Item 25 is coded "2," meaning it is in noncompliance;

(b) When a follow-up inspection to an enforcement action is conducted;

(c) When a citizen complaint investigation is conducted; or

(d) When it is necessary to document significant conditions or events at the site or important conversations.

b. **MSE Form.**

(1) The MSE form must be completed in accordance with instructions contained in the computerized on-line help system available when data elements are being entered into the I&E Tracking System's local database.

(2) An MSE form must be completed -

- (a) Upon the conclusion of any Federal visit or inspection,
- (b) To document the issuance of a TDN when an inspection is not required,
- (c) To record receipt of a written citizen complaint, regardless of whether a TDN is issued, or
- (d) To document any other oversight activity, as deemed appropriate by the OSM office.

(3) Data elements from the form - including the narrative - must be entered into the I&E Tracking System's local database within two weeks after each MSE form is complete.

(4) When multiple permits comprise a single inspectable unit, a separate MSE form must be completed for each permit inspected within the multiple permit unit.

(5) Upon completion and supervisory review of each MSE form, Division/Field Offices must send a complete copy to the permittee, in accordance with Directive INE-3, and a copy to the State Regulatory Authority.

(6) The MSE form must include a narrative.

c. **Use of Other Versions of NOV, CO and TDN Forms**

In addition to using the new version of these forms printed from the I&E Tracking System, previous editions of the forms also may be used until the supply is exhausted. Photocopies of either the new or previous editions also are acceptable.

7. **REPORTING REQUIREMENTS.** MSI, MSE, TDN, NOV, CO, written citizen complaint, and Inspectable Unit List data must be entered routinely in the local Division and Field Office databases of the I&E Tracking System, in accordance with this directive and the on-line help system, so that the information may be transferred automatically to the centralized national I&E Tracking System database.

8. **EFFECT ON OTHER DOCUMENTS.** This directive supersedes the previous version of INE-23, dated July 7, 1992, as modified by Change Notice INE-23-1, dated June 30, 1993.

9. **REFERENCES.**

a. 30 CFR 700.15, 732.17, 733.12, 773.20, 773.21, 774.11, 840.11, 842.11, 842.12, and 843.12.

b. Federal Registers: 53 FR 26728, July 14, 1988; 54 FR 18438, April 28, 1989.

c. National Coal Association v. Uram No. 87-2076 et al. (D.D.C. Sept. 16, 1994).

d. Directives INE-3, "Furnishing Operator/Permittees with Copies of Inspection Reports and Ten-Day Notices"; REG-8, "Oversight of State Regulatory Programs."

10. **EFFECTIVE DATE.** Upon issuance.

11. **CONTACT.** Chief, Division of Regulatory Support, (202) 208-2651.

12. **KEYWORDS.** Ten-day notice; notice of violation, cessation order; informal review; citizen complaint; mine site; inspection; site visit; I&E Tracking System; inspectable unit; evaluation; computer system; computerized.

13. **LIST OF APPENDICES.**

Appendix 1 Mine Site Evaluation (MSE) State Program Form and code sheet

Appendix 2 Mine Site Inspection (MSI) Federal Program Form and code sheet



U. S. DEPT. OF THE INTERIOR OFFICE OF SURFACE MINING Mine Site Inspection Federal Program



<p>1. Permittee/Person _____</p> <p>2. Address _____</p> <p>3. City _____ 4. State _____</p> <p>5. Zip Code _____ 6. Phone Number _____</p> <p>7. Operator Name, if Different than Permittee _____</p> <p>8. Mine Name _____</p>	<p>9. Permit Number _____ 10. Permit Type _____</p> <p>11. Field Visit Date _____ 12. Inspection Type _____ 13. Field Office Use _____ <small>mm - dd - yyyy</small></p> <p>14. Permit Status _____ 15. Site Status _____ 16. Facility Type _____</p> <p>17. OSM Office # _____ 18. CCID # _____ 19. Land Code _____</p> <p>20. M.S.H.A ID # _____ 21. State Abrev. _____ 22. County Name _____</p> <p>23. AVS Permittee Entity ID Number _____ 24. Control # _____</p>
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25. Performance Standard Categories

Codes: 1=Compliance, 2=Noncompliance, 3=Not Planned, 4=Not Started, 5=Noncompliance Identified Elsewhere, 6=Previously Cited

- | | | |
|--|---|---|
| <p>A. Administrative</p> <ol style="list-style-type: none"> 1. ___ Mining within Valid Permit 2. ___ Mining within Bonded Area 3. ___ Terms & Conditions of Permit 4. ___ Liability Insurance 5. ___ Ownership and Control 6. ___ Temporary Cessation 7. ___ AML Rec. Fees -- Non-Respondent 8. ___ AML Rec. Fees -- Failure to Pay <p>B. Hydrologic Balance</p> <ol style="list-style-type: none"> 1. ___ Drainage Control 2. ___ Inspections & Certifications 3. ___ Siltation Structures 4. ___ Discharge Structures 5. ___ Diversions 6. ___ Effluent Limits 7. ___ Ground Water Monitoring 8. ___ Surface Water Monitoring 9. ___ Drainage -- Acid-Toxic Materials 10. ___ Impoundments 11. ___ Stream Buffer Zones <p>C. Topsoil & Subsoil</p> <ol style="list-style-type: none"> 1. ___ Removal 2. ___ Substitute Materials 3. ___ Storage and Protection 4. ___ Redistribution | <p>D. Backfilling & Grading</p> <ol style="list-style-type: none"> 1. ___ Exposed Openings 2. ___ Contemporaneous Reclamation 3. ___ Approximate Original Contour 4. ___ Highwall Elimination 5. ___ Steep Slopes (includes downslope) 6. ___ Handling of Acid & Toxic Materials 7. ___ Stabilization (rills and gullies) <p>E. Excess Spoil Disposal</p> <ol style="list-style-type: none"> 1. ___ Placement 2. ___ Drainage Control 3. ___ Surface Stabilization 4. ___ Inspections & Certifications <p>F. Coal Mine Waste (Refuse Piles/Impoundments)</p> <ol style="list-style-type: none"> 1. ___ Drainage Control 2. ___ Surface Stabilization 3. ___ Placement 4. ___ Inspections and Certifications 5. ___ Impounding Structures <p>G. Use Of Explosives</p> <ol style="list-style-type: none"> 1. ___ Blaster Certification 2. ___ Distance Prohibitions 3. ___ Blast Survey/Schedule 4. ___ Warnings & Records 5. ___ Control of Adverse Effects | <p>H. ___ Subsidence Control Plan</p> <p>I. Roads</p> <ol style="list-style-type: none"> 1. ___ Road Construction 2. ___ Certification 3. ___ Drainage 4. ___ Surfacing and Maintenance 5. ___ Reclamation <p>J. Signs & Markers</p> <ol style="list-style-type: none"> 1. ___ Signs 2. ___ Markers <p>K. ___ Distance Prohibitions</p> <p>L. Revegetation</p> <ol style="list-style-type: none"> 1. ___ Vegetative Cover 2. ___ Timing <p>M. ___ Postmining Land Use</p> <p>N. Other</p> <p>General _____</p> <p>Performance _____</p> <p>Category _____</p> <p>_____ 1) _____</p> <p>_____ 2) _____</p> <p>_____ 3) _____</p> |
|--|---|---|

<p>26. Permitted Acres</p> <p>_____ a. Permitted _____ b. Disturbed (Estimated)</p>	<p>28. Total Bonded Acres</p> <p>_____ a. Total Release _____</p> <p>_____ b. Phase I Release _____</p> <p>_____ c. Phase II Release _____</p> <p>_____ d. Phase III Release _____</p>	<p>29. Inspection Hours</p> <p>_____ a. Permit Review _____</p> <p>_____ b. Inspection Time _____</p> <p>_____ c. Travel Time _____</p> <p>_____ d. Report Writing _____</p>	<p>30. Signature Block</p> <p>_____ Signature:</p> <p>_____ Printed Name:</p> <p>Insp. ID _____ Date: / /</p> <p>_____ Review Date: / /</p>				
<p>27. Frequency for previous 4 Calendar Qtrs.</p> <table border="0" style="width: 100%;"> <tr> <td>a. Number of required complete inspections _____</td> <td>b. Number of complete inspections conducted _____</td> </tr> <tr> <td>c. Number of required partial inspections _____</td> <td>d. Number of partial inspections conducted _____</td> </tr> </table>				a. Number of required complete inspections _____	b. Number of complete inspections conducted _____	c. Number of required partial inspections _____	d. Number of partial inspections conducted _____
a. Number of required complete inspections _____	b. Number of complete inspections conducted _____						
c. Number of required partial inspections _____	d. Number of partial inspections conducted _____						
<p>31. Reviewing Official: _____</p>							

Small Business Regulatory Enforcement Fairness Act (SBREFA) Your Comments Are Important

The Small Business and Agriculture Regulatory Enforcement Ombudsman and 10 Regional Fairness Boards were established to receive comments from small businesses about Federal agency enforcement actions. The Ombudsman will annually evaluate the enforcement activities and rate each agency's responsiveness to small business. If you are a small business (a business with 500 or fewer employees including those of affiliates) and wish to comment on the enforcement or compliance activities of OSM, call 1-888-REG-FAIR (1-888-734-3247).

U. S. DEPT. OF THE INTERIOR OFFICE OF SURFACE MINING

Mine Site Inspection

Federal Program
Continuation Page

Permittee/ Person

Permit Number

Field Visit Date / /

31. Off-Site Impact Data and Identified Violation Data.

List all Federal NOV or CO actions taken or reviewed during this current OSM site visit. List the off-site impacts associated with Federal actions taken during this site visit.

1. A. Specific State or Federal Law/Regulations Violated: _____
 B. Description: _____
 C. Performance Standard D. Abated (Y/N)
 E. OSM Action F. OSM Action Number Viol.#
 G. Optional H. Any Off-Site Impacts Y/N
 I. Longitude J. Latitude K. Elevation

L. Off-Site Impacts				
	People	Land	Water	Structures
Blasting	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stability	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Hydrology	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Encroachment	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

2. A. Specific State or Federal Law/Regulations Violated: _____
 B. Description: _____
 C. Performance Standard D. Abated (Y/N)
 E. OSM Action F. OSM Action Number Viol.#
 G. Optional H. Any Off-Site Impacts Y/N
 I. Longitude J. Latitude K. Elevation

L. Off-Site Impacts				
	People	Land	Water	Structures
Blasting	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stability	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Hydrology	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Encroachment	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

3. A. Specific State or Federal Law/Regulations Violated: _____
 B. Description: _____
 C. Performance Standard D. Abated (Y/N)
 E. OSM Action F. OSM Action Number Viol.#
 G. Optional H. Any Off-Site Impacts Y/N
 I. Longitude J. Latitude K. Elevation

L. Off-Site Impacts				
	People	Land	Water	Structures
Blasting	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stability	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Hydrology	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Encroachment	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

4. A. Specific State or Federal Law/Regulations Violated: _____
 B. Description: _____
 C. Performance Standard D. Abated (Y/N)
 E. OSM Action F. OSM Action Number Viol.#
 G. Optional H. Any Off-Site Impacts Y/N
 I. Longitude J. Latitude K. Elevation

L. Off-Site Impacts				
	People	Land	Water	Structures
Blasting	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stability	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Hydrology	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Encroachment	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

OSM Action

- 3) NOV Issued
- 4) FTA-CD Issued
- 5) IH-CO Issued (Imminent Environmental Harm)
- 6) ID-CO Issued (Imminent Danger to Public)
- 8) Abated during or before OSM Inspection
- 9) Follow-up of Federal Action

Off-Site Impacts

For each type of impact and resource affected, enter "N, D, or J" to describe the degree of off-site impact:

- N - Minor Occurrence
- D - Moderate Occurrence
- J - Major Occurrence

EVALUATION CODE SHEET

Mine Site Inspection (MSI)

Permit Type --- Item 10 Permit Type IP = Interim Program, PP = Permanent Program, NP = No Permit

Inspection Type Codes (MSI only) --- Item 12

FC Any Federal Complete Inspection FP Federal Partial Inspection FPA Any Federal Aerial Inspection	FF Federal NOV and/or CO Follow-up CC Initial Citizen Complaint CCF Citizen Complaint Follow-up	DR Document Review (non site visit) DRF Document Review Follow-up (non site visit) RF Reclamation Fees SV Any Federal Mine Site Visit that is NOT an Inspection
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Permit Status --- Item 14

A Active: Coal mining and reclamation activities occurring or permitted but not yet disturbed. IN Inactive (Permanent Program Permit): Phase II completed or Temporary Cessation of Operations. (Interim Program Permit) : Coal mining completed and reclamation activities initiated. NA Not Applicable: When site is unpermitted.	BR Bond Release: Reclamation completed and State Regulatory Authority (RA) has released all of the bond (Phase III Release.) AB Abandoned: All surface and underground coal mining activities have ceased and operator has left the site without completing reclamation as defined in 30 CFR 840.11(g). AB1 Bond Forfeiture: Bond forfeiture officially in process or completed, and reclamation in progress or not yet commenced. AB2 Partially Reclaimed Forfeiture: Forfeited site where all bonds have been used to reclaim site, but site not reclaimed to Program standards. AB3 Reclaimed Forfeiture: Forfeited site that has been reclaimed to Program standards.
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Site Status Codes --- Item 15

ND No Disturbance: No coal mining and reclamation operations have been started. EX Coal Exploration: Coal exploration operations have started and where coal mining operations have not begun. AP Active Coal Producing: Coal surface mining activities are occurring. AN Active Non-Producing: Active non-producing facility such as tipple or preparation plant. NM No Mining: The Permit Status is active, site is not in Temporary Cessation, no surface coal mining activity, and site not regraded.	MC Mining Complete: No mining activity on site, site regraded and awaiting phase bond release. TC Temporary Cessation: The RA has granted cessation of mining pursuant to 30 CFR 816/817.131(b). P1 Phase I Release: At least Phase I bond release granted for entire permitted area. For interim permits, partial bond release. P2 Phase II Release: At least Phase II bond release for the entire permitted area. P3 Phase III Release: Reclamation completed and the RA has released all bond. NS Non-Site Visit: Status of site not determined.	FP Forfeiture Pending: The RA is pursuing actions to revoke the permit, collect the performance bond(s), and/or reclamation of forfeited site is in progress. FR Forfeited and Reclaimed: Forfeiture reclamation completed. FO Abandoned Site: Abandoned site that is permitted but there is no bond. WC Wildcat: Coal mining and reclamation operations have or are taking place and the activity is not covered by the required permits from the RA.
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Facility Type Codes --- Item 16

D Ancillary (Haulroad, Conveyor, and/or Rails) A Surface B Underground C Preparation Plant	E Refuse and/or Impoundment F Loading Facility and/or Tipple G Stockpiles	H Exploration Permits I Notice of Intent to Explore J Exempt 16 and 2/3 K Government Financed Construction Exemption
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Land Code --- Item 19 S State/Private Lands F Federal Lands I Indian Lands

Performance Standard Categories 30 CFR Counterpart

- | | |
|---|--|
| <p>A. Administrative (816/817.71-74)</p> <ol style="list-style-type: none"> 1. Valid Permit 773.11 2. Mining within Bonded Area 773.11 3. Terms & Conditions of Permit 773.17 4. Liability Insurance 800.60 5. Ownership and Control 778.13 6. Temporary Cessation 842.11(e) & 816/817.131 7. AML Rec. Fees -- Non-Respondant 870.15(b) 8. AML Rec. Fees -- Failure to Pay 870.15(a) <p>B. Hydrologic Balance (816/817.41-57)</p> <ol style="list-style-type: none"> 1. Drainage Control 45 2. Inspections & Certifications 49(a)(10) 3. Siltation Structures 46 4. Discharge Structures 47 5. Diversions 43 6. Effluent Limits 42 7. Ground Water Monitoring 41(c) 8. Surface Water Monitoring 41(e) 9. Drainage--Acid - Toxic Materials 41(f) 10. Impoundments 49 11. Stream Buffer Zones 57 <p>C. Topsoil & Subsoil (816/817.22)</p> <ol style="list-style-type: none"> 1. Removal 22(a) 2. Substitute Materials 22(c) 3. Storage and Protection 22(c) 4. Redistribution 22(d) <p>D. Backfilling & Grading (816/817.95-107)</p> <ol style="list-style-type: none"> 1. Exposed Openings 816/817.13, 14, 15, & 823.11 & 21 2. Contemporaneous Reclamation 100 3. Approximate Original Contour 102(a)(1) 4. Highwall Elimination 102(a)(2) 5. Steep Slopes (includes downslope) 107 6. Handling of Acid & Toxic Materials 102(c) 7. Stabilization (fills and gullies) 95(b) | <p>E. Excess Spoil Disposal (816/817.71-74)</p> <ol style="list-style-type: none"> 1. Placement 71(c) 2. Drainage Control 71(f) 3. Surface Stabilization 71(g) 4. Inspections & Certifications 71(h) <p>F. Coal Mine Waste (Refuse Piles/Impoundments) .. (816/817.81-84)</p> <ol style="list-style-type: none"> 1. Drainage Control 83(a) 2. Surface Stabilization 83(b) 3. Placement 83(c) 4. Inspections and Certifications 83(d) 5. Impounding Structures 84 <p>G. Use of Explosives (816/817.61-68)</p> <ol style="list-style-type: none"> 1. Blaster Certification 61(e) 2. Distance Prohibitions 61(d) 3. Blast Survey/Schedule 62-64 4. Warnings & Records 66 & 68 5. Control of Adverse Effects 67 <p>H. Subsidence Control Plan (817.121-122)</p> <p>I. Roads (816/817.150-151)</p> <ol style="list-style-type: none"> 1. Road Construction 150(c) 2. Certification 151(a) 3. Drainage 150(b)-151(d) 4. Surfacing and Maintenance 150(e)-151(d) 5. Reclamation 150(f) <p>J. Signs & Markers (816/817.11)</p> <ol style="list-style-type: none"> 1. Signs 11(a),(b), & (c) 2. Markers 11(a),(b),(d),(c), & (f) <p>K. Distance Prohibitions (761.11)</p> <p>L. Revegetation (816/817.111-116)</p> <ol style="list-style-type: none"> 1. Vegetative Cover 111 & 116 2. Timing 113 <p>M. Postmining Land Use (816/817.133)</p> |
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U. S. DEPT. OF THE INTERIOR

OFFICE OF SURFACE MINING

Mine Site Evaluation

State Program



<p>1. Permittee/Person <input style="width: 100%; height: 20px;" type="text"/></p> <p>2. Address <input style="width: 100%; height: 20px;" type="text"/></p> <p>3. City 4. State <input style="width: 80%; height: 20px;" type="text"/> <input style="width: 15%; height: 20px;" type="text"/></p> <p>5. Zip Code 6. Phone Number <input style="width: 20%; height: 20px;" type="text"/> (<input style="width: 10%; height: 20px;" type="text"/>) - <input style="width: 40%; height: 20px;" type="text"/></p> <p>7. Operator Name, if Different than Permittee <input style="width: 100%; height: 20px;" type="text"/></p> <p>8. Mine Name <input style="width: 100%; height: 20px;" type="text"/></p>	<p>9. Permit Number <input style="width: 100%; height: 20px;" type="text"/></p> <p>10. Permit Type <input style="width: 100%; height: 20px;" type="text"/></p> <p>11. Field Visit Date 12. Purpose <input style="width: 20%; height: 20px;" type="text"/> / <input style="width: 20%; height: 20px;" type="text"/> / <input style="width: 20%; height: 20px;" type="text"/> <small>mm - dd - yyyy</small> <input style="width: 60%; height: 20px;" type="text"/></p> <p>13. SRA Present <input style="width: 100%; height: 20px;" type="text"/></p> <p>14. Permit Status 15. Site Status <input style="width: 100%; height: 20px;" type="text"/></p> <p>16. Facility Type <input style="width: 100%; height: 20px;" type="text"/></p> <p>17. OSM Office # 18. CCID # <input style="width: 100%; height: 20px;" type="text"/></p> <p>19. Land Code <input style="width: 100%; height: 20px;" type="text"/></p> <p>20. M.S.H.A ID # 21. State Abrev. <input style="width: 100%; height: 20px;" type="text"/></p> <p>22. County Name <input style="width: 100%; height: 20px;" type="text"/></p> <p>23. AVS Permittee Entity ID Number 24. State Office <input style="width: 100%; height: 20px;" type="text"/></p>
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<p>25. Hours</p> <p><input style="width: 40%; height: 20px;" type="text"/> a. Permit Review</p> <p><input style="width: 40%; height: 20px;" type="text"/> b. Site Visit Time</p> <p><input style="width: 40%; height: 20px;" type="text"/> c. Travel Time</p> <p><input style="width: 40%; height: 20px;" type="text"/> d. Report Writing</p>	<p>26. Signature Block</p> <p style="text-align: center;">Signature: _____</p> <p style="text-align: center;">Printed Name: _____</p> <p>Date: <input style="width: 15%; height: 20px;" type="text"/> / <input style="width: 15%; height: 20px;" type="text"/> / <input style="width: 15%; height: 20px;" type="text"/></p>	<p>27. Reviewing Official:</p> <p style="text-align: center;">Signature: _____</p> <p>Review Date: <input style="width: 15%; height: 20px;" type="text"/> / <input style="width: 15%; height: 20px;" type="text"/> / <input style="width: 15%; height: 20px;" type="text"/> <small>mm - dd - yyyy</small></p> <p>Is Supplemental MSE Page Used Y/N <input style="width: 20px; height: 20px;" type="checkbox"/></p>
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Permit Type — Item 10 IP = Interim Program, PP = Permanent Program, NP = No Permit

Purpose Type Codes Item 12

Oxx... Oversight	Rfx... Reclamation Fees	CCR... Citizen Complaint Referral (non site visit)
Axx... Assistance	Fox... Federal Actions	CC... Citizen Complaint (Initial site visit)
		CCF... Citizen Complaint Follow-up

Joint Inspection — Item 13 A joint inspection is when a state inspector accompanies an OSM inspector any time during the review of the mine site.

Permit Status — Item 14

<p>A... Active: Coal mining and reclamation activities occurring or permitted but not yet disturbed.</p> <p>IN... Inactive (Permanent Program Permit): Phase I completed or Temporary Cessation of Operations. (Interim Program Permit) Coal mining completed and reclamation activities initiated.</p> <p>BR... Bond Release: Reclamation completed and State Regulatory Authority (RA) has released all of the bond (Phase III Release.)</p>	<p>AB... Abandoned: All surface and underground coal mining activities have ceased and operator has left the site without completing reclamation as defined in 30 CFR 840.11(g).</p> <p>AB1... Bond Forfeiture: Bond forfeiture officially in process or completed, and reclamation in progress or not yet commenced.</p> <p>AB2... Partially Reclaimed Forfeiture: Forfeited site where all bonds have been used to reclaim site, but site not reclaimed to Program standards.</p> <p>AB3... Reclaimed Forfeiture: Forfeited site that has been reclaimed to Program standards.</p> <p>NA... Not Applicable: When site is unpermitted.</p>
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Site Status Codes — Item 15

<p>ND... No Disturbance: No coal mining and reclamation operations have been started.</p> <p>EX... Coal Exploration: Coal exploration operations have started and where coal mining operations have not begun.</p> <p>AP... Active Coal Producing: Coal surface mining activities are occurring.</p> <p>AN... Active Non-Producing: Active non-producing facility such as tipple or preparation plant.</p> <p>NM... No Mining: The Permit Status is active, site is not in Temporary Cessation, no surface coal mining activity, and site not regraded.</p>	<p>MC... Mining Complete: No mining activity on site, site regraded and awaiting phase bond release.</p> <p>TC... Temporary Cessation: The RA has granted cessation of mining pursuant to 30 CFR 816/817.131(b).</p> <p>P1... Phase I Release: At least Phase I bond release granted for entire permitted area. For interim permits, partial bond release.</p> <p>P2... Phase II Release: At least Phase II bond release for the entire permitted area.</p> <p>P3... Phase III Release: Reclamation completed and the RA has released all bond.</p>	<p>NS... Non-Site Visit: Status of site not determined.</p> <p>FP... Forfeiture Pending: The RA is pursuing actions to revoke the permit, collect the performance bond(s), and/or reclamation of forfeited site is in progress.</p> <p>FR... Forfeited and Reclaimed: Forfeiture reclamation completed.</p> <p>FO... Abandoned Site: Abandoned site that is permitted but there is no bond.</p> <p>WC... Wildcat: Coal mining and reclamation operations have or are taking place and the activity is not covered by the required permits from the RA.</p>
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Facility Type Codes — Item 16

<p>A... Surface</p> <p>B... Underground</p> <p>C... Preparation Plant</p>	<p>D... Ancillary (Haulroad, Conveyor, and/or Rails)</p> <p>E... Refuse and/or Impoundment</p> <p>F... Loading Facility and/or Tipple</p> <p>G... Stockpiles</p>	<p>H... Exploration Permits</p> <p>I... Notice of Intent to Explore</p> <p>J... Exempt 16 and 2/3</p> <p>K... Government Financed Construction Exemption</p> <p>L... Remaining site permitted under 30 CFR 785.25</p>
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Small Business Regulatory Enforcement Fairness Act (SBREFA)

Your Comments Are Important

The Small Business and Agriculture Regulatory Enforcement Ombudsman and 10 Regional Fairness Boards were established to receive comments from small businesses about Federal agency enforcement actions. The Ombudsman will annually evaluate the enforcement activities and rate each agency's responsiveness to small business. If you are a small business (a business with 500 or fewer employees including those of affiliates) and wish to comment on the enforcement or compliance activities of OSM, call 1-888-REG-FAIR (1-888-734-3247).

U. S. DEPT. OF THE INTERIOR OFFICE OF SURFACE MINING

Mine Site Evaluation

State Program

Permittee/ Person

Permit Number

Field Visit Date / /

Continuation Page

28. Performance Standard Categories

Codes: 1=Compliance, 2=Noncompliance, 3=Not Planned, 4=Not Started, 5=Noncompliance Identified Elsewhere, 6=Previously Cited

A. Administrative 1. ___ Mining within Valid Permit 2. ___ Mining within Bonded Area 3. ___ Terms & Conditions of Permit 4. ___ Liability Insurance 5. ___ Ownership and Control 6. ___ Temporary Cessation 7. ___ AML Rec. Fees -- Non-Respondent 8. ___ AML Rec. Fees -- Failure to Pay B. Hydrologic Balance 1. ___ Drainage Control 2. ___ Inspections & Certifications 3. ___ Siltation Structures 4. ___ Discharge Structures 5. ___ Diversions 6. ___ Effluent Limits 7. ___ Ground Water Monitoring 8. ___ Surface Water Monitoring 9. ___ Drainage -- Acid-Toxic Materials 10. ___ Impoundments 11. ___ Stream Buffer Zones C. Topsoil & Subsoil 1. ___ Removal 2. ___ Substitute Materials 3. ___ Storage and Protection 4. ___ Redistribution	D. Backfilling & Grading 1. ___ Exposed Openings 2. ___ Contemporaneous Reclamation 3. ___ Approximate Original Contour 4. ___ Highwall Elimination 5. ___ Steep Slopes (includes downslope) 6. ___ Handling of Acid & Toxic Materials 7. ___ Stabilization (rills and gullies) E. Excess Spoil Disposal 1. ___ Placement 2. ___ Drainage Control 3. ___ Surface Stabilization 4. ___ Inspections & Certifications F. Coal Mine Waste (Refuse Piles/Impoundments) 1. ___ Drainage Control 2. ___ Surface Stabilization 3. ___ Placement 4. ___ Inspections and Certifications 5. ___ Impounding Structures G. Use Of Explosives 1. ___ Blaster Certification 2. ___ Distance Prohibitions 3. ___ Blast Survey/Schedule 4. ___ Warnings & Records 5. ___ Control of Adverse Effects	H. ___ Subsidence Control Plan I. Roads 1. ___ Road Construction 2. ___ Certification 3. ___ Drainage 4. ___ Surfacing and Maintenance 5. ___ Reclamation J. Signs & Markers 1. ___ Signs 2. ___ Markers K. ___ Distance Prohibitions L. Revegetation 1. ___ Vegetative Cover 2. ___ Timing M. ___ Postmining Land Use N. Other ___ 1) _____ ___ 2) _____ ___ 3) _____
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Performance Standard Categories 30 CFR Counterpart

A. Administrative.....(816/817.22) 1. Valid Permit..... 773.11 2. Mining within Bonded Area..... 773.11 3. Terms & Conditions of Permit..... 773.17 4. Liability Insurance..... 800.60 5. Ownership and Control..... 778.13 6. Temporary Cessation..... 842.11(e) & 816/817.131 7. AML Rec. Fees -- Non-Respondant..... 870.15(b) 8. AML Rec. Fees -- Failure to Pay..... 870.15(a) B. Hydrologic Balance.....(816/817.41-57) 1. Drainage Control..... 45 2. Inspections & Certifications..... 49(a)(10) 3. Siltation Structures..... 46 4. Discharge Structures..... 47 5. Diversions..... 43 6. Effluent Limits..... 42 7. Ground Water Monitoring..... 41(c) 8. Surface Water Monitoring..... 41(e) 9. Drainage--Acid - Toxic Materials..... 41(f) 10. Impoundments..... 49 11. Stream Buffer Zones..... 57 C. Topsoil & Subsoil.....(816/817.22) 1. Removal..... 22(a) 2. Substitute Materials..... 22(c) 3. Storage and Protection..... 22(c) 4. Redistribution..... 22(d) D. Backfilling & Grading.....(816/817.95-107) 1. Exposed Openings..... 816/817.13, 14, 15, & 823.11 & 21 2. Contemporaneous Reclamation..... 100 3. Approximate Original Contour..... 102(a)(1) 4. Highwall Elimination..... 102(a)(2) 5. Steep Slopes (includes downslope)..... 107 6. Handling of Acid & Toxic Materials..... 102(c) 7. Stabilization (rills and gullies)..... 95(b)	E. Excess Spoil Disposal.....(816/817.71-74) 1. Placement..... 71(c) 2. Drainage Control..... 71(f) 3. Surface Stabilization..... 71(g) 4. Inspections & Certifications..... 71(h) F. Coal Mine Waste (Refuse Piles/Impoundments)(816/817.81-84) 1. Drainage Control..... 83(a) 2. Surface Stabilization..... 83(b) 3. Placement..... 83(c) 4. Inspections and Certifications..... 83(d) 5. Impounding Structures..... 84 G. Use of Explosives.....(816/817.61-68) 1. Blaster Certification..... 61(c) 2. Distance Prohibitions..... 61(d) 3. Blast Survey/Schedule..... 62-64 4. Warnings & Records..... 66 & 68 5. Control of Adverse Effects..... 67 H. Subsidence Control Plan.....(817.121-122) I. Roads.....(816/817.150-151) 1. Road Construction..... 150(c) 2. Certification..... 151(a) 3. Drainage..... 150(b)-151(d) 4. Surfacing and Maintenance..... 150(e)-151(d) 5. Reclamation..... 150(f) J. Signs & Markers(816/817.11) 1. Signs..... 11(a),(b),&(c) 2. Markers..... 11(a),(b),(d),(e),&(f) K. Distance Prohibitions.....(761.11) L. Revegetation.....(816/817.111-116) 1. Vegetative Cover..... 111 & 116 2. Timing..... 113 M. Postmining Land Use.....(816/817.133)
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U. S. DEPT. OF THE INTERIOR OFFICE OF SURFACE MINING

Mine Site Evaluation

**State Program
Continuation Page**

Permittee/ Person

Permit Number

Field Visit Date / /

29. Off-Site Impact Data and Identified Violation Data.

List all Ten-Day Notice actions and all Federal NOV or CO actions taken or reviewed during this current OSM site visit. List the off-site impacts associated with either State or Federal actions taken during this site visit.

1. A. Specific State Law/Regulations Violated: _____
 B. Description: _____
 C. Performance Standard D. Abated (Y/N)
 E. OSM Action F. OSM Action Number Viol.#
 G. Optional H. Any Off-Site Impacts Y/N
 I. Longitude J. Latitude K. Elevation

L. Off-Site Impacts				
	People	Land	Water	Structures
Blasting	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stability	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Hydrology	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Encroachment	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

2. A. Specific State Law/Regulations Violated: _____
 B. Description: _____
 C. Performance Standard D. Abated (Y/N)
 E. OSM Action F. OSM Action Number Viol.#
 G. Optional H. Any Off-Site Impacts Y/N
 I. Longitude J. Latitude K. Elevation

L. Off-Site Impacts				
	People	Land	Water	Structures
Blasting	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stability	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Hydrology	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Encroachment	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

3. A. Specific State Law/Regulations Violated: _____
 B. Description: _____
 C. Performance Standard D. Abated (Y/N)
 E. OSM Action F. OSM Action Number Viol.#
 G. Optional H. Any Off-Site Impacts Y/N
 I. Longitude J. Latitude K. Elevation

L. Off-Site Impacts				
	People	Land	Water	Structures
Blasting	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stability	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Hydrology	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Encroachment	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

4. A. Specific State Law/Regulations Violated: _____
 B. Description: _____
 C. Performance Standard D. Abated (Y/N)
 E. OSM Action F. OSM Action Number Viol.#
 G. Optional H. Any Off-Site Impacts Y/N
 I. Longitude J. Latitude K. Elevation

L. Off-Site Impacts				
	People	Land	Water	Structures
Blasting	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stability	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Hydrology	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Encroachment	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Other	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

OSM Action

- | | |
|---|---|
| 1) Deferred to State Action
2) TDN Issued
3) NOV Issued
4) PTA-CO Issued | 5) IH-CO Issued (Imminent Environmental Harm)
6) ID-CO Issued (Imminent Danger to Public)
7) Previously Cited by RA, Abatement Pending
8) Abated during or before OSM Inspection
9) Follow-up of Federal Action |
|---|---|

Off-Site Impacts

For each type of impact and resource affected, enter "N, D, or J" to describe the degree of off-site impact:
 N - Minor Occurrence
 D - Moderate Occurrence
 J - Major Occurrence