

OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

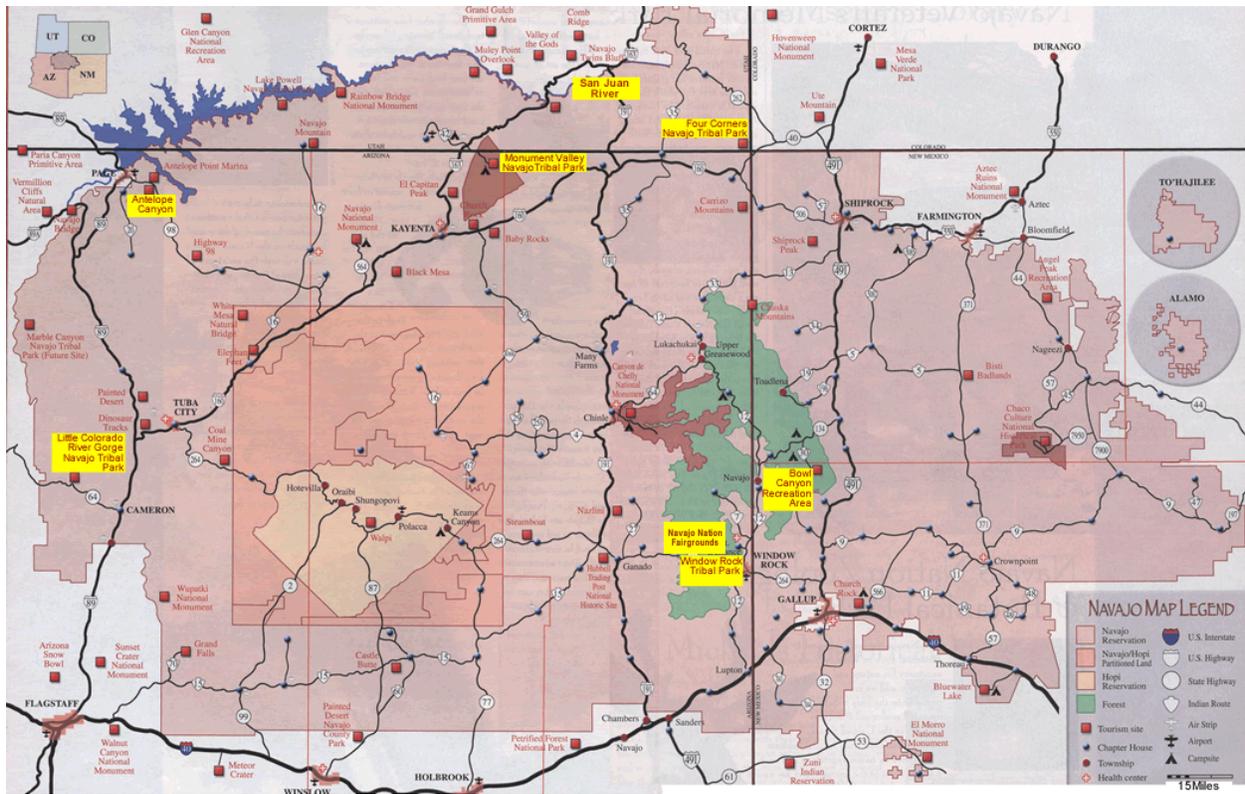
Annual Evaluation Report For The Federal Program for Indian Lands

Navajo Nation

For
Evaluation Year 2011
(October 1, 2010, through September 30, 2011)

Prepared by

Program Support Division
(October 2011)



EXECUTIVE SUMMARY

- For Evaluation Year 2011(EY 2011), the Office of Surface Mining Reclamation and Enforcement (OSM) evaluated the Federal Program for Indian Lands on Navajo Nation Lands and did not identify any significant program problems or issues.
- As a result of a review of its three national measurement element topics of off-site impacts, reclamation success, and customer service, OSM found that the Federal Program for Indian Lands on Navajo Nation Lands is effectively being implemented.
- The Navajo Nation received a grant from OSM for \$1,165,000 for the operation of the Navajo Nation Minerals Department -Surface Mining Program (NSMP). The grant award represents 100 percent of the total program cost. Additional OSM assistance was provided through5 (five) National Technical training Program (NTTP) courses and 1 (one) Technical Innovation and Professional Services (TIPS) course.

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I. Introduction

The Surface Mining Control and Reclamation Act of 1977 (SMCRA) created the Office of Surface Mining Reclamation and Enforcement (OSM) in the Department of the Interior. SMCRA provides authority to OSM to oversee the implementation of and provide Federal funding for State regulatory programs that have been approved by the Secretary of the Interior as meeting the minimum standards specified by SMCRA. However, SMCRA did not give the Secretary authority to approve regulatory programs for Indian Tribes. Instead, Section 710 of SMCRA directed the Secretary to propose legislation designed to allow Indian Tribes to assume eventual primacy over the implementation of SMCRA and to develop Tribal capabilities through Federal grants. Consequently, OSM has been the regulatory authority for coal mining operations on Indian Lands through the Federal Program for Indian Lands, found at 30 CFR 750.

This report contains summary information regarding the Federal Program for Indian Lands (Program) as conducted on lands of the Navajo Nation, the effectiveness of the Program in meeting the applicable purposes of SMCRA as specified in section 102, and the status of and the authority for the Tribe to regulate surface mining for coal. This report covers the period of October 1, 2010, through September 30, 2011.

The following list of abbreviations and acronyms is used in this report:

AMLIS	Abandoned Mine Land Inventory System
ASMR	American Society of Mining and Reclamation
BMJ	Black Mesa Joint
CFR	Code of Federal Regulations
EY	Evaluation Year
FY	Fiscal Year
H.R.	House of Representatives
OMMR	Office of Mining and Mineral Resources
OSM	Office of Surface Mining Reclamation and Enforcement
PSD	Program Support Division
SMCRA	Surface Mining Control and Reclamation Act of 1977
TIPS	Technical Innovation and Professional Services
WR	Western Region Office
WRTT	Western Region Technology Transfer

II. Overview of Coal Mining on Lands of the Navajo Nation

The Navajo Nation is located within the three (3) southwestern states of Arizona, New Mexico, and Utah, within the four corners area. The Navajo Nation encompasses approximately 25,000 square miles and has an overall population exceeding 250,000 people. Mining activities within the Navajo Nation date back into the 1800's.

OSM is the regulatory authority for six (6) surface coalmining operations (Amcoal, Black Mesa, Black Mesa Pipeline, Burnham, McKinley, and Navajo) operating on Navajo Nation lands, one (1) of which (Black Mesa Complex) extends onto the Hopi reservation, and one (1) (McKinley) operating on both Navajo Nation lands and lands over which the State of New Mexico is the Regulatory Authority. Two operations (Amcoal and Burnham) are in reclamation and awaiting final bond release. For the near future, coal mining and new coal development will continue to occur on Navajo Nation lands.

III. Success in Achieving the Purposes of SMCRA

The following performance standard evaluations provide a national perspective in terms of the number and extent of observed off-site impacts, the number of acres that have been mined and reclaimed and the amount of reclaimed acreage that meet bond release requirements for the various phases of reclamation.

A. Off-Site Impacts

An “off-site impact” is anything resulting from a surface coal mining and reclamation activity or operation that causes a negative effect on resources (people, land, water, structures) outside the area authorized by the permit for conducting mining and reclamation activities.

Table 5, Appendix 1 shows the number and types of off-site impacts that were observed and documented as having occurred during EY 2011, both for permitted sites and bond forfeiture sites. No off-site impacts were observed on Lands of the Navajo Nation.

Sites Where Reclamation Performance Bonds Have Not Been Forfeited

OSM assessed whether off-site impacts had occurred on the one non-forfeited mine site that existed at some time during the evaluation period. This was accomplished through the following on-the-ground observations: fifty-one (51) complete and twenty-eight (28) partial OSM inspections (Table 10, Appendix 1). Based on the above observations, OSM finds that there have been no off-site impacts associated with any Lands of the Navajo Nation during this evaluation period as reflected in Table 5 of Appendix 1.

Sites Where Reclamation Performance Bonds Have Been Forfeited

During EY 2011, there were no forfeited mines to inspect on Lands of the Navajo Nation, see Table 7, Appendix 1. The absence of forfeited mines results in no forfeited mine off-site impacts, which is represented on the bottom half of Table 5, Appendix 1. For previous evaluation years, PSD found no forfeited mine off-site impacts.

B. Reclamation Success

Sites Where Reclamation Performance Bonds Have Not Been Forfeited

For operations where reclamation performance bonds have not been forfeited, PSD used as the measure of reclamation success the disturbed acreage that had received bond release. Historically, the amount of bond release acreage on Lands of the Navajo Nation is very low due to the following factor:

- The bond liability period is a minimum of 10 years

OSM concludes that reclamation of mined land on Lands of the Navajo Nation is successful based on the OSM review of the EY 2011 Navajo Nation Reclamation Status Information and OSM’s routine monthly inspections that include reclamation success evaluations of the reclaimed lands.

Sites Where Reclamation Performance Bonds Have Been Forfeited

During EY 2011, there were no bond forfeiture activities on Lands of the Navajo Nation, see Table 7,

Appendix 1.

C. Customer Service

OSM received no citizen complaints pertaining to lands of the Navajo Nation during the evaluation period.

IV. National Measurement Elements

Each year OSM evaluates national measure elements to determine if the Program as conducted on lands of the Navajo Nation is effective in preventing off-site impacts, ensuring reclamation success, and providing effective customer service.

Off-site Impacts – Program Effectiveness

This evaluation was based on OSM Directive REG-8 for determining whether the Program as conducted on lands of the Navajo Nation is effective in preventing off-site impacts.

OSM conducted fifty-one (51) complete and twenty-eight (28) partial inspections during the reporting period. OSM management reviewed all inspection reports filed for those inspections. These inspections resulted in no enforcement actions. There were no off-site impacts observed. This information appears in Tables 10, 11, and 13, Appendix A, of this report.

Reclamation Success – Bond Release Standards

No bond releases were granted during the review period. This information appears in Table 6, Appendix A, of this report.

Customer Service – Citizen Complaints/Citizen Outreach

OSM received no citizen complaints pertaining to lands of the Navajo Nation during the evaluation period.

VII. Regulatory Program Problems and Issues

During EY 2011, there were no significant regulatory program problems or issues raised by OSM WR-PSD.

VIII. OSM Assistance to the Navajo Nation Toward Achieving Primacy Over the Regulation of Surface Coal Mining

OSM supports tribal primacy and is currently assisting the Navajo Nation Surface Mining Program (NSMP) with funding as well as with the development of a surface mining code and set of regulations.

Annual Grant Award

In accordance with section 710 of SMCRA, the Secretary of the Interior is authorized to make annual grants to any state for the purpose of assisting such state in developing, administering, and enforcing state

programs under SMCRA. This year OSM provided \$ 1,165,000 in Federal assistance for the operation of the NSMP. The grant award represents 100 percent of the total program cost.

TIPS, Technology Transfer, and Technical and Librarian Assistance

Each year OSM provides services to the Navajo Nation through its TIPS program, transfer of technology equipment and software, and technical and librarian assistance. During EY 2011, ? National Technical Training Program (NTTP) courses were attended, which included the Principles of Inspection; Coalfield Communications; TIPS CAD 201: Carlson Mining Site Design for Permitting and Reclamation; Galena Slope Stability; SEDCAD; and Trimble, Terrasync & PF Office for Mobile Computing.

Also, during EY 2011, two (2) NSMP staff and two (2) Navajo Nation Minerals Department and a Department of Justice staff participated in three (3) quarterly meetings with OSM, BIA, and BLM during August 2010, December 2010, and March 2011 at the WR Office in Denver, CO and Arizona State Office (ASO) of BLM in Phoenix, AZ.

EY 2011 NAVAJO NATION EVALUATION TEAM MEMBERS

John Stucker, NSMP

Dawn Pacula, OSM WR-PSD

Bob Postle, OSM WR-PSD

**Navajo Nation Annual Evaluation Report
Evaluation Year 2011**

APPENDIX 1

**Summary of Core Data to Characterize the Federal Program for Indian Lands
as conducted on Lands of the Navajo Nation**

The following tables present summary data pertinent to mining operations on lands of the Navajo Nation. Unless otherwise specified, the reporting period for the data contained in the tables is the Evaluation Year. Other data and information used by OSM in its evaluation of the Federal Program for Indian Lands as conducted on lands of the Navajo Nation is available for review in the evaluation files maintained by PSD.

Because of the enormous variations from state to state and tribe to tribe in the number, size, and type of coal mining operations and the differences between state and tribal programs, the summary data should not be used to compare one state or tribe to another.

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TABLE 1

COAL PRODUCED FOR SALE , TRANSFER, OR USE¹ (Millions of short tons)			
Calendar Year	Surface Mines	Underground Mines	Total
2010	1.700	0.000	1.700
<p>¹Coal production is the gross tonnage (short tons) and includes coal produced during the calendar year (CY) for sale, transfer or use. The coal produced in each CY quarter is reported by each mining company to OSM during the following quarter on line 8(a) of form OSM-1, "Coal Reclamation Fee Report." Gross tonnage does not provide for a moisture reduction. OSM verifies tonnage reported through routine auditing of mining companies. This production may vary from that reported by other sources due to varying methods of determining and reporting coal production.</p>			

TABLE 2

PERMANENT PROGRAM PERMITS, INITIAL PROGRAM SITES, INSPECTABLE UNITS, AND EXPLORATION												
Mines and Other Facilities	Numbers of Permanent Program Permits and Initial Program Sites						Area in 100's of acres					
	Permanent Program Permits			Initial Program Sites			Permanent Program Permits (Permit Area)		Initial Program Sites		Total Area	
	Active	Abandoned	Total	Active	Inactive	Abandoned	Total	Insp. Units ¹	Federal Lands	State/Tribal and Private Lands		
Surface Mines	3	0	3	1	6	0	7	15	726.0	160.7	0.0	886.7
Underground Mines	0	0	0	0	0	0	0	0	0.0	0.0	0.0	0.0
Other Facilities	0	0	0	1	0	0	1	1	0.0	0.4	0.0	0.4
Total	3	0	3	2	6	0	8	16	726.0	161.1	0.0	887.1
Permanent Program Permits and Initial Program Sites:								Total Number:	11		Average Acres per Site: 8,064.55	
Average Number of Permanent Program Permits and Initial Program Sites per Inspectable Unit (IU):								0.69		Average Acres per IU: 5,544.38		
Permanent Program Permits in Temporary Cessation:								Total Number:	0		Number More than 3 Years: 0	
EXPLORATION SITES												
Number of Exploration Sites with Permits:						Total number of permit sites:			0		Sites with Federal lands²: 0	
Number of Exploration Sites with Notices:						Total number of notice sites:			0		Sites with Federal lands²: 0	
¹ An Inspectable Unit may include multiple small and neighboring Permanent Program Permits or Initial Program Sites that have been grouped together as one Inspectable Unit, or conversely, an Inspectable Unit may be one of multiple Inspectable Units within a Permanent Program Permit.												
² When a Permanent Program Permit or Initial Program Site contains both Federal and State and Private lands, the acreage for each type of land is in the applicable column.												
³ The number of Exploration Sites with Federal lands includes sites with exploration permits or notices any part of which is regulated by the state under a cooperative agreement or by OSM pursuant to the Federal Lands Program, but excludes exploration sites that are regulated by the Bureau of Land Management												

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TABLE 3

PERMITS ALLOWING SPECIAL CATEGORIES OF MINING			
Special Category of Mining	30 CFR Citation Defining Permits Allowing Special Mining Practices	Numbers of Permits	
		Issued During EY	Total Active and Inactive Permits
Experimental Practice	785.13(d)	0	0
Mountaintop Removal Mining	785.14(c)(5)	0	0
Steep Slope Mining	785.15(c)	0	0
AOC Variances for Steep Slope Mining	785.16(b)(2)	0	0
Prime Farmlands Historically Used for Cropland	785.17(e)	0	0
Contemporaneous Reclamation Variances	785.18(c)(9)	0	0
Mining on or Adjacent to Alluvial Valley Floors	785.19(e)(2)	0	0
Auger Mining	785.20(c)	0	0
Coal Preparation Plants Not Located at a Mine Site	785.21(c)	0	0
In-Situ Processing	785.22(c)	0	0
Remining	773.15(m) and 785.25	0	0
Activities in or Within 100 Feet of a Perennial or Intermittent Stream	780.28(d) and/or (e) 784.28(d) and/or (e)	0	0

TABLE 4

Type of Application	PERMITTING ACTIVITY											
	Surface Mines			Underground Mines			Other Facilities			Totals		
	App. Rec.	Issued/ Appvd	Acres	App. Rec.	Issued/ Appvd	Acres ¹	App. Rec.	Issued/ Appvd	Acres	App. Rec.	Issued/ Appvd	Acres
New Permits	0	0	0	0	0	0	0	0	0	0	0	0
Renewals	1	1		0	0		0	0		1	1	
Transfers, sales, and assignments of permit rights	0	0		0	0		0	0		0	0	
Small operator assistance	0	0		0	0		0	0		0	0	
Exploration permits										0	0	
Exploration notices ²												
Revisions that do not add acreage to the permit area		27			0			0			27	
Revisions that add acreage to the permit area but are not incidental boundary revisions	0	0	0	0	0	0	0	0	0	0	0	0
Incidental boundary revisions	0	0	0	0	0	0	0	0	0	0	0	0
Totals	1	28	0	0	0	0	0	0	0	1	28	0

Permits terminated for failure to initiate operations: Number: 0 Acres: 0.0

Acres of Phase III bond releases (Areas no longer considered to be disturbed): Acres: 0.0

Permits in temporary cessation: Notices received: 0 Terminations: 0

Midterm permit reviews completed that are not reported as revisions: Number: 0

¹Includes only the number of acres of proposed surface disturbance

²State approval not required. Involves removal of less than 250 tons of coal and does not affect lands designated unsuitable for mining.

TABLE 5
OFF-SITE IMPACTS
EXCLUDING BOND FORFEITURE SITES

RESOURCES AFFECTED	People			Land			Water			Structures		
	Minor	Moderate	Major	Minor	Moderate	Major	Minor	Moderate	Major	Minor	Moderate	Major
DEGREE OF IMPACT												
TYPE OF IMPACT EVENT												
Blasting	0	0	0	0	0	0	1	0	0	0	0	0
Land Stability	0	0	0	0	0	0	0	0	0	0	0	0
Hydrology	0	0	0	0	0	0	2	0	0	0	0	0
Encroachment	0	0	0	0	0	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0	0	0	0	0	0
Total	0	0	0	0	0	0	3	0	0	0	0	0

Total Number of Inspectable Units?: 16
 Inspectable Units with one or more off-site impacts: 1
 Inspectable Units free of off-site impacts: 15

% of Inspectable Units free of off-site impacts: 94

OFF-SITE IMPACTS AT BOND FORFEITURE SITES

RESOURCES AFFECTED	People			Land			Water			Structures		
	Minor	Moderate	Major	Minor	Moderate	Major	Minor	Moderate	Major	Minor	Moderate	Major
DEGREE OF IMPACT												
TYPE OF IMPACT EVENT												
Blasting	0	0	0	0	0	0	0	0	0	0	0	0
Land Stability	0	0	0	0	0	0	0	0	0	0	0	0
Hydrology	0	0	0	0	0	0	0	0	0	0	0	0
Encroachment	0	0	0	0	0	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0	0	0	0	0	0
Total	0	0	0	0	0	0	0	0	0	0	0	0

Total Number of Inspectable Units?: 0
 Inspectable Units with one or more off-site impacts: 0
 Inspectable Units free of off-site impacts: 0

% of Inspectable Units free of off-site impacts: 0

TABLE 5
(Continued)

TOTAL OFF-SITE IMPACTS INCLUDING BOND FORFEITURE SITES													
RESOURCES AFFECTED	DEGREE OF IMPACT	People			Land			Water			Structures		
		Minor	Moderate	Major	Minor	Moderate	Major	Minor	Moderate	Major	Minor	Moderate	Major
TYPE OF IMPACT EVENT	NUMBER OF EVENTS												
Blasting	1	0	0	0	0	0	0	1	0	0	0	0	0
Land Stability	0	0	0	0	0	0	0	0	0	0	0	0	0
Hydrology	2	0	0	0	0	0	2	0	0	0	0	0	0
Encroachment	0	0	0	0	0	0	0	0	0	0	0	0	0
Other	0	0	0	0	0	0	0	0	0	0	0	0	0
Total	3	0	0	0	0	0	0	3	0	0	0	0	0
Total Number of Inspectable Units ² : 16													
Inspectable Units with one or more off-site impacts: 1													
Inspectable Units free of off-site impacts: 15 % of Inspectable Units free of off-site impacts ¹ : 94													
¹ % of Inspectable Units free of off-site impacts is based on the number of Inspectable Units at the end of the Evaluation Year. The number of Inspectable Units may vary during the Evaluation Year.													
² Total number of Inspectable Units is (1) the number of Inspectable Units at the end of the Evaluation Year and (2) the number of permanent program permits terminated under Phase III bond release during the Evaluation Year and (3) the number of Initial Program Sites with jurisdiction terminated during the Evaluation Year and (4) the number of bond forfeiture sites that were reclaimed during the Evaluation Year.													

TABLE 6

SURFACE COAL MINING AND RECLAMATION ACTIVITY									
Areas of Phase I, II, and III Bond Releases During the Evaluation Year (EY)									
Phase I Releases	Phase II Releases			Phase III Releases			Total Acres Released During the EY		
	Total Acres Released in Approved Phase II Releases	Acres not previously released under Phase I	Total Acres Released in Approved Phase III Releases	Acres not previously released under Phase II	Acres not previously released under Phase I or II				
0		0			0		Phase I	0	
	0			0			Phase II	0	
						0	Phase III	0	
Cumulative Total Acres Released under All Bond Release Phases at the End of the Evaluation Year									
0									
Number of Permanent Program Permits Terminated under Phase III Bond Release and Initial Program Sites with Jurisdiction Terminated During the Evaluation Year									
0									
Areas of Permits Bonded for Disturbance by Surface Coal Mining and Reclamation Operations									
							Total Acres at Start of EY	Total Acres at End of EY	Change in Acres During EY
New Area and Cumulative Area Bonded for Disturbance							88,726	88,726	0
Area Bonded for Disturbance without Phase I Bond Release							0	38,768	38,768
Area Bonded for Disturbance for which Phase I Bond Release Has Been Approved							2,821	2,821	0
Area Bonded for Disturbance for which Phase II Bond Release Has Been Approved							1,266	1,266	0
Total Area Bonded for Disturbance							4,087	42,855	38,768
Area Bonded for Remaining							0	0	0
Areas of Permits Disturbed by Surface Coal Mining and Reclamation Operations									
Disturbed Area							38,410	38,768	358

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TABLE 7

BOND FORFEITURE ACTIVITY (Permanent Program Permits)			
Bond Forfeiture and Reclamation Activity	Number of Sites	Dollars	Acres
Sites with bonds forfeited and collected that were un-reclaimed at the start of the current Evaluation Year (i.e., end of previous Evaluation Year) ¹	0		0
Sites with bonds forfeited and collected during the current Evaluation Year	0	0	0
Sites with bonds forfeited and collected that were re-permitted during the current Evaluation Year	0		0
Sites with bonds forfeited and collected that were reclaimed during the current Evaluation Year	0		0
Sites with bonds forfeited and collected that were un-reclaimed at the end of the current Evaluation Year ¹	0		0
Sites with bonds forfeited but un-collected at the end of the current Evaluation Year	0		0
Forfeiture Sites with Long-Term Water Pollution			
Bonds forfeited, lands reclaimed, but water pollution is still occurring	0		
Bonds forfeited, lands reclaimed, and water treatment is ongoing	0		
Surety/Other Reclamation Activity In Lieu of Forfeiture			
Sites being reclaimed by surety/other party at the start of the current Evaluation Year (i.e., the end of previous Evaluation Year) ²	0		0
Sites where surety/other party agreed during the current Evaluation Year to do reclamation	0		0
Sites being reclaimed by surety/other party that were re-permitted during the current Evaluation Year	0		0
Sites with reclamation completed by surety/other party during the current Evaluation Year ³	0		0
Sites being reclaimed by surety/other party at the end of the current Evaluation Year ²	0		0
¹ Includes data only for those forfeiture sites not fully reclaimed. ² Includes all sites where surety or other party has agreed to complete reclamation and the site is not fully reclaimed. ³ These sites are also reported in Table 6, Surface Coal Mining and Reclamation Activity, because Phase III bond release would be granted on these sites.			

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TABLE 8

REGULATORY AND AML PROGRAMS STAFFING	
Function	Number of FTEs
Regulatory Program	
Permit Review and Maintenance	2.00
Inspection	7.00
Other (supervisory, clerical, administrative, fiscal, personnel, etc.)	1.00
Regulatory Program Total	10.00
AML Program Total	22.00
TOTAL	32.00

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TABLE 9

FUNDS GRANTED TO STATE OR TRIBE BY OSM (Actual Dollars Rounded to the Nearest Dollar)			
Type of Funding	Federal Funds Awarded	Total Program Cost	Federal Funds Awarded as a Percentage of Total Program Costs
Regulatory Funding			
Administration and Enforcement Grant	1,165,000		
Other Regulatory Funding, if applicable	0		
Subtotal (Regulatory Funding)	1,165,000	1,165,000	100
Small Operator Assistance Program Grant Funding	0	0	
Abandoned Mine Land Reclamation Funding	8,800,395	8,800,395	100
Watershed Cooperative Agreement Program	0	0	
TOTAL	9,965,395		

TABLE 10

STATE OR TRIBAL INSPECTION ACTIVITY						
Permits and Sites		Complete Inspections			Partial Inspections	
Activity Status	Number of Permits and Sites	Inspections Required Annually	Approximate Number of Required Inspections ¹	Number of Complete Inspections Conducted	Inspections Required Annually	Approximate Number of Required Inspections ¹
Approximate Number of Required Inspections of Permanent Program Permits						
Active	3	4	12		8	24
Inactive	0	0	0		0	0
Abandoned	0	0	0		0	0
Approximate Number of Required Inspections of Initial Program Sites						
Active	2	2	4		0	0
Inactive	6	2	12		0	0
Abandoned	0	0	0		0	0
Inspections Conducted and Approximate Number Required on All Permanent Program Permits and Initial Program Sites						
Total Active	5		16	51		24
Total Inactive	6		12	0		0
Total Abandoned	0		0	0		0
Total	11		28	51		24
Exploration Sites with Permits and with Notices						
All Exploration	0			0		0

¹ The number of required inspections are approximations because part way through the Evaluation Year sites may change "activity status" or become eliminated because final Phase III bond release was approved or the regulatory authority terminated its jurisdiction under the Initial Program. Likewise, as new permits are issued throughout the Evaluation Year, the number of Permanent Program Permits would increase, but only some of the "Inspections Required per Site Annually" would be required for those sites permitted part way through the year. Additionally, some sites may be consolidated into one inspectable unit, thus one inspection may cover multiple sites.

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TABLE 11

STATE OR TRIBAL ENFORCEMENT ACTIVITY		
Type of Enforcement Action	Number of Actions ¹	Number of Violations ¹
Notice of Violation	10	12
Failure-to-Abate Cessation Order	0	0
Imminent Harm Cessation Order	0	0
¹ Does not include actions and violations that were vacated.		

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TABLE 12

LANDS UNSUITABLE ACTIVITY		
Activity	Number	Acres
Petitions Received	0	
Petitions Rejected	0	
Petitions Accepted	0	
Decisions Denying Petition	0	
Decisions Declaring Lands Unsuitable	0	0
Decisions Terminating Unsuitable Designations	0	0

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TABLE 13

OSM OVERSIGHT ACTIVITY					
Oversight Inspections and Site Visits					
	Complete		Partial		
	Joint	Non-Joint	Joint	Non-Joint	Total
Oversight Inspections	0	0	0	0	0
	Technical Assistance		Other		Total
Site Visits	0		0		0
Violations Observed by OSM and Citizen Requests for Inspection⁴					
Type of Action					Total number of each action
How many violations were observed by OSM on oversight inspections?					0
Of the violations observed, how many did OSM defer to State action during inspections?					0
Of the violations observed, how many did OSM refer to the State through Ten-Day Notices? ²					0
How many Ten-Day Notices did OSM issue for observed violations? ³					0
How many Ten-Day Notices did OSM issue to refer citizen requests for inspection?					0
How many Notices of Violation did OSM issue?					0
How many Failure-to-Abate Cessation Orders did OSM issue?					0
How many Imminent Harm Cessation Orders did OSM issue?					0
OSM Action for Delinquent Reporting or Non-Payment of Federal AML Reclamation Fees					
How many Ten-Day Notices for delinquent reporting or non-payment of Federal AML reclamation fees did OSM issue?					0
How many Notices of Violation for delinquent reporting or non-payment of Federal AML reclamation fees did OSM issue?					0
How many Federal Failure-to-Abate Cessation Orders for delinquent reporting or non-payment of Federal AML reclamation fees did OSM issue?					0
¹ This section does not include actions for delinquent reporting or non-payment of Federal AML fees that are reported in the last section of the table. ² Number of violations contained in Ten-Day Notices not including those issued to refer citizen requests for inspection. ³ Number of Ten-Day Notices issued not including those to refer citizen requests for inspection.					

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TABLE 14

STATUS OF ACTION PLANS						
Action Plan ID	Problem Type ¹	Problem Title	Problem Description	Date Action Plan Initiated	Scheduled Completion Date	Actual Completion Date
None						

¹ Problem Type: "PA" indicates a required Program change under subchapter T or 732
 "RP" indicates a Regulatory Program implementation or administrative problem

Navajo Nation
EY 2011, ending September 30, 2011

TABLE 15
(Optional)

POST-MINING LAND USE ACREAGE OF SITES FULLY RECLAIMED (Phase III bond release or termination of jurisdiction under the Initial Program)	
Land Use ⁴	Acres Released
Cropland	0.00
Pasture/Hayland	0.00
Grazingland	0.00
Forestry	0.00
Residential	0.00
Industrial/Commercial	0.00
Recreation	0.00
Fish & Wildlife Habitat	0.00
Developed Water Resources	0.00
Undeveloped land or no current use or land management	0.00
Other - Public Utilities	0.00
Other -	0.00
Sub-Total Other	0.00
Total	0.00

⁴ Land uses as defined in 30 CFR 701.5 or "Other" as defined under the state or tribal program