



pennsylvania
DEPARTMENT OF ENVIRONMENTAL PROTECTION



Bureau of Mining Programs

MRAB

January 22, 2015

Technical Guidance

- Permit Decision Guarantee
 - Guidance Documents to be revised
 - Pre-applications (563-2112-214)
 - Engineering Manual
 - Transfers
- Other Guidance
 - Guidance Documents recently revised
 - Blaster's License Suspension
 - Coal Ash

NPDES Permitting Update

- As of December 31, 525 Draft Permits have been sent to EPA
- EPA has commented or objected on 320
- Issues
 - Checklist
 - Remining/TMDLs
 - TMDL Endpoints vs. Limits at Criteria

NPDES Permitting Statistics

	Issued	Could be Issued	Pending
Comments	287	28	5
No Comments (94 No Comment Letters)	179	29	7 (Awaiting 30 Days)

▶ Historical Application Progress (Coal)

- As of December 31
 - 1429 Have been disposed
 - 200 (12%) Remaining for action
 - 107 Renewals
 - 7 Annual Bond Reviews

79 Pottsville/115 California

3 Cambria/1 Greensburg/0 Moshannon/0 Knox

Trust Agreement/bond Status

	Jan 2007	Jan 2011	Sept 2014	Dec 2014
Total Agreements (165)	56	107	127	130
Bonds	31	64	73	74
Fully Funded Trusts	14	30	36	37
Partially Funded Trusts	11	10 + 3 ABS	15 + 3 ABS	16 + 3 ABS

Financial Summary

	Jan 2007	Jan 2011	Sept 2014	Dec 2014
Bonds	\$84.1 M	\$192.0 M	\$222.0 M	\$ 225.0 M
Fully Funded Trusts	\$38.6 M	\$52.5 M (69.1 M)	\$69.1 M (\$76.5 M)	\$ 71.2M (\$75.5 M)
Partially Funded Trusts	\$39 M	\$18.5 M (52.8 M)	\$52.1 M (\$109 M)	\$ 60.2 M (\$ 124.3M)

Land Reclamation Financial Guarantees

	Count (last report)	Average Amount
LRFG Operators	72 (63)	\$276,175
LRFG Permits	109 (97)	\$182,427
	Last Quarter	January 2015
Total Underwritten	\$19.1 M	\$19.8 M

Regulatory Update

- Regulatory Agenda
 - Acts 95 and 157-Proposed revisions
 - Remining (Sub F and Sub G)-Internal Review
 - OSM Program Consistency-Committee
 - Water Supply Replacement (87 and 88)
 - Chapter 211-April MRAB?

▶ Acts 95 and 157 Public Comments

- Support from trade groups.
- Proceed as quickly as possible.
- Allow other bonds to be released prior to LRFG, like Remining FG.
- There is no legal requirement or “need” to offset any increase in the \$0 per acre reclamation fee.

IRRC Comments

- Rephrase “offset an increase” Rec fee language in 86.17(e)(2)
- Track Statutory language in 86.162b(f)(3) about margin of safety
- Clarify what an operator needs to do to demonstrate eligibility in 86.162b(k)(3)
- Require the payment schedule to be in writing (86.162b(m)(2))

Rec Fee Account Revenue-4th Qtr 2014

Month	Coal Civil Penalties	Interest
October	\$17,701.25	\$0
November	\$9,247.50	\$436.04
December	\$14,793.75	\$586.38
FYTD Total	\$70,960.50 (\$67,412.48)	\$2,376.14

▶ Reclamation Fee Account

December 31, 2014 balance \$3,430,085.45

FYTD Expenses \$182,807.19

LRFG Interest \$8,765.17

(\$21,961.74 FY 13/14 & \$10,193.82 from 12/13)

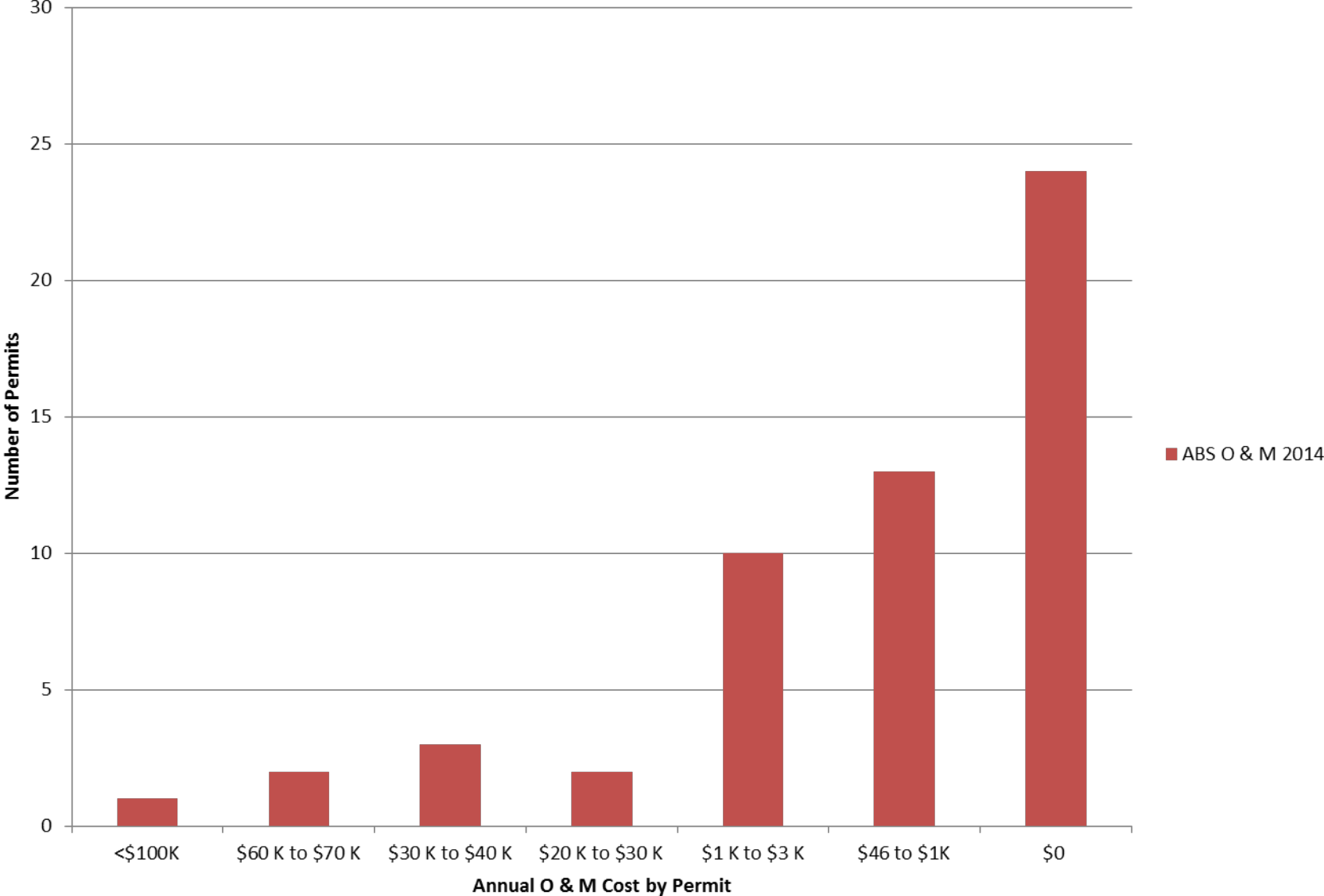
LRFG Premiums FYTD \$185,216.34

(\$71,988.70 12/13 & \$276,563.94 13/14)

▶ Reclamation Fee O & M Projects

2014 Expenditures (CY)	\$434,702.89
Contracts	\$171,841.16
Grants	\$248,605.60
DEP Direct Costs	\$14,256.13

ABS O & M 2014



Site Cost Ranking

L & B (No 5)- Passive Rehab	\$111K
C & K (Bell Woodcock)-Lime Plant	\$69K
K & J (Gaber Brown)-Passive	\$67K
C & K (Racic)-Caustic	\$35K
C & K (Cambria 51)-Caustic	\$33K
K & J (Westover)-Passive	\$29K
Amer Dev (Job 33)-Caustic	\$26K



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