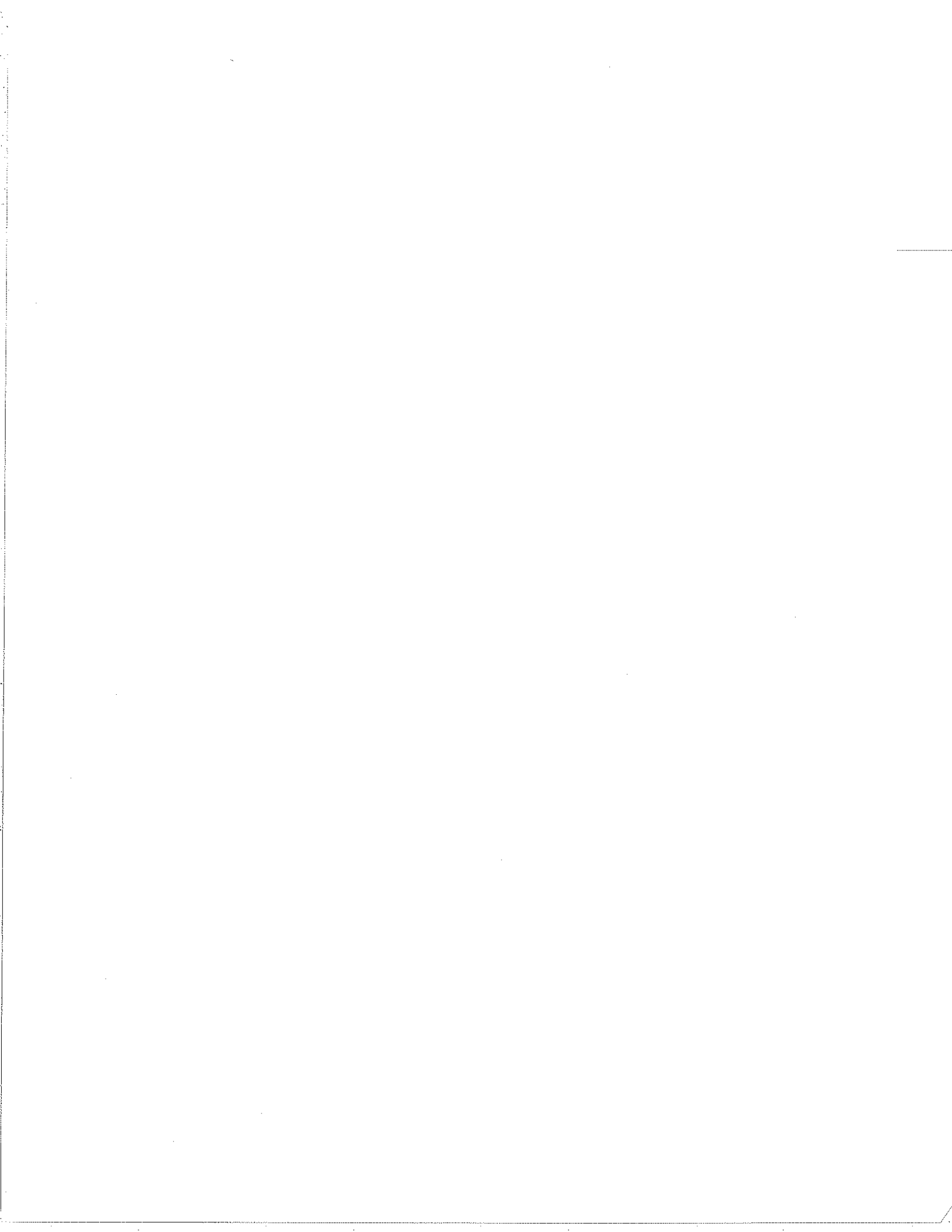


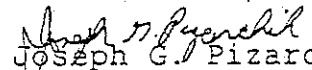
EXHIBITS



COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF CHIEF COUNSEL
(717) 787-7060
April 30, 1997

SUBJECT: Government Construction Contracts for Reclamation of Abandoned Mine Lands which Contracts Involve the Incidental Removal of Coal or the Placement of Excess Spoil on Adjacent Abandoned Mine lands

TO: Ernest F. Giovannitti
Director
Bureau of Abandoned Mine Reclamation

FROM: 
Joseph G. Pizarchik
Assistant Counsel
Bureau of Regulatory Counsel

This office has been asked for a legal opinion concerning the Pennsylvania Department of Environmental Protection's (PADEP) statutory authority to enter into government construction contracts for the purpose of reclaiming abandoned mine lands where such contracts involve the incidental removal of coal or the placement of excess spoil on adjacent abandoned mine lands.

The PADEP is authorized to establish, administer and conduct a state reclamation plan which includes government construction contracts entered into for the purpose of reclaiming abandoned mine lands and which contracts involve the incidental removal of coal or the placement of excess spoil on adjacent abandoned mine lands. This authority is granted in the following Pennsylvania Statutes: the Land and Water Conservation Act, Act of January 19, 1968, P.L. 996, No. 443, 32 P.S. §5101 et seq; the Coal Mine Sealing Act of 1947, Act of June 30, 1947, P.L. 1177, 52 P.S. §§28.1 et seq; the Act of April 3, 1968, P.L. 92, No. 42, 52 P.S. §§30.201 et seq; the Act of July 7, 1955, P.L. 258, 52 P.S. §683; the Clean Streams Law, Act of June 22, 1937, P.L. 1987, 35 P.S. §§691.1 et seq; the Act of July 19, 1965, P.L. --, No. 117, 52 P.S. §30.101 et seq; the Act of May 7, 1935, P.L. 141, 52 P.S. §§809 et seq; the Surface Mining Conservation and Reclamation Act, Act of May 31, 1945, P.L. 1198, No. ____, 52 P.S. §§1396.1 et seq; and the Administrative Code of 1929, Act of April 9, 1929, P.L. 177, §§1915-A and 1917-A, 71 P.S. §§ 510-15 and 510-17.

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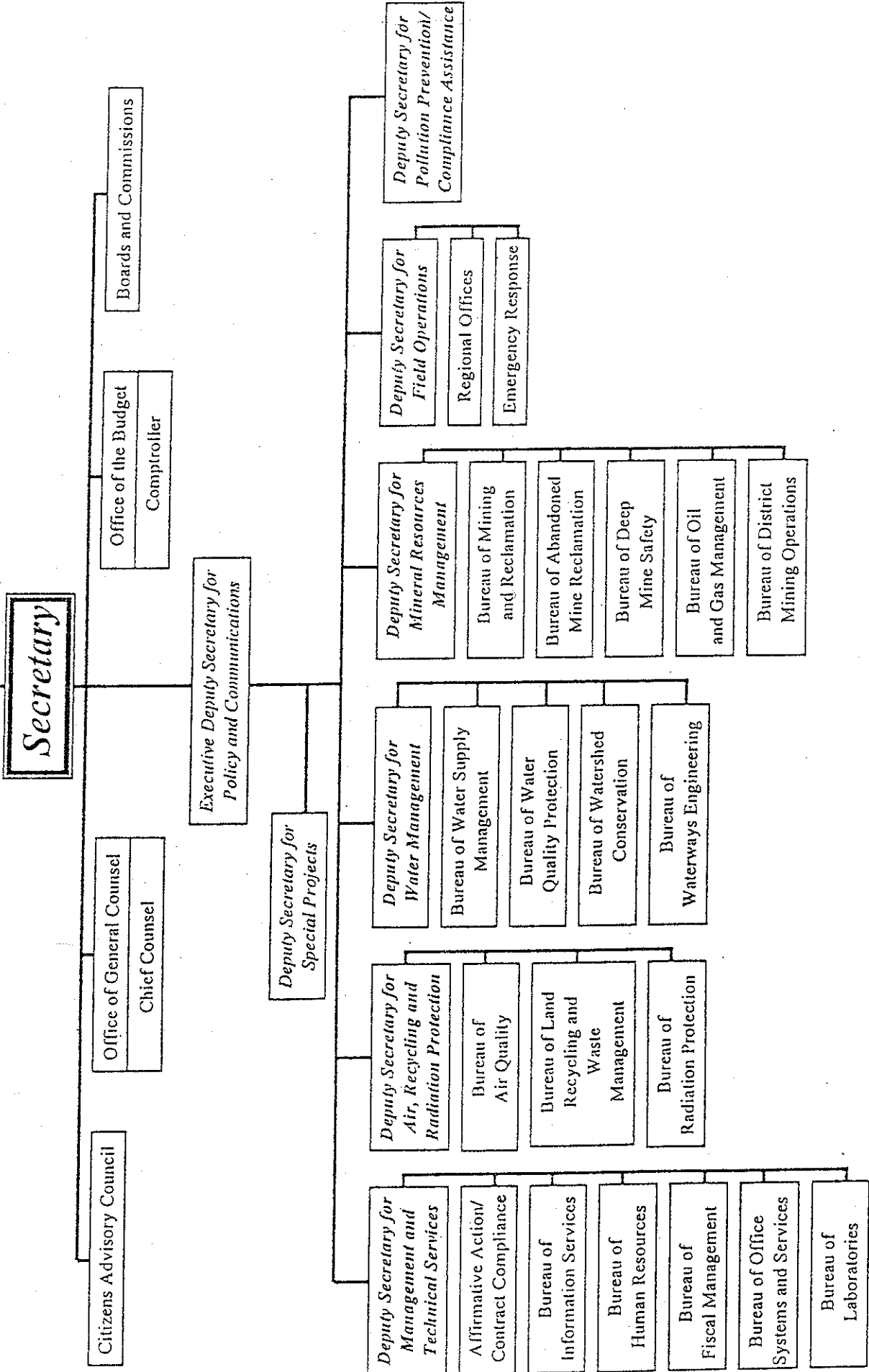
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In addition to the statutory authority provided by the Pennsylvania laws cited above, Section 413(a) of the Surface Mining Control and Reclamation Act 30, U.S.C. §1242(a), provides PADEP the authority to establish, administer and conduct a state reclamation plan which includes government construction contracts that involve the incidental removal of coal or the placement of excess spoil on adjacent abandoned mine lands.



COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL PROTECTION



1. **Introduction**
 The purpose of this report is to provide a comprehensive overview of the current state of the industry and to identify key trends and challenges. This document is intended for the use of senior management and stakeholders.

2. **Methodology**
 The data for this report was collected through a combination of primary and secondary research. Primary research included interviews with industry experts and surveys of key stakeholders. Secondary research involved a thorough review of industry reports, academic journals, and news articles.

3. **Findings**
 The findings of this report indicate that the industry is currently experiencing a period of rapid growth, driven by technological advancements and increasing demand. However, there are also significant challenges, including intense competition and regulatory changes. Key trends include the increasing importance of digital marketing and the growing emphasis on sustainability.

4. **Conclusion**
 In conclusion, the industry is on a path of growth and innovation, but it also faces significant challenges. It is essential for stakeholders to stay informed and adapt to these changes. This report provides a detailed analysis of the current state of the industry and offers insights into future trends and opportunities.

5. **References**
 The following references were used in the preparation of this report:
 - Industry Report 2023
 - Academic Journal Article
 - News Article
 - Interview with Industry Expert

Appendix A
 Detailed data tables and charts.

Appendix B
 Interview transcripts and survey results.

Appendix C
 Glossary of terms.

Appendix D
 Executive summary.

Appendix E
 Contact information.

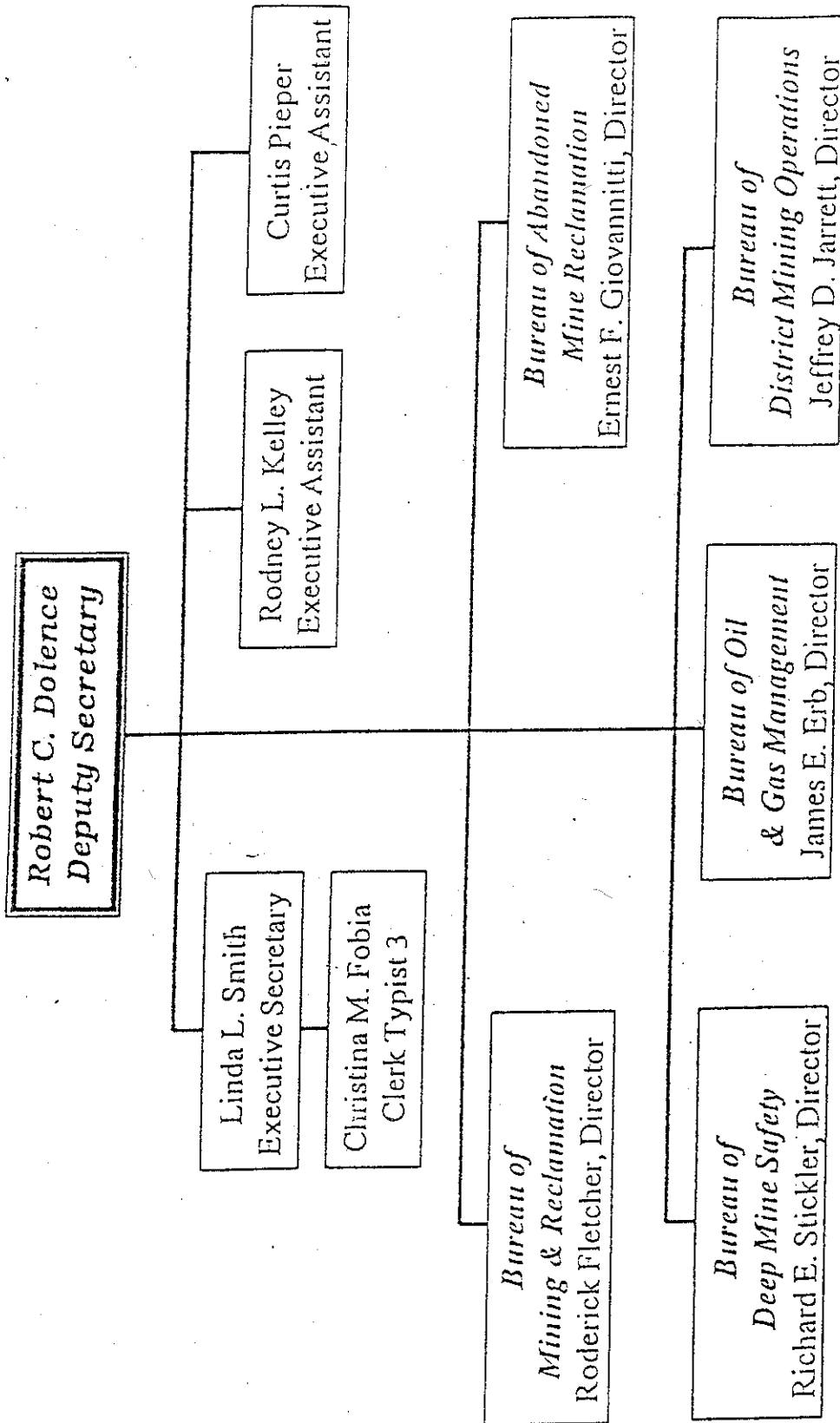
Appendix F
 Acknowledgments.

Appendix G
 Index.

Appendix H
 DEPARTMENT OF STATISTICS AND DATA ANALYSIS
 COMMUNICATIONS AND PUBLIC AFFAIRS



COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF ENVIRONMENTAL PROTECTION
MINERAL RESOURCES MANAGEMENT



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36. **Director of Treasury**
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39. **Director of Public Company Affairs**
40. **Director of Corporate Governance**



**DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
NATIONAL SYSTEM OF PUBLIC LANDS**

EXHIBIT 11B

PUBLIC PARTICIPATION IN PART F OF THE
RECLAMATION PLAN (AMENDMENT NO. 2)

Rachel Carson State Office Building
P.O. Box 8476
Harrisburg, PA 17105-8476
October 6, 1997



Bureau of Abandoned Mine Reclamation

717-783-2267

«ADDRESS»

Dear «SALUTATION»:

Enclosed for your information, review, and comment is a copy of our Amendment No. 2 to our Abandoned Mine Reclamation Plan, under the provisions of the Federal Surface Mining Control and Reclamation Act of 1977. This Amendment updates our Reclamation Plan, Amendment No. 1 to the Plan, and incorporates new Title IV Abandoned Mine Lands initiatives.

The purpose of this Plan Amendment is to allow the Commonwealth more flexibility in achieving reclamation of AML lands through contracts with private individuals, construction contractors, coal companies, and municipalities. Presently, where coal is removed as part of a government financed reclamation contract, at least 50% of the cost of the project must be from government sources. The proposed Amendment would allow projects to be undertaken without regard to the 50% requirement. In addition, this Amendment allows the Commonwealth to enter into agreements with coal mine operators to direct the placement of excess spoil off permit to achieve reclamation of adjacent AML lands that otherwise may go unreclaimed.

We will be publishing a newspaper notice in each coal county which will advise the public of our intention to submit the Plan Amendment to OSM. That notice will also state that if they want a copy of the Plan Amendment, they can contact our offices in Harrisburg, Wilkes-Barre, or Ebensburg.

gent
10-7-97

October 6, 1997

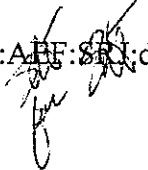
Please review the enclosed draft Amendment and send us your comments, if any, within the next 30 days. Should you have any questions concerning this draft Plan Amendment, please contact Donald Barnes in the Ebensburg District Office at 814-472-1900.

Sincerely,


Ernest F. Giovannitti
Director
Bureau of Abandoned Mine Reclamation

Enclosure

bcc: Ernest Giovannitti
Mike Ferko w/Enclosure
Charles Meyers w/Enclosure
Don Barnes w/Enclosure

EFG:AEF:SEN:dln




Pennsylvania Department of Environmental Protection

Rachel Carson State Office Building

P.O. Box 8476

Harrisburg, PA 17105-8476

October 6, 1997

Bureau of Abandoned Mine Reclamation

717-783-2267

Ms. Susan Fox
Executive Director
Pennsylvania Association of Conservation Districts, Inc.
225 Pine Street
Harrisburg, PA 17101

Dear Ms. Fox:

Enclosed for your information, review, and comment is a copy of our Amendment No. 2 to our Abandoned Mine Reclamation Plan, under the provisions of the Federal Surface Mining Control and Reclamation Act of 1977. This Amendment updates our Reclamation Plan, Amendment No. 1 to the Plan, and incorporates new Title IV Abandoned Mine Lands initiatives.

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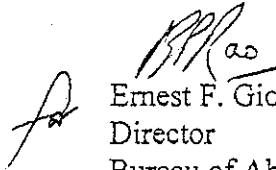
Ms. Susan Fox

- 2 -

October 6, 1997

Please review the enclosed draft Amendment and send us your comments, if any, within the next 30 days. Should you have any questions concerning this draft Plan Amendment, please contact Donald Barnes in the Ebersburg District Office at 814-472-1900.

Sincerely,

A handwritten signature in dark ink, appearing to read "E. F. Giovannitti", is written over the typed name. The signature is stylized and cursive.

Ernest F. Giovannitti
Director
Bureau of Abandoned Mine Reclamation

Enclosure

ADDRESS	SALUTATION	LABEL	HEADERINSERT
<p>Mr. Edward Feigel District Manager Allegheny Conservation District Lexington Technology Park Building #1, Suite 102 400 North Lexington Avenue Pittsburgh, PA 15208</p>	<p>Mr. Feigel</p>	<p>MR EDWARD FEIGEL DISTRICT MANAGER ALLEGHENY CNSRVTN DISTRICT LEXINGTON TECHNOLOGY PARK BLDG 1 STE 102 400 N LEXINGTON AVE PITTSBURGH PA 15208</p>	<p>Mr. Edward Feigel</p>
<p>Mr. David Rupert District Manager Armstrong Conservation District Armsdale Administrative Building R.R. 8, Box 294 Kittanning, PA 16201</p>	<p>Mr. Rupert</p>	<p>MR DAVID RUPERT DISTRICT MANAGER ARMSTRONG CNSRVTN DIST ARMSDALE ADMIN BLDG RR 8 BOX 294 KITTTANNING PA 16201</p>	<p>Mr. David Rupert</p>
<p>Ms. Victoria Michaels District Manager Beaver Conservation District 1000 Third Street, Suite 202 Beaver, PA 15009-2026</p>	<p>Ms. Michaels</p>	<p>MS VICTORIA MICHAELS DISTRICT MANAGER BEAVER CNSRVTN DISTRICT 1000 3RD ST STE 202 BEAVER PA 15009-2026</p>	<p>Ms. Victoria Michaels</p>
<p>Mr. Terry Miller District Manager Bedford Conservation District Fairlawn Court, Suite 4 702 West Pitt Street Bedford, PA 15522</p>	<p>Mr. Miller</p>	<p>MR TERRY MILLER DISTRICT MANAGER BEDFORD CNSRVTN DIST FAIRLAWN COURT STE 4 702 W PITT ST BEDFORD PA 15522</p>	<p>Mr. Terry Miller</p>
<p>Ms. Donna Fisher District Manager Blair Conservation District 1407 Blair Street Hollidaysburg, PA 16648</p>	<p>Ms. Fisher</p>	<p>MS DONNA FISHER DISTRICT MANAGER BLAIR CNSRVTN DIST 1407 BLAIR ST HOLLIDAYSBURG PA 16648</p>	<p>Ms. Donna Fisher</p>
<p>Mr. Michael Lovegreen District Manager Bradford Conservation District Stoll Natural Resource Center R.R. 5, Box 5030C Towanda, PA 18848</p>	<p>Mr. Lovegreen</p>	<p>MR MICHAEL LOVEGREEN DISTRICT MANAGER BRADFORD CNSRVTN DIST STOLL NATURAL RES CENTER RR 5 BOX 5030C TOWANDA PA 18848</p>	<p>Mr. Michael Lovegreen</p>

ADDRESS	SALUTATION	LABEL	HEADERINSERT
Mr. Ronald Fodor District Manager Butler Conservation District 122 McCune Drive Butler, PA 16001-6501	Mr. Fodor	MR RONALD FODOR DISTRICT MANAGER BUTLER CNSRVTN DIST 122 MCCUNE DR BUTLER PA 16001-6501	Mr. Ronald Fodor
Mr. Robert Piper, Jr. District Manager Cambria Conservation District 401 Candlelight Drive P.O. Box 187 Ebensburg, PA 15931	Mr. Piper	MR ROBERT PIPER JR DISTRICT MANAGER CAMBRIA CNSRVTN DIST 401 CANDLELIGHT DR PO BOX 187 EBENSBURG PA 15931	Mr. Robert Piper, Jr.
Ms. Kristen Focht District Manager Cameron Conservation District 416 North Broad Street Emporium, PA 15834	Ms. Focht	MS KRISTEN FOCHT DISTRICT MANAGER CAMERON CNSRVTN DIST 416 N BROAD ST EMPORIUM PA 15834	Ms. Kristen Focht
Mr. James Clauser District Manager Carbon Conservation District 92 Blakeslee Boulevard, East Lehigh, PA 18235	Mr. Clauser	MR JAMES CLAUSER DISTRICT MANAGER CARBON CNSRVTN DIST 92 BLAKESLEE BLVD EAST LEHIGHTON PA 18235	Mr. James Clauser
Mr. Robert Sweitzer District Manager Centre Conservation District 414 Holmes Avenue, Suite 4 Bellefonte, PA 16823	Mr. Sweitzer	MR ROBERT SWEITZER DISTRICT MANAGER CENTRE CNSRVTN DIST 414 HOLMES AVE STE 4 BELLEFONTE PA 16823	Mr. Robert Sweitzer
Ms. Kathy Stroop District Manager Clarion Conservation District Mayfield Professional Building R.R. 3, Box 265 Clarion, PA 16214	Ms. Stroop	MS KATHY STROOP DISTRICT MANAGER CLARION CNSRVTN DIST MAYFIELD PROFESSIONAL BLDG RR 3 BOX 265 CLARION PA 16214	Ms. Kathy Stroop

ADDRESS	SALUTATION	LABEL	HEADERINSERT
Mr. George Richards District Manager Clearfield Conservation District 650 Leonard Street Clearfield, PA 16830	Mr. Richards	MR GEORGE RICHARDS DISTRICT MANAGER CLEARFIELD CNSRVTN DIST 650 LEONARD ST CLEARFIELD PA 16830	Mr. George Richards
Ms. Mary Ann Bower District Manager Clinton Conservation District 2 State Route 150 Mill Hall, PA 17751	Ms. Bower	MS MARY ANN BOWER DISTRICT MANAGER CLINTON CNSRVTN DIST 2 STATE ROUTE 150 MILL HALL PA 17751	Ms. Mary Ann Bower
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Ms. Lynn Sandieson District Manager Crawford Conservation District 1012 Water Street, Suite 18 Meadville, PA 16335	Ms. Sandieson	MS LYNN SANDIESON DISTRICT MANAGER CRAWFORD CNSRVTN DIST 1012 WATER ST STE 18 MEADVILLE PA 16335	Ms. Lynn Sandieson
Mr. John Orr District Manager Dauphin Conservation District 1451 Peters Mountain Road Dauphin, PA 17018	Mr. Orr	MR JOHN ORR DISTRICT MANAGER DAUPHIN CNSRVTN DIST 1451 PETERS MOUNTAIN RD DAUPHIN PA 17018	Mr. John Orr
Mr. Robert Dippold District Manager Elk Conservation District P.O. Box 448 Ridgeway, PA 15853	Mr. Dippold	MR ROBERT DIPPOLD DISTRICT MANAGER ELK CNSRVTN DIST PO BOX 448 RIDGEWAY PA 15853	Mr. Robert Dippold
District Manager Fayette Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456	District Manager	DISTRICT MANAGER FAYETTE CNSRVTN DISTT 10 NICKMAN PLAZA LEMONT FURNACE PA 15456	District Manager

ADDRESS	SALUTATION	LABEL	HEADERINSERT
Mr. Douglas Carlson District Manager Forest Conservation District P.O. Box 456 Tionesta, PA 16353	Mr. Carlson	MR DOUGLAS CARLSON DISTRICT MANAGER FOREST CNSRVTN DIST PO BOX 456 TIONESTA PA 16353	Mr. Douglas Carlson
Ms. Jennifer Reed District Manager Fulton Conservation District 216 North Second Street McConnellsburg, PA 17233	Ms. Reed	MS JENNIFER REED DISTRICT MANAGER FULTON CNSRVTN DIST 216 N 2ND ST MCCONNELLSBURG PA 17233	Ms. Jennifer Reed
Mr. Daniel Rush District Manager Greene Conservation District Greene County Office Building 93 East High Street, Room 215 Waynesburg, PA 15370	Mr. Rush	MR DANIEL RUSH DISTRICT MANAGER GREENE CNSRVTN DIST GREENE CNTY OFFICE BLDG 93 E HIGH ST RM 215 WAYNESBURG PA 15370	Mr. Daniel Rush
Mr. Andy Patterson District Manager Huntingdon Conservation District R.R. 1, Box 7C Huntingdon, PA 16652-9603	Mr. Patterson	MR ANDY PATTERSON DISTRICT MANAGER HUNTINGDON CNSRVTN DIST RR 1 BOX 7C HUNTINGDON PA 16652-9603	Mr. Andy Patterson
Mr. Louis Kopczyk District Manager Indiana Conservation District Ag Service Center 251 Route 286 North Indiana, PA 15701-9203	Mr. Kopczyk	MR LOUIS KOPCZYK DISTRICT MANAGER INDIANA CNSRVTN DIST AG SERVICE CENTER 251 HC 286 N INDIANA PA 15701-9203	Mr. Louis Kopczyk
Ms. Deborah Wilson District Manager Jefferson Conservation District R.R. 5, Service Center Brookville, PA 15825	Ms. Wilson	MS DEBORAH WILSON DISTRICT MANAGER JEFFERSON CNSRVTN DIST RR 5 SERVICE CNTR BROOKVILLE PA 15825	Ms. Deborah Wilson

ADDRESS	SALUTATION	LABEL	HEADERINSERT
Mr. Ernest Keller District Manager Lackawanna Conservation District 395 Bedford Street Clarks Summit, PA 18411	Mr. Keller	MR ERNEST KELLER DISTRICT MANAGER LACKAWANNA CNSRVTN DIST 395 BEDFORD ST CLARKS SUMMIT PA 18411	Mr. Ernest Keller
Ms. Jo Ann McCready District Manager Lawrence Conservation District County Government Center New Castle, PA 16101	Ms. McCready	MS JO ANN MCCREADY DISTRICT MANAGER LAWRENCE CNSRVTN DIST CNTY GOVERNMENT CNTR NEW CASTLE PA 16101	Ms. Jo Ann McCready
Mr. Charles Wertz District Manager Lebanon Conservation District 2120 Cornwall Road, Suite 5 Lebanon, PA 17042-9788	Mr. Wertz	MR CHARLES WERTZ DISTRICT MANAGER LEBANON CNSRVTN DIST 2120 CORNWALL RD STE 5 LEBANON PA 17042-9788	Mr. Charles Wertz
Mr. Robert Yonker District Manager Luzerne Conservation District Smith Pond Road P.O. Box 250 Lehman, PA 18627-0250	Mr. Yonker	MR ROBERT YONKER DISTRICT MANAGER LUZERNE CNSRVTN DIST SMITH POND RD PO BOX 250 LEHMAN PA 18627-0250	Mr. Robert Yonker
Mr. Thomas Corbett District Manager Lycoming Conservation District 2130 County Farm Road, Suite 6 Montoursville, PA 17754	Mr. Corbett	MR THOMAS CORBETT DISTRICT MANAGER LYCOMING CNSRVTN DIST 2130 COUNTY FARM RD STE 6 MONTOURSVILLE PA 17754	Mr. Thomas Corbett
Mr. James Johnson District Manager McKean Conservation District Drawer E Custer City, PA 16725	Mr. Johnson	MR JAMES JOHNSON DISTRICT MANAGER MCKEAN CNSRVTN DIST PO BOX E CUSTER CITY PA 16725	Mr. James Johnson

ADDRESS	SALUTATION	LABEL	HEADERINSERT
Mr. James Mondok District Manager Mercer Conservation District 747 Greenville Road Mercer, PA 16137	Mr. Mondok	MR JAMES MONDOK DISTRICT MANAGER MERCER CNSRVN DIST 747 GREENVILLE RD MERCER PA 16137	Mr. James Mondok
Ms. Carolyn Badman District Manager Northumberland Conservation District R.R. 3, Box 238C Sunbury, PA 17801	Ms. Badman	MS CAROLYN BADMAN DISTRICT MANAGER NORTHUMBERLAND CNSRVN DIST RR 3 BOX 238C SUNBURY PA 17801	Ms. Carolyn Badman
Ms. Sandy Ernst District Manager Potter Conservation District 334B Port Allegheny Road Coudersport, PA 16915	Ms. Ernst	MS SANDY ERNST DISTRICT MANAGER POTTER CNSRVN DIST 334B PORT ALLEGHENY RD COUDERSPORT PA 16915	Ms. Sandy Ernst
Mr. Craig Morgan District Manager Schuylkill Conservation District 1206 Ag Center Drive Pottsville, PA 17901	Mr. Morgan	MR CRAIG MORGAN DISTRICT MANAGER SCHUYLKILL CNSRVN DIST 1206 AG CENTER DR POTTSVILLE PA 17901	Mr. Craig Morgan
Mr. David Steele District Manager Somerset Conservation District 1590 North Center Avenue, Suite 103 Somerset, PA 15501	Mr. Steele	MR DAVID STEELE DISTRICT MANAGER SOMERSET CNSRVN DIST 1590 N CENTER AVE STE 103 SOMERSET PA 15501	Mr. David Steele
Ms. Jacquelyn Rouse District Manager Sullivan Conservation District R.R. 4, Box 4181 Dushore, PA 18614	Ms. Rouse	MS JACQUELYN ROUSE DISTRICT MANAGER SULLIVAN CNSRVN DIST RR 4 BOX 4181 DUSHORE PA 18614	Ms. Jacquelyn Rouse

ADDRESS	SALUTATION	LABEL	HEADERINSERT
Ms. Lillian Theophanis District Manager Susquehanna Conservation District 31 Public Avenue Montrose, PA 18801	Ms. Theophanis	MS LILLIAN THEOPHANIS DISTRICT MANAGER SUSQUEHANNA CNSRVTN DIST 31 PUBLIC AVE MONTROSE PA 18801	Ms. Lillian Theophanis
Mr. Ralph Brugger District Manager Tioga Conservation District 5 East Avenue Wellsboro, PA 16901	Mr. Brugger	MR RALPH BRUGGER DISTRICT MANAGER TIOGA CNSRVTN DIST 5 EAST AVE WELLSBORO PA 16901	Mr. Ralph Brugger
Mr. Jan Balombiny District Manager Venango Conservation District R.R. 5, Box 320 Franklin, PA 16323	Mr. Balombiny	MR JAN BALOMBINY DISTRICT MANAGER VENANGO CNSRVTN DIST RR 5 BOX 320 FRANKLIN PA 16323	Mr. Jan Balombiny
Mr. Todd Fantaskey District Manager Warren Conservation District 609 Rouse Avenue, Suite 203 Youngsville, PA 16371	Mr. Fantaskey	MR TODD FANTASKEY DISTRICT MANAGER WARREN CNSRVTN DIST 609 ROUSE AVE STE 203 YOUNGSVILLE PA 16371	Mr. Todd Fantaskey
Mr. Gary Stokum District Manager Washington Conservation District 100 West Beau Street, Suite 602 Washington, PA 15301	Mr. Stokum	MR GARY STOKUM DISTRICT MANAGER WASHINGTON CNSRVTN DIST 100 W BEAU ST STE 602 WASHINGTON PA 15301	Mr. Gary Stokum
Mr. Robert Muller, Jr. District Manager Wayne Conservation District 470 Sunrise Avenue Honesdale, PA 18431	Mr. Muller	MR ROBERT MULLER, JR DISTRICT MANAGER WAYNE CNSRVTN DIST 470 SUNRISE AVE HONESDALE, PA 18431	Mr. Robert Muller, Jr.

ADDRESS	SALUTATION	LABEL	HEADERINSERT
Mr. Gregory Phillips District Manager Westmoreland Conservation District Donohoe Center R.D. 12, Box 202B Greensburg, PA 15601	Mr. Phillips	MR GREGORY PHILLIPS DISTRICT MANAGER WESTMORELAND CNSRVTN DIST DONOHOE CENTER RR 12 BOX 202B GREENSBURG PA 15601	Mr. Gregory Phillips
Mr. Shane Kleiner District Manager Wyoming Conservation District R.R. 3, Box 178B Tunkhannock, PA 18657	Mr. Kleiner	MR SHANE KLEINER DISTRICT MANAGER WYOMING CNSRVTN DIST RR 3 BOX 178B TUNKHANNOCK PA 18657	Mr. Shane Kleiner
Ms. Susan Fox Executive Director Pennsylvania Association of Conservation Districts, Inc. 225 Pine Street Harrisburg, PA 17101	Ms. Fox	MS SUSAN FOX EXECUTIVE DIRECTOR PA ASSOC CNSRVTN DISTS INC 225 PINE ST HARRISBURG PA 17101	Ms. Susan Fox

DESK MEMORANDUM

✓
A. E. Friedrich
9-25-97
ARBF 9/25

SUBJECT					
Pennsylvania Bulletin					
TO William Carr			FROM A. E. Friedrich		
DATE SENT September 26, 1997			DATE NEEDED		
	PLEASE CALL:		APPROVAL		SEE ME
	RETURNED YOUR CALL		AS REQUESTED		COMMENT
	INFORMATION & FILE		PREPARE REPLY/REPORT		NOTE AND RETURN
X	NECESSARY ACTION		SIGNATURE		
RECEIVED BY		DATE		TIME	
ROUTE	INITIAL	DATE	ROUTE	INITIAL	DATE
MESSAGE:					
Attached are three copies of a notice that we would like published in the Pennsylvania Bulletin on October 11, 1997. This is a type 20 application.					
Should you have any questions, please telephone Toni Malach at 783-2156.					
Attachment					

Sent
9-26-97

**NOTICE OF AVAILABILITY OF DRAFT OSM TITLE IV PROGRAM
RECLAMATION PLAN AMENDMENT NO. 2**

The Department of Environmental Protection (DEP), Bureau of Abandoned Mine Reclamation, is proposing to amend Pennsylvania's Abandoned Mine Reclamation Plan, under the provisions of the Federal Surface Mining Control and Reclamation Act of 1977, P.L. 95-87, as amended. Amendment No. 2 updates the Reclamation Plan originally approved in 1982, Amendment No. 1 to that Plan approved October 30, 1992, and incorporates the following new Title IV Abandoned Mine Lands initiatives. The purpose of this Plan Amendment is to allow the Commonwealth more flexibility to achieve reclamation of AML lands through contracts with private individuals, construction contractors, coal companies, and municipalities. Presently where coal is removed as part of a Government financed reclamation contract, at least 50% of the cost of the project must be from Government sources. The proposed Amendment would allow projects to be undertaken without regard to the 50% requirement. In addition, this Amendment is to allow the Commonwealth to enter into agreements with coal mine operators to direct the placement of excess spoil off permit to achieve reclamation of adjacent AML lands that otherwise may go unreclaimed.

The draft Abandoned Mine Reclamation Plan Amendment No. 2 is available for public review and comment. To be considered, comments must be submitted to and received by the Bureau of Abandoned Mine Reclamation, Department of Environmental Protection, P.O. Box 8476, Harrisburg, PA 17105-8476 within 30 days of the date of this Bulletin. A copy of the Abandoned Mine Reclamation Plan Amendment may be obtained by contacting the following DEP offices:

Bureau of Abandoned Mine Reclamation
P.O. Box 8476
Harrisburg, PA 17105-8476
Telephone: 717-783-2156

Wilkes-Barre District Office
Bureau of Abandoned Mine Reclamation
Two Public Square
Wilkes-Barre, PA 18711-0790
Telephone: 717-826-2371

Ebensburg District Office
Bureau of Abandoned Mine Reclamation
122 South Center Street
Ebensburg, PA 15931-0149
Telephone: 814-472-1800

DESK MEMORANDUM

ok + lmr
10-1-97

SWT
10-2-97

SUBJECT					
Newspaper Notice for Reclamation Plan Amendment No. 2					
TO Pat Snyder			FROM Toni Malach		
DATE SENT October 1, 1997			DATE NEEDED		
<input type="checkbox"/>	PLEASE CALL:		APPROVAL		SEE ME
<input type="checkbox"/>	RETURNED YOUR CALL		AS REQUESTED		COMMENT
<input type="checkbox"/>	INFORMATION & FILE		PREPARE REPLY/REPORT		NOTE AND RETURN
<input checked="" type="checkbox"/>	NECESSARY ACTION		SIGNATURE		
RECEIVED BY		DATE		TIME	
ROUTE	INITIAL	DATE	ROUTE	INITIAL	DATE
MESSAGE:					
<p>Please have the attached Notice published in each of the 45 listed counties. The Notice contains information regarding the Bureau of Abandoned Mine Reclamation's Reclamation Plan Amendment No. 2. Please send me a copy once it has been published.</p> <p>If at all possible, please have this published sometime next week or the following week to coincide with its publication in the Pennsylvania Bulletin and corresponding mailings. Should you have any questions or need additional information, please contact me at 783-5881.</p>					
Attachment					
Allegheny	Armstrong	Beaver	Bedford	Blair	Bradford.
Butler	Cambria	Cameron	Carbon	Centre	Clarion
Clearfield	Clinton	Columbia	Crawford	Dauphin	Elk
Fayette	Forest	Fulton	Greene	Huntingdon	Indiana
Jefferson	Lackawanna	Lawrence	Lebanon	Luzerne	Lycoming
McKean	Mercer	Northumberland	Potter	Schuylkill	Somerset
Sullivan	Susquehanna	Tioga	Venango	Warren	Washington
Wayne	Westmoreland	Wyoming			

sent
10-2-97

DEPARTMENT OF ENVIRONMENTAL PROTECTION

**NOTICE OF AVAILABILITY OF DRAFT OSM TITLE IV PROGRAM
RECLAMATION PLAN AMENDMENT NO. 2**

The Department of Environmental Protection (DEP), Bureau of Abandoned Mine Reclamation, is proposing to amend Pennsylvania's Abandoned Mine Reclamation Plan, under the provisions of the Federal Surface Mining Control and Reclamation Act of 1977, P.L. 95-87, as amended. Amendment No. 2 updates the Reclamation Plan originally approved in 1982, Amendment No. 1 to that Plan approved October 30, 1992, and incorporates the following new Title IV Abandoned Mine Lands initiatives. The purpose of this Plan Amendment is to allow the Commonwealth more flexibility to achieve reclamation of AML lands through contracts with private individuals, construction contractors, coal companies, and municipalities. Presently where coal is removed as part of a government financed reclamation contract, at least 50% of the cost of the project must be from government sources. The proposed Amendment would allow projects to be undertaken without regard to the 50% requirement. In addition, this Amendment is to allow the Commonwealth to enter into agreements with coal mine operators to direct the placement of excess spoil off permit to achieve reclamation of adjacent AML lands that otherwise may go unreclaimed.

The draft Abandoned Mine Reclamation Plan Amendment No. 2 is available for public review and comment. To be considered, comments must be submitted to and received by the Bureau of Abandoned Mine Reclamation, Department of Environmental Protection, P.O. Box 8476, Harrisburg, PA 17105-8476 within 30 days of the date of this Notice. A copy of the Abandoned Mine Reclamation Plan Amendment may be obtained by contacting the following DEP offices:

Bureau of Abandoned Mine Reclamation
P.O. Box 8476
Harrisburg, PA 17105-8476
Telephone: 717-783-2156

Wilkes-Barre District Office
Bureau of Abandoned Mine Reclamation
Two Public Square
Wilkes-Barre, PA 18711-0790
Telephone: 717-826-2371

Ebensburg District Office
Bureau of Abandoned Mine Reclamation
122 South Center Street
Ebensburg, PA 15931-0149
Telephone: 814-472-1800

I N T E R O F F I C E M E M O R A N D U M

Date: 17-Nov-1997 10:37am EST
From: Donald R. Barnes
BARNES.DONALD
Dept: Ebensburg - DMO
Tel No: (814) 472-1900

Sent By: Beth Kyler

TO: Andrew "Bud" Friedrich (FRIEDRICH.ANDREW)

CC: Jeffrey Jarrett (JARRETT.JEFFREY)

Subject: Amendment #2 Comments

Based on our recent conversation, apparently no written comments to AML Plan Amendment #2 have been received during the comment period. I received one telephone call during the comment period and I am including the following information as advised by Ernie.

<u>Date</u>	<u>Caller</u>	<u>Affiliation</u>
10/30/97	Jack Emrick	Cambria County Conservation District

Mr. Emrick's questions were general in nature and he wanted to gain a better understanding of what this program was attempting to accomplish. Mr. Emrick also inquired about the possibility of initiating some type of credit program for the elimination and/or reclamation of coal refuse piles. I advised Mr. Emrick that a credit program was not contemplated under this amendment and that the primary reclamation incentives in this proposal were the ability to remove incidental and necessary coal under a government financed contract and reduced liability for water quality provided the contractor complies with all the terms of the contract.

If any additional information is required, please advise.