

## Chairman's Message

**A**s Chairman of the Interstate Mining Compact Commission (IMCC) for 2007, it is my pleasure to submit to you the Commission's annual report. Throughout the past year, the Compact represented the interests and perspectives of the states on several issues of national importance before the U.S. Congress, the National Academy of Sciences, and other national organizations. These issues included cleanup of abandoned mines, several oversight hearings on implementation of the Surface Mining Control and Reclamation Act (SMCRA), and national energy policy. IMCC also engaged with several federal agencies on key regulatory issues including mine placement of coal combustion wastes, endangered species protection plans, stream buffer zones associated with mountaintop mining operations, and mine safety and health rules.

IMCC continued its successful benchmarking program, pursuant to which the member states shared their expertise in various regulatory areas with the goal of improving and enhancing state regulatory program implementation nationwide. During the year, workshops were held on the topics of subsidence impacts associated with mining, underground mine mapping, and surface and ground water database development and use in state mining regulatory programs.

Perhaps our most significant accomplishment came near the end of the year when Congress passed the Omnibus Appropriations Act for Fiscal Year 2008, which included a \$9 million increase for state regulatory grants under SMCRA. This culminated a several year effort by the states to reverse the stagnant funding trend that had plagued the Title V program over the past 10 years.

It has been my privilege to serve as your Chairman during the past year. I encourage all of the states to continue their active support of the Compact as we strive to advance the protection of our natural resources while maintaining an efficient and productive mining industry.



Joe Manchin III  
Governor of West Virginia  
Chairman  
Interstate Mining Compact Commission



**2007 Annual Report  
of the  
Interstate Mining Compact Commission**

**Gregory E. Conrad**  
*Executive Director*

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*Director of Programs*

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## 2007 Officers



**Governor Joe Manchin III**  
*West Virginia — Chairman*



**Governor Mark Sanford**  
*South Carolina – Vice Chairman*



**Governor John Hoeven**  
*North Dakota — Treasurer*

## History and Purpose of the Compact

The Southern Governors' Conference Meeting in San Antonio, Texas in 1964 recognized and came to grips with the problems of surface mining. Governor Edward R. Breathitt of Kentucky and Governor Bellmon of Oklahoma sponsored a resolution which in part read: "Whereas the Council of State Governments sponsored an interstate conference, in which surface mining problems of the states were reviewed, and whereas such conference underlined the desirability of action by industry to utilize techniques designed to minimize waste of our natural resources and the desirability of action by the states to assure adherence to sound standards and procedures by the mining industry: Now, therefore, be it resolved by the Southern Governors' Conference that the Council of State Governments be requested to assist representatives of the states in which surface mining takes place in exploring the possible role of interstate action, through Compact and otherwise, in this field."

The Interstate Mining Compact Commission (IMCC) was thus conceived and Kentucky became its first member followed by Pennsylvania and North Carolina. With the entry of Oklahoma in 1971, the Compact was declared to be in existence and operational. In February 1972, permanent headquarters were established in Lexington, Kentucky and an executive director was retained. Since that time, twenty additional states — West Virginia, South Carolina, Maryland, Tennessee, Indiana, Illinois, Texas, Alabama, Virginia, Ohio, Louisiana, Arkansas, New Mexico, Missouri, New York, North Dakota, Utah, Wyoming, Alaska and Colorado — have become members. New Mexico withdrew from the Compact in 1991 as a full member but rejoined as an associate member in 2000. New York joined the Compact as its first associate member state in 1994. Since then the following states have also joined as associate members: North Dakota (2000), Utah (2004), Wyoming (2005), Alaska (2006), and Colorado (2007). New York and North Dakota are now full members.

The Mining Compact is designed to be advisory, not regulatory in nature, and its defined purposes are to:

- ▶ Advance the protection and restoration of the land, water, and other resources, affected by mining;
- ▶ Assist in the reduction or elimination or counteracting of pollution or deterioration of land, water, and air attributable to mining;
- ▶ Encourage (with due recognition of relevant regional, physical, and other differences) programs in each of the party states which will achieve comparable results in protecting, conserving, and improving the usefulness of natural resources, to the end that the most desirable conduct of mining and related operations may be universally facilitated;
- ▶ Assist the party states in their efforts to facilitate the use of land and other resources affected by mining, so that such may be consistent with sound land use, public health, and public safety, and to this end study and recommend, wherever desirable, techniques for the improvement, restoration, or protection of such land and other resources; and
- ▶ Assist in achieving and maintaining an efficient and productive mining industry and increasing economic and other benefits attributable to mining.

## ***Report of the Executive Director***

**T**here were many highlights for our organization during 2007, but perhaps the most notable was the significant increase in funding for state Title V regulatory grants under the Surface Mining Control and Reclamation Act of 1977 (SMCRA). This accomplishment was the result of a multi-year effort to reverse the trend of flat-lined funding for these essential grants and it could not have been done without the input and perseverance of the member states. Together with the increase in mandatory funding for state Title IV abandoned mine land (AML) program grants that began in 2007, the coal states are in a position to operate first-rate programs that will make a difference for our citizens and the environment.

The Title V funding effort consumed a fair amount of organizational time and resources during the year. Congressional staff briefings with the House and Senate Appropriations Committees and the committees of jurisdiction for SMCRA (House Natural Resources and Senate Energy and Natural Resources) were held on March 6, May 23 and July 16. IMCC submitted detailed testimony concerning the Fiscal Year 2008 budget for the Office of Surface Mining (OSM) on March 21 to each of the above congressional committees. IMCC also testified at two oversight hearings at which Title V funding was a major topic of discussion. This included an oversight hearing on the 30<sup>th</sup> anniversary of SMCRA held by the House Natural Resources Committee on July 24 and an oversight hearing on the implementation of SMCRA conducted by the Senate Energy and Natural Resources Committee on November 13.

As a result of the states' efforts through IMCC to advocate for significant increases in funding for Title V grants, Congress approved a \$5 million increase for these grants above the OSM budget request of \$60.2 million as part of the Omnibus Appropriations bill for FY 2008. This represents a \$9 million increase over FY 2007 levels and a reversal of the stagnant funding trend that has plagued the program over the past 10 years.

In December of 2006, Congress passed the Surface Mining Control and Reclamation Act Amendments as part of the Tax Relief and Health Care Act of 2006. The passage of these amendments brought to a close over ten years of effort by the states and others to seek reauthorization of Title IV of SMCRA, the Abandoned Mine Land (AML) program. As a follow-up to the enactment of this major piece of legislation, IMCC hosted and facilitated a meeting of the states, tribes and OSM to discuss the nature, purpose and operation of the new law. The meeting was held on January 30 and 31 in St. Louis with a total of 44 persons in attendance. The meeting received an overall rating of 4.7 out of 5 for performance review purposes. IMCC hosted another meeting of the states, tribes and OSM on May 2 and 3 in Indianapolis to review and discuss draft proposed rules developed by OSM in response to the new legislation. IMCC submitted comments to OSM on the draft rules on May 21. In early December, OSM released a policy decision document regarding various key issues associated with its anticipated rulemaking, along with a Solicitor's Opinion supporting its decisions. IMCC facilitated two conference calls of the states and tribes on December 12 and 19 to discuss the documents and to decide on next steps.

Throughout the course of its work on the 2006 Amendments to SMCRA and the subsequent rulemaking phase, IMCC has worked closely with the National Association of Abandoned Mine Land Programs (NAAML), as has been our custom over the years. IMCC attended the winter business meeting of the NAAML on February 28 - March 2 in Santa Fe, New Mexico and provided updates on AML reauthorization, AML rulemakings, reming and Good Samaritan legislative efforts in th 110<sup>th</sup> Congress. IMCC also attended the annual NAAML conference from October 7 - 10 in Bloomington, Indiana, at which IMCC provided several updates including OSM's rulemaking implementing the 2006 AML amendments, Good Samaritan legislation and reming. Mr. Conrad

also presented the 2007 Stan Barnard Memorial Award at the NAAMLPA Awards Banquet.

IMCC continues to monitor and provide input on “Good Samaritan” legislation, which would encourage cleanup of hardrock abandoned mine lands. Working with the Western Governors’ Association (WGA), IMCC has provided input to the development of a bi-partisan, consensus bill on Good Samaritan cleanups. IMCC attended two meetings sponsored by WGA to discuss the legislation on January 19 and March 14 in Washington, DC. IMCC also attended a legislative hearing on pending 1872 Mining Law reform legislation on October 2 held by the House Energy and Mineral Resources Subcommittee.

A key initiative for IMCC in 2007 was its benchmarking workshops, several of which were held throughout the year. Pursuant to a contract with OSM, IMCC has sponsored and facilitated several of these sessions, which are intended to allow states to enhance their existing regulatory programs through the sharing of ideas, information and technology. A benchmarking roundtable discussion on subsidence impacts associated with mining was held on May 15 and 16 in Pittsburgh which was attended by 40 state and federal government representatives. The workshop received an overall satisfaction rating of 4.2 out of 5. A regional benchmarking workshop on underground mine mapping was held on August 14 and 15 in Morgantown, WV, which was attended by 28 state and federal government representatives, receiving an overall satisfaction rating of 4.5 out of 5. In preparation for this workshop, conference calls of the presenters were held on May 12 and July 18 to discuss workshop content, format and logistics. This workshop was guided by the Underground Mine Mapping Steering Committee which met via conference call on January 18 to discuss the workshop and OSM’s applied science request for proposal (RFP) for mine mapping research projects.

The major benchmarking workshop for the year was held on December 4 and 5 in New Orleans, which focused on surface and groundwater database development and use in

state mining regulatory programs. In preparation for the workshop, conference calls of the presenters were held on June 5, September 12 and November 1. A total of 55 state and federal government representatives attended the workshop, which received an overall satisfaction rating of 4.6 out of 5, with 30 of 51 respondents giving the workshop a 5 and 35 of 51 respondents rating the workshop as “highly useful or essential” to their work. A CD containing all of the presentations and handouts from the workshop was prepared and distributed to all attendees.

IMCC continues to work on the development of additional workshops for 2008, including one on mine subsidence insurance programs and another on electronic permitting and mobile computing. IMCC received an additional \$15,000 from OSM in September to support the benchmarking contract.

Throughout the course of the year, IMCC continued its efforts to update its survey of noncoal mineral regulatory activity at the state level. As of December, 40 states had responded to the survey. IMCC is considering sponsoring a noncoal minerals summit following completion of the report.

IMCC continues its very active involvement as a member of OSM’s National Technology Transfer Team (NTTT), among whose purposes is the coordination of activities of the National Technical Training Program (NTTP) and the Technical Innovation and Professional Services (TIPS) program. The NTTT also assists with the screening and selection of applied science proposals that compete for OSM’s research funding each year. Conference calls of the NTTT were held on January 23, February 22, March 21, April 26, June 28, August 9, September 5, October 2, November 7 and December 18. IMCC attended the NTTT annual meeting on May 30 and 31 in San Antonio, Texas, at which the 2007 applied science proposals were reviewed and selected.

IMCC continues to play a lead role with regard to the work of the Acid Drainage Technology Initiative (ADTI), working with the

Commonwealth of Pennsylvania which serves as IMCC's representative.

IMCC was consulted on several occasions during the year by the National Academy of Sciences for input on pending or future research projects that would impact the states. On January 16, IMCC participated in a conference call with NAS staff about a potential study on underground mine mapping. On October 23, IMCC attended a meeting of the NAS Committee on Earth Resources at which the concept of a study on noncoal abandoned mine land remediation was discussed. IMCC provided an overview of state program efforts to address hardrock AML sites. In a related matter, IMCC also attended and spoke at a meeting of the National Commission on Energy Policy on September 7 as part of a roundtable discussion of challenges to increased coal production in the U.S.

On the mine safety and health front, IMCC's standing committee on Mine Safety and Health met on June 18 and 19 in Herndon, Virginia to review, discuss and prepare comments on proposed rules regarding mine seals published by the Mine Safety and Health Administration (MSHA). The Committee met again via conference call on August 7 to discuss IMCC's comments. IMCC submitted testimony at a public hearing on the rules on July 10 (with Ron Wooten of West Virginia as IMCC's witness) and submitted written comments on August 15.

IMCC served as a member of a state/federal steering committee that is developing a program for an OSM-sponsored technical interactive workshop on the Indiana Bat and Coal Mining. The workshop was held in Indianapolis on June 19 - 21, at which IMCC facilitated a breakout session on state implementation concerns. As a result of discussions during this session, IMCC developed and submitted comments to the U.S. Fish and Wildlife Service on July 21 concerning the agency's draft revised recovery plan for the Indiana Bat.

IMCC continued its work with the Environmental Protection Agency (EPA)

concerning the agency's preliminary effluent guidelines program plan under the Clean Water Act, specifically with regard to the effluent limitations for manganese in the coal mining point source category. On January 29, IMCC submitted comments to EPA concerning the guidelines program plan and helped to coordinate the submission of data from the states to EPA on the plan.

IMCC participated in several efforts initiated by OSM to recognize the 30<sup>th</sup> anniversary of the Surface Mining Control and Reclamation Act of 1977. IMCC is part of a team that is preparing an oral and video history of SMCRA. Meetings were held on January 10 and 11 and again on March 7 and 8 in Washington, DC. IMCC also attended two events celebrating the 30<sup>th</sup> anniversary of SMCRA. On July 26, IMCC attended a tree planting ceremony at OSM headquarters in Washington at which the Secretary of the Interior participated. On August 3, IMCC attended a 30<sup>th</sup> anniversary picnic on the grounds of OSM's headquarters, at which several state personnel were recognized for their contributions to SMCRA's success.

Several IMCC Committees met during the year, as follows:

- The IMCC Awards Committee met via conference call on April 5 to select winners of the national reclamation awards in the coal and noncoal categories.
- The IMCC Benefits and Performance Goals Review Committee met via conference call on February 5, March 19 and April 17. IMCC staff provided various documents to the Committee as part of the review process including financial analyses, a draft personnel policy manual, and Compact policies.
- The IMCC Environmental Affairs Committee – Coal Section met via conference call on March 27 to discuss potential proposed rules by OSM to implement the remaining provisions contained in the 2006 Amendments to SMCRA. The Committee also met via

conference call on September 19 to review and discuss proposed rules published by OSM regarding stream buffer zones, excess spoil disposal and coal mine waste. The Committee met again on October 17 in Park City, Utah in conjunction with IMCC's Mid-Year Meeting to review and discuss an IMCC staff analysis of the stream buffer zone proposed rules and to begin drafting comments. A follow-up conference call of the Committee was held on November 6 to further refine IMCC's comments on these rules.

- A conference call of interested member states was held on November 14 to discuss OSM's draft proposed rules on coal combustion by-products and to provide input to the agency as it continued with rule development efforts.
- A conference call of interested member states was held on May 22 to discuss the potential required use of NPDES permits at bond forfeiture sites.

IMCC helped to coordinate and participated in the Appalachian Regional OSM/States meeting held on June 26 and 27 in Morgantown, West Virginia at which several key regulatory and policy issues were discussed. IMCC also attended a meeting of the western states and OSM on August 28 and 29 in Denver at which a number of key funding and regulatory issues were discussed. While in Denver, IMCC also attended a meeting on August 27 of interested states to discuss the regulation of uranium.

In addition to those mentioned above, IMCC submitted comments or statements on behalf of the states during the year as follows:

- Comments to OSM regarding a proposed rule on abandoned coal refuse piles on March 28.
- Comments on an advance notice of proposed rulemaking published by OSM concerning mine placement of coal combustion by-products on June 13.

- Comments to OSM on September 11 regarding a proposed rule that would adjust the number of copies of permit applications that must be filed in states that have federal lands.
- Comments to OSM on November 16 concerning OSM's proposed stream buffer zone rules.

IMCC continues work pursuant to a contract with OSM to provide legal research services to the states through COALEX. IMCC facilitated a \$20,000 contract extension for Joyce Scall to continue her work on behalf of the states.

On the membership front, IMCC welcomed Colorado as a new associate member state in January. Letters of invitation were sent to the Governors of Nevada and Idaho and follow-up contacts were made with Arizona and Mississippi. The potential for full membership was discussed during meetings with Utah and New Mexico. The state of Kansas has also expressed interest in joining the Compact.

The year 2007 saw notable accomplishments for the Compact, particularly in the areas of funding for state regulatory programs and state/federal relations. Congress, federal agencies and national organizations continue to seek out IMCC for policy advice and input concerning issues of potential importance to the states. These same groups rely on IMCC to provide accurate and reliable information and data to support national legislation and rules that impact the states. Given our responsiveness and the credibility of our products, IMCC is seen as a leader in the area of natural resource development and environmental protection. For over 30 years, IMCC has continued to serve the states in accomplishing our intended purposes of being an advocate for the states and assisting the states in fulfilling their dual responsibilities of assuring development of their abundant and strategically important natural resources while protecting and improving the environment.

## **Standing Committees**

### **Environmental Affairs Committee**

#### **Coal Section**

*Ed Larrimore*, Maryland, Chairman

*Susan Bush*, Kentucky, Vice Chairman

#### **Noncoal Section**

*Steven Potter*, New York, Chairman

*Dale Bergquist*, Louisiana, Vice Chairman

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### **Abandoned Mine Lands Committee**

*John Husted*, Ohio, Chairman

*Jim Stephens*, Arkansas, Vice Chairman

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### **Mine Safety and Health**

*Michael Skates*, Alabama, Chairman

*Mary Ann Pritchard*, Oklahoma, Vice Chairman

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### **Finance and Administrative Committee**

*James Deutsch*, North Dakota, Chairman

*Steven Potter*, New York, Vice Chairman

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### **Resolutions Committee**

*Stephanie Timmermeyer*, West Virginia, Chairman

*Craig Kennedy*, South Carolina, Vice Chairman

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### **Awards Committee**

*Bruce Stevens*, Indiana, Chairman

*Paul Schmierbach*, Tennessee, Vice Chairman

(Members of the 2007 Awards Committee: Indiana, Tennessee, Texas, Wyoming, Kentucky)

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### **Legal Advisor**

*Mark Secrest*, Oklahoma

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### **Minerals Education Work Group**

*Molly Edsall*, Maryland, Chairman

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## **Activities of the Standing Committees**

### **Finance and Administrative Committee**

The committee met on two occasions during 2007. On May 2 the committee met in Indianapolis, Indiana in conjunction with the Compact's Annual Meeting. The committee reviewed the Compact's current financial condition; reviewed and approved the proposed Fiscal Year 2008 budget; reviewed and approved projected budgets for Fiscal Years 2010 and 2011; and approved the Benefits and Performance Goals Review Committee's report and recommendations.

On October 17, the committee met in Park City, Utah. The committee reviewed the Compact's current financial condition; reviewed and approved the Compact's Fiscal Year 2007 Audit; and discussed and formed a committee to review the IMCC dues assessment structure and formula, a potential dues cap, dues amounts for associate member states, and potential funding assistance to member states from IMCC for travel expenses.

### **Resolutions Committee**

The committee met jointly with the Finance and Administrative Committee twice in 2007. On May 2 in Indianapolis, Indiana, the committee recommended approval of three resolutions of appreciation, and a resolution urging Congress and the Administration to approve an increase in funding for state Title V grants under the Surface Mining Control and Reclamation Act of 1977.

On October 17 in Park City, Utah, the committee recommended adoption of two resolutions of appreciation. (See *Resolutions* section of this Annual Report.)

### **Environmental Affairs Committee — Coal Section**

The Coal Section of the Environmental Affairs Committee met on May 1, 2007 in Indianapolis, Indiana in conjunction with the Compact's Annual Meeting. Among the topics discussed were: the Office of Surface Mining's (OSM) rulemaking to implement provisions of the Surface Mining Control and Reclamation Act of 1977 (SMCRA) Amendments of 2006 (Abandoned Mine Land (AML) Reauthorization); OSM's Fiscal Year (FY) 2007 appropriation and FY 2008 budget request; OSM's advance notice of proposed rulemaking on coal combustion wastes; OSM's Transfer, Assignment and Sale Proposed Rule; OSM's Coal Refuse Rule; an OSM proposed rule on stream buffer zones; an OSM Tennessee program rule on long-term financial assurance; OSM's proposed rule on permit fees; OSM's consideration of a proposed rule on highwall mining systems; OSM's planned events in recognition of the 30<sup>th</sup> Anniversary of the Surface Mining Control and Reclamation Act of 1977 (SMCRA); an OSM Oversight Directive (Reg-8) and the Department of the Interior's strategic plan; activities of the National Surface Mining Geospatial Committee; Clean Water Act Section 404 Nationwide Permits; OSM's Indiana Bat and Coal Mining Forum; IMCC's plans to host a regional workshop on underground mine mapping in West Virginia; IMCC's involvement on the National Technology Transfer Team; the Environmental Protection Agency's (EPA) required use of NPDES permit requirements for discharges at bond forfeiture sites; and EPA's potential development of new effluent limitations for manganese.

On October 16, 2006, the committee met in conjunction with the IMCC Mid-Year Meeting in Park City, Utah. Among the topics discussed were: the Office of Surface Mining's (OSM) rulemaking to implement provisions of the SMCRA Amendments of 2006 regarding

AML Reauthorization; the status of OSM's FY 2008 appropriation and FY 2009 budget request; OSM's advance notice of proposed rulemaking and EPA's notice of data availability in response to a National Academy of Sciences study regarding "Managing Coal Combustion Residues in Mines"; updates on pending OSM rulemakings; OSM's certified blaster tracking system and potential use by states; a PHC/CHIA resource document developed by the Mid-Continent region of OSM and the states; NPDES requirements for discharges at bond forfeiture sites; the Indiana Bat Recovery Plan; the status of COALEX; and IMCC's involvement in a meeting of the National Commission on Energy Policy.

### ***Environmental Affairs Committee — Noncoal Section***

The Noncoal Section of the Environmental Affairs Committee met twice in 2007. On April 30 in Indianapolis, Indiana, the committee met in conjunction with the Compact's Annual Meeting. The committee met again on October 16 in Park City, Utah in conjunction with the Mid-Year Meeting. Topics discussed at the April 30 meeting included: status of Good Samaritan legislation; a potential future Interstate Mining Compact Commission (IMCC) noncoal mining summit; an Office of Surface Mining (OSM) advanced notice of proposed rulemaking (ANPR) regarding Coal Combustion Wastes and potential impacts on the noncoal mining sector; a roundtable discussion of key regulatory developments in the noncoal mining sector; the "Energy and Mineral School Reinvestment Act" to support U.S. mining schools with additional funding; and a potential future IMCC benchmarking workshop on surface and ground water database management.

Topics of discussion at the committee meeting held on October 16: Good Samaritan legislation; 1872 Mining Law Reform; IMCC's report on Regulation of Noncoal Mining and a national summit to discuss the results; OSM and EPA rulemakings regarding coal combustion

wastes; report on a states meeting regarding Uranium Mining; a recent resurgence of interest in oil shale development in some states; and reauthorization of the National Geologic Mapping Act.

### ***Abandoned Mine Lands Committee***

The Abandoned Mine Lands (AML) Committee met jointly with the Coal Section of the Environmental Affairs Committee on two occasions — May 1 in Indianapolis, Indiana and October 16 in Park City, Utah. At the May 1 meeting, the committee discussed the following topics: OSM's rulemaking to implement provisions of the Surface Mining Control and Reclamation Act of 1977 (SMCRA) Amendments of 2006 (AML Reauthorization); and OSM's FY 2007 appropriations and FY 2008 budget request.

At the October 16 meeting, topics discussed included: OSM's rulemaking to implement provisions of the Surface Mining Control and Reclamation Act (SMCRA) Amendments of 2006 regarding AML Reauthorization; and the status of OSM's FY 2008 appropriation and FY 2009 budget request.

### ***Mine Safety & Health Committee***

The Mine Safety & Health Committee met jointly with the Noncoal Section of the Environmental Affairs Committee on two occasions in 2007 – on April 30 in Indianapolis, Indiana in conjunction with the Compact's Annual Meeting, and on October 16 in Park City, Utah in conjunction with IMCC's Mid-Year Meeting. Topics of discussion at the April 30 meeting included: an overview from the member states regarding safety issues and developments at the state level; potential for an IMCC-sponsored session on mine safety and health regulatory developments after MSHA has completed its response to the MINER Act; and IMCC's statement to the House and Senate

Appropriations Committees concerning MSHA's Fiscal Year 2008 budget proposal.

Topics discussed at the October 16 meeting included: an emergency temporary standard (ETS) proposed by the Mine Safety and Health Administration (MSHA) on the sealing of abandoned areas in coal mines; MSHA's proposed rule on mine rescue teams and equipment; and key mine safety issues in IMCC member states.

### ***Awards Committee***

The Awards Committee met via conference call on April 5 to select winners of the 2007 Kenes C. Bowling National Mine Reclamation Awards. The Education Work Group met via conference call on March 28, 2007 to select winners of the 2007 IMCC National Mineral Education Awards. The Compact received a total of six reclamation award nominations from six states: four in the coal category and two in the noncoal category. The reclamation award recipients, and photos of the winning sites, are listed elsewhere in this Annual Report. The awards were presented at the Annual Awards Banquet on May 1, which was held in conjunction with IMCC's Annual Meeting in Indianapolis, Indiana.

The National Mineral Education Awards were also presented at the May 1 Awards Banquet. The education award recipients are also listed elsewhere in this Annual Report.

## **Committees and Committee Chairmen and Vice Chairmen for 2008**

### **Environmental Affairs Committee**

#### **Coal Section**

*Carl Campbell*, Kentucky, Chairman

*John Husted*, Ohio, Vice Chairman

#### **Noncoal Section**

*Dale Bergquist*, Louisiana, Chairman

*Jim Simons*, North Carolina, Vice Chairman

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### **Abandoned Mine Lands Committee**

*Jim Stephens*, Arkansas, Chairman

*Butch Lambert*, Virginia, Vice Chairman

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### **Mine Safety and Health**

*Mary Ann Pritchard*, Oklahoma, Chairman

*Joseph Scaffoni*, Pennsylvania, Vice Chairman

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### **Finance and Administrative Committee**

*Steven Potter*, New York, Chairman

*Paul Schmierbach*, Tennessee, Vice Chairman

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### **Resolutions Committee**

*Craig Kennedy*, South Carolina, Chairman

*Jim Deutsch*, North Dakota, Vice Chairman

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### **Awards Committee**

*Paul Schmierbach*, Tennessee, Chairman

*Scott Fowler*, Illinois, Vice Chairman

(Members of the 2008 Awards Committee: Tennessee, Colorado, Illinois, North Carolina, West Virginia)

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### **Legal Advisor**

*Milton McCarthy*, Alabama

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### **Minerals Education Work Group**

*Carole Johnson*, Oklahoma, Chairman

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## Yearly Commission Meetings

### **2007 Annual Meeting — Indianapolis, Indiana**

The 2007 Annual Meeting was held at The Embassy Suites Hotel in Indianapolis, Indiana from April 29 - May 2, 2007. All of the member and associate member states were in attendance except for Tennessee. Total attendance was approximately 55 persons consisting of IMCC members, other state representatives, federal officials, and industry representatives. The meeting was highlighted by a general session, committee meetings, the annual commission business meeting, a social dinner, and the annual awards banquet.

The meeting began with remarks by Brandon Seitz, Manager of the Energy Division within the Indiana Office of Energy and Defense Development, who opened the General Session on April 30. Speakers and topics covered during the session included: Mark Stacy, Indiana Division of Reclamation, Abandoned Mine Land Program: “Innovative Techniques at Pre-law AML Coal Sites”; Linda Taylor, Vincennes University: “Vincennes University Mining Technology Program”; and Jim O’Neil, Headwaters Energy Services: “Adding Value to Energy”.

IMCC’s Standing Committee meetings commenced in the late morning of April 30 (see *Activities of the Standing Committees*). In the evening attendees enjoyed a family style dinner at Buca di Beppo restaurant.

The Standing Committee meetings resumed on the morning of May 1 and continued throughout the mid-afternoon. At a banquet that evening, the IMCC presented its 2007 National Reclamation and Mineral Education Awards. (see *Awards* section later in this report for details.)

The Commission’s annual business meeting was held on May 2. The meeting was chaired by Lewis Halstead on behalf of the Compact’s Chairman, Governor Joe Manchin III of West Virginia. Subjects of action and discussion included: the Executive Director’s Report (see *Report of the Executive Director*); standing committee reports (see *Activities of the Standing Committees*); IMCC’s State Program Benchmarking Initiative; COALEX contract with OSM; and future IMCC meetings. In addition, four resolutions were adopted at the meeting and are contained in the *Resolutions* section of this Annual Report.

### **2007 Mid-Year Meeting – Park City, Utah**

The Mid-Year Executive Commission Meeting of the IMCC was held in Park City, Utah at The Park City Marriott Hotel, October 16 - 17, 2007. Committee meetings were held on October 16 and 17. At a luncheon held on October 16, John Baza, Director of the Utah Division of Oil, Gas and Mining, spoke to attendees about his role and experience with the recent mine disaster at the Crandall Canyon Mine. That evening a social reception was held. The commission’s business meeting was held on October 17. The business meeting was chaired by Lewis Halstead on behalf of the Compact’s Chairman, Governor Joe Manchin III of West Virginia. Among the topics addressed at the meeting were: an Executive Director’s Report (see *Report of the Executive Director*); reports from standing committees of the Compact (see *Activities of Standing Committees*); election of IMCC officers for 2008; appointment of IMCC committee chairs for 2008; and future IMCC meetings. In addition, two resolutions were adopted at the meeting and are contained in the *Resolutions* section of this Annual Report.

## ***Officers Elected for 2008***



**Chairman:**  
*Governor Mark Sanford*  
South Carolina



**Vice Chairman:**  
*Governor John Hoeven*  
North Dakota



**Treasurer:**  
*Governor David A. Paterson*  
New York

## **Resolution**

### ***Interstate Mining Compact Commission***

#### ***BE IT KNOWN THAT:***

***WHEREAS***, throughout the years the Interstate Mining Compact Commission has been privileged to hear many excellent speakers at its meetings; and

***WHEREAS***, it is through these speakers that the Commission is able to keep abreast of new developments, new policies, and new technology in the fields of mining and environmental protection; and

***WHEREAS***, the speakers who addressed the Commission's Annual Meeting on April 30, 2007 in Indianapolis, Indiana are men and women of outstanding ability in their respective fields, and the benefit of their advice and experience are a valuable contribution to the Commission; and

***WHEREAS***, the Commission is most appreciative of the time and effort the speakers have expended in preparation and presentation of their remarks;

#### ***NOW THEREFORE BE IT RESOLVED:***

That the Interstate Mining Compact Commission expresses its sincere gratitude to

***Mark Stacy***

***Linda Taylor***

***Jim O'Neil***

Issued this 2<sup>nd</sup> day of May, 2007

ATTEST:



Executive Director

## **Resolution**

### **Interstate Mining Compact Commission**

#### **BE IT KNOWN THAT:**

**WHEREAS**, Bruce Stevens and his staff arranged an informative and interesting meeting for the Interstate Mining Compact Commission in Indianapolis from April 29 - May 2, 2007; and

**WHEREAS**, our hosts warmly welcomed and generously extended their Hoosier hospitality to all attendees;

#### **NOW THEREFORE BE IT RESOLVED:**

That the Interstate Mining Compact Commission expresses its deep appreciation to Mr. Stevens and all of the other state officials who assisted IMCC staff to assure a successful meeting.

Issued this 2<sup>nd</sup> day of May, 2007

ATTEST:

  
\_\_\_\_\_  
Executive Director

## Resolution

### Interstate Mining Compact Commission

#### **BE IT KNOWN THAT:**

**WHEREAS**, the Surface Mining Control and Reclamation Act (SMCRA) provides for the assumption of authority by state governments to regulate surface coal mining and reclamation operations within their borders following approval by the federal Office of Surface Mining (OSM) of state programs; and

**WHEREAS**, section 705 of SMCRA requires the federal government to provide annual grants up to 50 percent for costs incurred by the states for the purpose of administering and enforcing their approved regulatory programs; and

**WHEREAS**, over the past 25 years the states have been led to believe, based on actual practice and OSM policy, that the federal government would base annual grants on the states' estimated costs for implementing their regulatory programs, pursuant to the principles of primacy and partnership embedded in SMCRA; and

**WHEREAS**, in recent years federal funding for state regulatory grants has stagnated, resulting in a \$10 million gap between the states' estimated program costs and actual grant funding; and

**WHEREAS**, this debilitating funding trend is severely impacting the states' ability to run efficient and effective regulatory programs that meet the purposes and objectives of SMCRA, with some states having to overmatch federal grants dollars and other states being forced to seriously consider turning all or portions of their programs back to the federal government; and

**WHEREAS**, the costs for the federal government to operate regulatory programs in primacy states will, by OSM's own admission, be significantly higher than what the states currently spend; and

**WHEREAS**, there is strong, widespread support for increases in state regulatory grants from both the regulated industry and citizen groups so as to preserve the quality and integrity of state programs;

#### **NOW THEREFORE BE IT RESOLVED:**

That the Interstate Mining Compact Commission (IMCC) strongly urges Congress, the Office of Management and Budget, the Department of the Interior and OSM to shore up and support state regulatory programs through full funding of state grants so that states can effectively meet the objectives and mandates of SMCRA; and

#### **BE IT FURTHER RESOLVED:**

That IMCC specifically requests that funding for state regulatory grants in OSM's proposed FY 2008 budget be increased by \$ 7 million for total of \$67 million.

Issued this 2<sup>nd</sup> day of May, 2007

ATTEST:

  
\_\_\_\_\_  
Executive Director

## **Resolution**

### **Interstate Mining Compact Commission**

#### **BE IT KNOWN THAT:**

**WHEREAS**, the Interstate Mining Compact Commission's Mid-Year Meeting from October 16 - 17, 2007 in Park City, Utah was honored by the presence of John Baza, Director of the Utah Division of Oil, Gas and Mining; and

**WHEREAS**, Mr. Baza served as the Luncheon Speaker on October 16, 2007;

#### **NOW THEREFORE BE IT RESOLVED:**

That the Interstate Mining Compact Commission expresses its gratitude to John Baza for his participation in making this year's meeting an outstanding success and for his support of IMCC.

Issued this 17th day of October, 2007

ATTEST:

  
\_\_\_\_\_  
Executive Director

## **Resolution**

### **Interstate Mining Compact Commission**

#### **BE IT KNOWN THAT:**

**WHEREAS**, Mary Ann Wright and her staff arranged an informative and interesting meeting for the Interstate Mining Compact Commission in Park City, Utah from October 16 - 17, 2007; and

**WHEREAS**, our hosts warmly welcomed and generously extended their hospitality to all attendees;

#### **NOW THEREFORE BE IT RESOLVED:**

That the Interstate Mining Compact Commission expresses its deep appreciation to Mary Ann Wright and all of the other state officials who assisted IMCC staff to assure a successful meeting.

Issued this 17<sup>th</sup> day of October, 2007

ATTEST:

  
Executive Director

## Financial Reports

*Interstate Mining Compact Commission  
Statement of Financial Position for the Year Ended June 30, 2007*

**ASSETS**

Cash	\$ 56,223.00
Investments	400,000.00
Accounts receivable	3,378.00
Prepaid expenses and deposits	4,538.00
Property and equipment, net	3,520.00
<b>Total assets</b>	<b>467,659.00</b>

**LIABILITIES AND NET ASSETS**

Liabilities:	
Accrued vacation	22,021.00
<b>Total liabilities</b>	<b>22,021.00</b>
Net assets:	
Unrestricted	445,638.00
<b>Total net assets</b>	<b>445,638.00</b>
<b>Total liabilities and net assets</b>	<b>467,659.00</b>

## Financial Reports

*Interstate Mining Compact Commission  
Statement of Activities  
For the Year Ended June 30, 2007*

<b>Unrestricted revenue and support</b>	
Assessments	\$393,400
Government grants and contracts	17,035
Conferences and meetings	16,892
Interest income	17,665
Other income	2,816
Total revenue and support	447,808
<b>Expenses</b>	
Government programs	19,638
Administrative and general	410,850
Total expenses	430,488
<b>Change in net assets</b>	17,320
<b>Net assets, beginning of year</b>	428,318
<b>Net assets, end of year</b>	\$445,638

## Financial Reports

**Interstate Mining Compact Commission**  
**Schedule of Comparison of Expenses and Budget**  
**For the Year Ended June 30, 2007**

<b>Description</b>	<b>Government Grants</b>	<b>Admin. &amp; General</b>	<b>Total Expenses</b>	<b>Budget</b>	<b>Variance</b>
Salaries	\$11,500	\$233,110	\$244,610	\$244,500	\$ 110
Accrued vacation	-	7,161	7,161	-	7,161
Employee benefits	-	60,158	60,158	58,000	2,158
Rent	-	30,067	30,067	32,600	(2,533)
Conference and meetings	-	22,120	22,120	17,500	4,620
Travel	-	17,316	17,316	20,000	(2,684)
Publications	-	10,680	10,680	11,000	(320)
Telephone	-	8,157	8,157	9,000	(843)
Contingency capital outlay	-	5,938	5,938	12,000	(6,062)
Auditing	-	4,500	4,500	5,000	(500)
Postage	-	3,873	3,873	4,000	(127)
Equipment expenses	-	2,682	2,682	3,500	(818)
Contractual services	-	2,604	2,604	-	2,604
Office supplies	-	2,197	2,197	3,000	(803)
Other expenses	-	2,013	2,013	2,100	(87)
Insurance	-	1,928	1,928	3,000	(1,072)
Printing	-	1,682	1,682	2,000	(318)
Registration fees/ subscriptions	-	1,219	1,219	1,500	(281)
Utilities	-	1,149	1,149	2,000	(851)
Capital assets	-	434	434	-	434
Overhead allocation	5,534	(5,534)	-	-	-
<b>Total expenses</b>	<b>\$ 17,034</b>	<b>\$ 413,454</b>	<b>\$ 430,488</b>	<b>\$ 430,700</b>	<b>\$ (212)</b>

## Member State Permitting Data

PERMITS ISSUED AND ACRES OF LAND DISTURBED AND RECLAIMED  
JANUARY 1 - DECEMBER 31, 2007 FOR COAL SURFACE MINING

State/Enforcement Agency	# Permits Issued	# Acres Permitted	#Acres Disturbed	# Acres Reclaimed
Alabama Surface Mining Commission	4	1,643	2,490	579
Alaska Dept. of Natural Resources, Division of Mining, Land & Water, Title V Program	12	9,159	2,011	0
Arkansas Dept. of Environmental Quality, Surface Mining & Reclamation Division	0	1,743.81	1,179.32	26.64
Colorado Division of Reclamation, Mining & Safety, Coal Program	0	164,793 <sup>1</sup>	18,417	8,024 <sup>2</sup>
Illinois Dept. of Natural Resources, Office of Mines & Minerals, Land Reclamation Division	3	1,221.50	1,745.94	2,942.24
Indiana Dept. of Natural Resources, Division of Reclamation	6 (2 original; 4 add-acre amend.)	2,710.10 <sup>3</sup>	3,159 <sup>4</sup>	5,326 <sup>5</sup>
Kentucky Dept. for Natural Resources	550 (new, amendments, revisions)	102,308.96 <sup>6</sup>	243,578.61 <sup>7</sup>	10,089.59 (Phase III final release acres)
Louisiana Dept. of Natural Resources	2 <sup>8</sup>	42,334 <sup>9</sup>	495 (during 2007)	440 <sup>10</sup>
Maryland Bureau of Mines	22	516	680	392
Missouri Land Reclamation Program	0	5,417.2 <sup>11</sup>	5,417.2 <sup>11</sup>	3,044 <sup>12</sup>
New Mexico Coal Mine Reclamation Program, Dept. of Energy, Minerals and Natural Resources <sup>13</sup>	0	0	260	293
North Dakota Public Service Commission	0	5,709	2,050	1,985
Ohio Dept. of Natural Resources, Division of Mineral Resources Management	10 - new; 12 - adjacent area permits	5,395.9 surface; 3,326.3 underground <sup>14</sup>	Not Available	3,788 (final bond released)
Oklahoma Dept. of Mines	1 issued; 58 permits on IUL	21,500	13,000	1,800
Pennsylvania Dept. of Environmental Protection	62	7,984	2,075	6,982
Texas Railroad Commission	3 - new, renewals and revisions	3,655.82 <sup>15</sup>	5,799.80 <sup>16</sup>	404.14 <sup>17</sup>
Utah Division of Oil, Gas and Mining	33 - permits <sup>18</sup> ; 7 - renewals	176,950 (total); 12,593 (new in 2007)	3,041	269.5 (total released); 2.52 (released 2007)
Virginia Dept. of Mines, Minerals & Energy, Division of Mined Land Reclamation	17 (includes 3 transfers)	4,174.93	3,393.46	2,503.57
West Virginia Dept. of Environmental Protection, Division of Mining and Reclamation	69 - includes new and amendments	9,805 in 2007; 312,651 (total)	121,338 <sup>19</sup>	4,864 (2007 released phase III)
Wyoming Dept. of Environmental Quality, Land Quality Division	0 in 2007; 68 (active total)	0 in 2007; 401,818 (total)	117,562	52,795

See footnotes on following page...

- <sup>1</sup> Based upon final issuance of permits or revisions to permits through 2007.
- <sup>2</sup> Total for all of phase I, II and III releases in 2007.
- <sup>3</sup> One surface permit and one underground permit.
- <sup>4</sup> Annual Affected Area Reports (11/1/06 - 10/31/07).
- <sup>5</sup> Phase III final release acres.
- <sup>6</sup> Surface acres plus shadow area acreage overlying proposed underground operations.
- <sup>7</sup> Total disturbed acres of all mining operations as of December 31, 2007.
- <sup>8</sup> Permits issued to date.
- <sup>9</sup> Total acres under permit at year's end.
- <sup>10</sup> Acres released from permit in 2006.
- <sup>11</sup> Cumulative total acres currently under permit and disturbed are the same, as this is somewhat confusing to us.
- <sup>12</sup> For acres reclaimed, those are the number of acres that received final bond release and are now off the books, and need to be deducted from acres under permit in order to calculate the acres under permit at the end of the calendar year 2007.
- <sup>13</sup> Acres reclaimed means regrading, cover application, and seeding has occurred, not necessarily bond release. The numbers shown are for permitting and mining/reclamation activity taking place during calendar year 2007. These numbers do not represent cumulative acreage. Permits issued include exploration permits and general permits. No regular or minimal impact mine permits were approved in 2007.
- <sup>14</sup> Number of acres permitted includes original permits, adjacent area permits, and incidental boundary revisions.
- <sup>15</sup> Total permit acreage as of 12/31/2007 (273,835.24) minus total permit acreage as of 01/01/2007 (270,179.42) = 3,655.82.
- <sup>16</sup> 2,655.90 acres mined and 3,143.90 acres non-mined disturbed = 5,799.80.
- <sup>17</sup> Phase III bond release approval (may not have been removed from permitted acreage).
- <sup>18</sup> No new permits in 2007.
- <sup>19</sup> Disturbed acres total: means the total number of disturbed acres, including acreage disturbed and reclaimed but not yet receiving final bond release, associated with permits that as of 12/31/07 were not final released or revoked.

## Member State Permitting Data

### PERMITS ISSUED AND ACRES OF LAND DISTURBED AND RECLAIMED JANUARY 1 - DECEMBER 31, 2007 FOR NONCOAL SURFACE MINING

State/Enforcement Agency	# Permits Issued	# Acres Permitted	#Acres Disturbed	# Acres Reclaimed
Alabama Department of Industrial Relations, Mining and Reclamation Division <sup>1</sup>	34 (new); 376 (renewals)	11,175	20,000	21 mines, 650 acres
Alaska Dept. of Natural Resources, Mining Section	222	864	165	10
Arkansas Dept. of Environmental Quality	57	14,228.43	10,404.94	0
Colorado Division of Reclamation, Mining and Safety, Minerals Program	51	203,661 <sup>2</sup>	106,393	4,157 <sup>3</sup>
Illinois Dept. of Natural Resources, Office of Mines & Minerals, Mine Safety/Training Division	30	1,091.86	745.69	690.60
Indiana Dept. of Natural Resources, Division of Reclamation	7	680.05	22.4 <sup>4</sup>	5.0
Kentucky Dept. for Natural Resources, DMRE, Non-Coal Branch	74 <sup>5</sup>	11,269.70	21,024.85	751.50
Maryland Minerals, Oil & Gas Division	80 <sup>6</sup>	4,924.5 <sup>6</sup>	13,405.87	6,130.81
Missouri Dept. of Natural Resources, Land Reclamation Program	352 (817 sites)	29,930 <sup>7</sup>	29,930 <sup>7</sup>	437 <sup>8</sup>
New Mexico Mining Act Reclamation Program/Energy, Minerals & Nat. Res. Dept. <sup>9</sup>	23	19.5	141	753
New York State Dept. of Environmental Conservation	55 ( new in 2007); 2,203 (total active)	137,705 (total) <sup>10</sup>	58,154 (total) <sup>10</sup>	1,174 (2007); 26,688 (total) <sup>10</sup>
North Carolina Dept. of Environment & Natural Resources, Land Quality Section <sup>11</sup>	242 <sup>12</sup> (2006)	127,685 (total at end of 2006)	41,569 total (includes 1,450 affected in 2006)	785 <sup>13</sup>
Ohio Dept. of Natural Resources, Division of Mineral Resources Management	11 (new); 17 (amendments)	2,426.4	Not Available	463.1 received final bond release
Oklahoma Dept. of Mines	71 <sup>14</sup>	115,000	49,000	1,500
Pennsylvania Dept. of Environmental Protection	183	1,837	945	877
South Carolina Dept. of Health and Environmental Control	58	5,961.0	1,587.8	543.0
Tennessee Department of Environment and Conservation	12	5,045	3,800	0
Utah Division of Oil, Gas and Mining	632	49,883	49,726	Not Available
Virginia Division of Mineral Mining	8	780.68	1,156.26	537.97
West Virginia Dept. of Environmental Protection, Division of Mining and Reclamation	0	0 (in 2007); 11,751 (total)	5,665 (total)	2 (2007 released Phase III)
Wyoming Dept. of Environmental Quality, Land Quality Division	93 (new in 2007); 689 (active total)	2,644 (new in 2007); 694,408 (active total)	Not Tracked	Not Tracked

See footnotes on following page...

<sup>1</sup> 702 additional acres were permitted. 650 acres were reclaimed. The permitted increase does not include chert, limestone, marble or dolomite. Thousands of acres are mined in these "exempt" minerals.

<sup>2</sup> Based upon final issuance of permits or revisions to permits through 2007.

<sup>3</sup> Total of final releases, since there are no phased releases for minerals permits.

<sup>4</sup> Annual Affected Area Reports (11/1/06 - 10/31/07).

<sup>5</sup> All permitting actions (new, amendments, revisions, transfers, renewals).

<sup>6</sup> Includes original permits, increments, and amendments that add acreage.

<sup>7</sup> Cumulative total acres currently under permit and disturbed are the same, as this is somewhat confusing to us.

<sup>8</sup> For acres reclaimed, those are the number of acres that received final bond release and are now off the books, and need to be deducted from acres under permit in order to calculate the acres under permit at the end of calendar year 2007.

<sup>9</sup> For Non-Coal Minerals: Most permits issued represent exploration or general permits. Non-coal does not include sand and gravel operations. Acres reclaimed means regrading, cover application, and seeding has occurred, not necessarily bond release. The numbers shown are for permitting and mining/reclamation activity taking place during the calendar year 2007. These numbers do not represent cumulative acreage. Permits issued include exploration permits and general permits. No regular or minimal impact mine permits were approved in 2007.

<sup>10</sup> Total statewide acreage figures since New York State Mined Land Reclamation Law enacted in 1975.

<sup>11</sup> All statistics for NC are for 2006. 2007 statistics will not be available until 10/2008.

<sup>12</sup> This figure includes all permit actions taken in 2006 (permit renewals, transfers, modifications, and releases).

<sup>13</sup> This figure includes reclaimed acreage that has been officially released by the Department. It does not include reclamation in progress.

<sup>14</sup> Permits issued = 71; Revisions = 69; Transfers = 11; Renewals = 26.

## Member State Reclaimed Land Use Data

### USE OF LAND FOLLOWING RECLAMATION (PERCENT) JANUARY 1 - DECEMBER 31, 2007 FOR COAL SURFACE MINING

State	Pasture	Wildlife	Forest	Commercial	Other
Alabama	6	1	16	0	77 (undeveloped)
Alaska	0	100	0	0	0
Arkansas	0	0	0	100	0
Illinois	1	26	0	1	72 <sup>1</sup>
Indiana	5	14	13	0	68 <sup>2</sup>
Kentucky	31.68	52.90	12.63	0.96	1.83
Louisiana	8	2	90	0	0
Maryland	50	5	45	1	0
Missouri	62	15	2	5 (includes roads)	16 (water)
New Mexico <sup>3</sup>	65	30	0	5	0
North Dakota	33	3	1	3	60 (cropland) <sup>4</sup>
Oklahoma	93	3	0	0	4 (water)
Pennsylvania <sup>5</sup>	30	5	50	2	13
Texas	48.29 (195.14 acres)	23.14 (93.50 acres)	24.22 (97.90 acres)	2.47 (10.00 acres)	1.88 (7.60 acres) (water resources)
Utah	0	98 (overall)	0	2 (overall); 100 (of land released in 2007)	0
Virginia	205.83 (acres)	88.22 (acres)	822.38 (acres)	98.34 (acres)	457.05 (remined) <sup>6</sup>
West Virginia	12	18	54	1	15 <sup>7</sup>

<sup>1</sup> "Other" includes 53% cropland, 40% water, 7% recreation/residential.

<sup>2</sup> "Other" includes 53% prime and nonprime cropland and 15% including water, recreation, residential, commercial, and roads as land uses.

<sup>3</sup> Percentages are for mined lands reclaimed in 2007.

<sup>4</sup> Nearly all of the "Other" is cropland used for annual crops such as spring wheat, durum, barley, oats, canola, sunflowers, etc.

<sup>5</sup> Use of land estimates are based on general observations of post-mining land use.

<sup>6</sup> "Other" listed as remined would be acreage included in the previous four categories (pasture, wildlife, forest, & commercial). The figures in all land use categories are for acreage that was released in 2007.

<sup>7</sup> Of the 15% "Other", 25% are rangeland, 75% are combined uses (i.e. two or more land uses on one permit – most of which are wildlife and forest).

## Member State Reclaimed Land Use Data

USE OF LAND FOLLOWING RECLAMATION (PERCENT)  
JANUARY 1 - DECEMBER 31, 2007 FOR NONCOAL SURFACE MINING

State	Pasture	Wildlife	Forest	Commercial	Other
Alabama	30	5	60	0	5 (lakes)
Alaska	0	100	0	0	0
Illinois	58	1	0	13	28 (water)
Indiana	3	53	1	0	43 <sup>1</sup>
Kentucky	70	2	15	12	1
Maryland	35	10	5	8	42
Missouri	12	17	0	29 (includes roads)	42 (water)
New Mexico <sup>2</sup>	0	90	0	10	0
New York	67	4	0	1	28 <sup>3</sup>
North Carolina <sup>4</sup>	20	30	10	20	10
Oklahoma	79	6	0	6	9 (water)
Pennsylvania <sup>5</sup>	10	5	10	15	60
South Carolina	19.9 (108.0 acres)	0	1.8 (10.0 acres)	2.1 (11.2 acres)	76.2 (413.8 acres) <sup>6</sup>
Tennessee	90	0	5	0	5
Virginia	42	27	12	14	4

<sup>1</sup> "Other" includes 2% prime and nonprime cropland and 41% including water, recreation, residential, commercial, and roads as land uses.

<sup>2</sup> The percentages for Use of Land Following Reclamation are for mined lands reclaimed in 2007.

<sup>3</sup> "Other" includes 19% wetland, 9% agricultural farmland.

<sup>4</sup> These figures are for 2006. 2007 statistics will not be available until October 2008.

<sup>5</sup> Use of land estimates based on general observations of post-mining land use.

<sup>6</sup> "Other" includes 40.0 acres reclaimed as recreation (county park) and 373.8 acres reclaimed as lake/pond.

## **2007 Kenes C. Bowling Reclamation Award Winners**

### **2007 Winners**

The following companies were winners of the Compact's 2007 national reclamation awards and were presented with plaques at the 2007 awards banquet:

#### **Coal Category Winner:**

*Associated Electric Cooperative, Inc – Thomas Hill Energy Center – Mining Division (Missouri)*

#### **Noncoal Category Winner:**

*Kennecott Ridgeway Mining Company – Ridgeway Gold Mine (South Carolina)*

### **2007 Honorable Mention Recipient**

The following company received recognition as honorable mention in the Compact's reclamation awards program and was presented with a certificate at the 2007 awards banquet:

#### **Coal Category:**

*Iluka Resources, Inc. – Old Hickory Operation (Virginia)*

## **Photo Section — 2007 Kenes C. Bowling Reclamation Award Winners**

### **2007 Winner in the Coal Category**



*Associated Electric Cooperative, Inc – Thomas Hill Energy Center – Mining Division (Missouri)*

### **2007 Winner in the Noncoal Category**



*Kennecott Ridgeway Mining Company – Ridgeway Gold Mine (South Carolina)*

## **2007 Mineral Education Award Winners**

### **2007 Winners**

The following were winners of the Compact's annual mineral education awards, which were presented during the awards banquet held in conjunction with the 2007 Annual Meeting in Indianapolis, Indiana. The mining educator awareness award is presented to a teacher or school from one of the Compact's member states. The winner receives an engraved plaque and a \$500 award to go toward teaching materials. The public outreach award is presented to an industry, environmental, citizen, or other group from one of the Compact's member states, or to a member state government body. The public outreach award winner is presented with an engraved plaque of recognition.

#### **Mining Educator Awareness Category Winner:**

*Elizabeth Bartimus, Eisenhower Accelerated High School (Illinois)*

#### **Public Outreach Category Winner:**

*Caterpillar Inc., Mining Construction and Equipment Division (Illinois)*

## 2007 IMCC Membership

### Commissioner



Governor  
Bob Riley

### Alabama

### Commissioner's Official Representative



Phyllis Kennedy  
Director  
Department of  
Industrial Relations



Governor  
Mike Beebe

### Arkansas



James F. Stephens  
Chief  
Surface Mining and  
Reclamation Division



Governor  
Rod R. Blagojevich

### Illinois



Sam Flood  
Acting Director  
Department of  
Natural Resources

**Commissioner**



Governor  
Mitchell E. Daniels, Jr.

**Indiana**

**Commissioner's Official  
Representative**



Ron McAhron  
Deputy Director  
Department of  
Natural Resources



Governor  
Ernie Fletcher

**Kentucky**



Teresa J. Hill  
Secretary  
Environmental & Public  
Protection Cabinet



Governor  
Kathleen Babineaux Blanco

**Louisiana**



Dale Bergquist  
Chief, Surface Mining  
Section  
Office of Conservation

**Commissioner**



Governor  
Martin O'Malley

**Maryland**

**Commissioner's Official  
Representative**



C. Edmon Larrimore  
Administrator  
Water Management  
Administration



Governor  
Matt Blunt

**Missouri**



Doyle Childers  
Director  
Department of  
Natural Resources



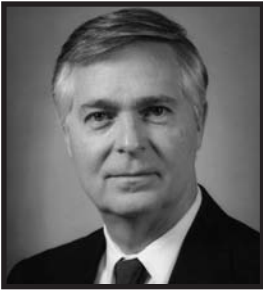
Governor  
Eliot Spitzer

**New York**



Steven M. Potter  
Director, Bureau of  
Resource Mgmt. and  
Development

**Commissioner**



Governor  
Michael F. Easley

**North Carolina**

**Commissioner's Official  
Representative**



James D. Simons  
State Geologist & Director  
Department of  
Environment and  
Natural Resources



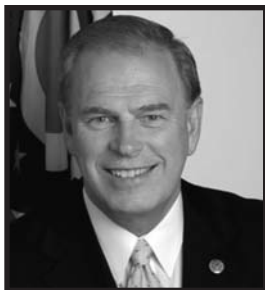
Governor  
John Hoeven

**North Dakota**



James R. Deutsch  
Director  
Reclamation Division  
Public Service Commission

**Ohio**



Governor  
Ted Strickland



Cathryn Loucas  
Deputy Director  
Department of  
Natural Resources

**Commissioner**



Governor  
Brad Henry

**Oklahoma**

**Commissioner's Official  
Representative**



David Fleischaker  
Secretary of Energy



Governor  
Edward G. Rendell

**Pennsylvania**



J. Scott Roberts  
Deputy Secretary  
Department of  
Environmental Protection



Governor  
Mark Sanford

**South Carolina**



Ken R. Willingham  
South Carolina  
Mining Council

**Commissioner**



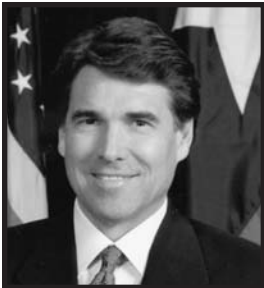
Governor  
Phil Bredesen

**Tennessee**

**Commissioner's Official  
Representative**

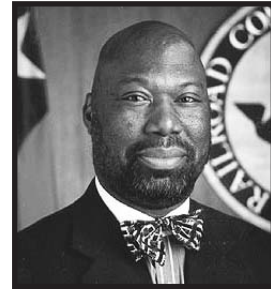


James H. Fyke  
Commissioner  
Department of  
Environment and  
Conservation



Governor  
Rick Perry

**Texas**



Michael L. Williams  
Commissioner  
Railroad Commission  
of Texas



Governor  
Timothy M. Kaine

**Virginia**



Benny Wampler  
Deputy Director  
Department of Mines,  
Minerals and Energy

**Commissioner**



Governor  
Joe Manchin III

**West Virginia**

**Commissioner's Official  
Representative**



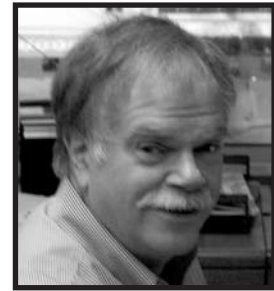
Stephanie Timmermeyer  
Cabinet Secretary  
Department of  
Environmental Protection

**2007 Associate Member States**



Governor  
Sarah Palin

**Alaska**



Dick Mylius  
Acting Director  
Division of Mining, Land  
and Water



Governor  
Bill Richardson

**New Mexico**



Bill Brancard  
Director, Div. of Minerals  
& Mining  
Dept. of Energy, Minerals  
& Natural Resources



Governor  
John Huntsman, Jr.

**Utah**



Mary Ann Wright  
Associate Director, Mining  
Utah Division of Oil,  
Gas & Mining



Governor  
Dave Freudenthal

**Wyoming**



John Corra  
Director  
Department of  
Environmental Quality

## 2008 Commissioners and Their Representatives

### 2008 Commissioners

#### South Carolina

Governor Mark Sanford – Chairman

#### North Dakota

Governor John Hoeven – Vice Chairman

#### New York

Governor David A. Paterson – Treasurer

#### Alabama

Governor Bob Riley

#### Arkansas

Governor Mike Beebe

#### Illinois

Governor Rod R. Blagojevich

#### Indiana

Governor Mitchell E. Daniels, Jr.

#### Kentucky

Governor Steven L. Beshear

#### Louisiana

Governor Bobby Jindal

#### Maryland

Governor Martin O'Malley

#### Missouri

Governor Matt Blunt

#### North Carolina

Governor Michael F. Easley

#### Ohio

Governor Ted Strickland

#### Oklahoma

Governor Brad Henry

#### Pennsylvania

Governor Edward G. Rendell

#### Tennessee

Governor Phil Bredesen

#### Texas

Governor Rick Perry

#### Virginia

Governor Timothy M. Kaine

#### West Virginia

Governor Joe Manchin III

#### *Associate Member States*

#### Alaska

Governor Sarah Palin

#### Colorado

Governor Bill Ritter, Jr.

#### New Mexico

Governor Bill Richardson

#### Utah

Governor Jon Huntsman, Jr.

#### Wyoming

Governor Dave Freudenthal

## **Commissioner's Official Representatives — 2008**

**Alabama**

G. Thomas Surtees  
 Director  
 Department of Industrial  
 Relations

**Arkansas**

James Stephens  
 Chief  
 Surface Mining and  
 Reclamation Division  
 Department of Environmental  
 Quality

**Illinois**

Sam Flood  
 Director  
 Department of Natural  
 Resources

**Indiana**

Ron McAhrn  
 Deputy Director  
 Department of Natural  
 Resources

**Kentucky**

Leonard K. Peters  
 Secretary  
 Energy and Environment  
 Cabinet

**Louisiana**

Dale Bergquist  
 Chief, Surface Mining  
 Section  
 Office of Conservation

**Maryland**

C. Edmon Larrimore  
 Program Manager  
 Department of the  
 Environment  
 Mining Program

**Missouri**

Doyle Childers  
 Director  
 Department of Natural  
 Resources

**New York**

Steven M. Potter  
 Director  
 Bureau of Research  
 Management & Development  
 Division of Mineral Resources  
 Department of Environmental  
 Conservation

**North Carolina**

James D. Simons  
 State Geologist and Director  
 Division of Land Resources  
 Department of Environment  
 and Natural Resources

**North Dakota**

James R. Deutsch  
 Director, Reclamation  
 Division  
 Public Service Commission

**Ohio**

Cathryn Loucas  
 Deputy Director  
 Department of Natural  
 Resources

**Oklahoma**

David Fleischaker  
 Secretary of Energy

**Pennsylvania**

J. Scott Roberts  
 Deputy Secretary  
 Office of Mineral Resources  
 Management  
 Department of Environmental  
 Protection

**South Carolina**

Ken R. Willingham  
 South Carolina Mining  
 Council

**Tennessee**

James H. Fyke  
 Commissioner  
 Department of Environment  
 and Conservation

**Texas**

Michael L. Williams  
 Commissioner  
 Railroad Commission of Texas

**Virginia**

Benny Wampler  
 Deputy Director  
 Department of Mines, Minerals and  
 Energy

**West Virginia**

Randy Huffman  
 Cabinet Secretary  
 Department of Environmental  
 Protection

*Associate Member States*

**Alaska**

Dick Mylius  
 Acting Director  
 Division of Mining, Land & Water

**Colorado**

Ronald W. Cattany  
 Director  
 Division of Reclamation, Mining &  
 Safety  
 Department of Natural Resources

**New Mexico**

Bill Brancard  
 Director, Division of Mining &  
 Minerals  
 Department of Energy, Minerals &  
 Natural Resources

**Utah**

John Baza  
 Associate Director, Mining  
 Utah Division of Oil, Gas &  
 Mining

**Wyoming**

John Corra  
 Director  
 Department of Environmental  
 Quality

