

New Mexico
 EY 2009, ending June 30, 2009

TABLE 1			
Coal Produced for Sale, Transfer, or Use (Millions of Short Tons)			
Period	Surface Mines	Underground Mines	Total
Coal production ^A for entire State:			
Calendar Year			
CY 2006	7.032	6.997	14.029
CY 2007	6.400	6.351	12.751
CY 2008	5.954	6.104	12.058
<p>Coal production as shown in this table is the gross tonnage and includes coal produced during the calendar year (CY) for sale, transfer or use. The coal produced in each CY quarter is reported to OSM during the following quarter by each mining company 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 States or other sources due to varying methods of determining and reporting coal production.</p> <p>^A Provide production information for the latest three full calendar years to include the last full calendar year for which data is available.</p>			

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TABLE 2															
Inspectable Units As of June 30, 2009															
Coal mines and related facilities	Number and Status of Permits								Nbr. of Insp. Units ^A	Permitted Acreage ^B (100's of acres)					
	Active or temporarily inactive		Inactive Phase II bond release		Abandoned		Totals			Federal Lands		State/Private Lands		All Lands	
	IP	PP	IP	PP	IP	PP	IP	PP		IP	PP	IP	PP	Total	
	IP	PP	IP	PP	IP	PP	IP	PP		IP	PP	IP	PP	IP	PP
LANDS FOR WHICH THE STATE IS THE REGULATORY AUTHORITY															
Surface mines	0	5	0	2	0	0	0	0	7	7	0.0	167.8	0.0	573.7	741.5
Underground mines	0	1	0	1	0	0	0	0	2	2	0.0	86.4	0.0	45.8	132.2
Other facilities	0	0	0	0	0	0	0	0	0	0	0.0	0.0	0.0	0.0	0.0
Total	0	6	0	3	0	0	0	0	9	9	0.0	254.2	0.0	619.4	873.7
Total number of permits:											9				
Average number of permits per inspectable unit (excluding exploration sites):											1.00				
Average number of acres per inspectable unit (excluding exploration sites):											9,707.33				
Number of exploration permits on State and private lands:									0	On Federal lands ^C :		0			
Number of exploration notices on State and private lands:									0	On Federal lands ^C :		0			
<p>IP: Initial regulatory program sites PP: Permanent regulatory program sites</p> <p>^A Inspectable units include multiple permits that have been grouped together as one unit for inspection frequency purposes by some State programs.</p> <p>^B When a single inspectable unit contains both Federal lands and State/Private lands, enter the permitted acreage for each land type in the appropriate category.</p> <p>^C Includes only exploration activities regulated by the State pursuant to a cooperative agreement with OSM or by OSM pursuant to a Federal lands program. Excludes exploration regulated by the Bureau of Land Management.</p>															

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TABLE 3												
State Permitting Activity As of June 30, 2009												
Type of Application	Surface mines			Underground mines			Other facilities			Totals		
	App. Rec.	Issued	Acres	App. Rec.	Issued	Acres ^A	App. Rec.	Issued	Acres	App. Rec.	Issued	Acres
New Permits	0	0	0	0	0	0	0	0	0	0	0	0
Renewals	0	0		0	0		0	0		0	0	
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 ^B											0	
Revisions (exclusive of incidental boundary revisions)		14			6			0			20	
Revisions (adding acreage 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	0	14	0	0	6	0	0	0	0	0	20	0
OPTIONAL - Number of midterm permit reviews completed that are not reported as revisions:										1		
^A Includes only the number of acres of proposed surface disturbance.												
^B State approval not required. Involves removal of less than 250 tons of coal and does not affect lands designated unsuitable for mining.												

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TABLE 4														
OFF-SITE IMPACTS (excluding bond forfeiture sites)														
RESOURCES AFFECTED			People			Land			Water			Structures		
DEGREE OF IMPACT			Minor	Moderate	Major	Minor	Moderate	Major	Minor	Moderate	Major	Minor	Moderate	Major
TYPE OF IMPACT AND TOTAL NUMBER OF EACH TYPE	Blasting	0	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	0
	Hydrology	0	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	0
	Other	0	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	0
Total number of inspectable units (excluding bond forfeiture sites):			9											
Inspectable units free of off-site impacts:			9											
Inspectable units with off-site impacts:			0											
OFF-SITE IMPACTS ON BOND FORFEITURE SITES														
RESOURCES AFFECTED			People			Land			Water			Structures		
DEGREE OF IMPACT			Minor	Moderate	Major	Minor	Moderate	Major	Minor	Moderate	Major	Minor	Moderate	Major
TYPE OF IMPACT AND TOTAL NUMBER OF EACH TYPE	Blasting	0	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	0
	Hydrology	0	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	0
	Other	0	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	0
Total number of inspectable units (only bond forfeiture sites):			0											
Inspectable units free of off-site impacts:			0											
Inspectable units with off-site impacts:			0											

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TABLE 5				
Annual State Mining and Reclamation Results				
Bond release phase	Applicable performance standard	During this Evaluation Year		
		Total acreage released	Acreage also released under Phase I	Acreage also released under Phase II
A	B	C	D	E
Phase I	- Approximate original contour restored - Topsoil or approved alternative replaced	0		
Phase II	- Surface stability - Establishment of vegetation	0	0	
Phase III	- Post-mining land use/productivity restored - Successful permanent vegetation - Groundwater recharge, quality and quantity restored - Surface water quality and quantity restored	0	0	0
Bonded Acreage ^A			Acres during this evaluation year	
Total number of new acres bonded during this evaluation year			0	
Number of acres bonded during this evaluation year that are considered remining, if available			0	
Number of acres where bond was forfeited during this evaluation year			0	
Bonded Acreage Status			Cumulative Acres	
Total number of acres bonded as of the end of last review period (June 30, 2008) ^B			87,269	
Total number of acres bonded as of the end of this review period (June 30, 2009) ^B			87,366	
Sum of acres bonded that are between Phase I bond release and Phase II bond release as of June 30, 2009 ^B			10,966	
Sum of acres bonded that are between Phase II bond release and Phase III bond release as of June 30, 2009 ^B			5,723	
Disturbed Acreage			Acres	
Number of Acres Disturbed during this evaluation year			1,538	
Number of Acres Disturbed at the end of the evaluation year (cumulative)			27,453	
^A Bonded acreage is considered to approximate and represent the number of acres disturbed by surface coal mining and reclamation operations. ^B Bonded acres in this category are those that have not received a Phase III or other final bond release (State maintains jurisdiction).				

Brief explanation of columns D & E. The States will enter the total acreage under each of the three phases (column C). The additional columns (D & E & E) will "break-out" the acreage among Phase II and/or Phase III. Bond release under Phase II can be a combination of Phase I and II acreage, and Phase III acreage can be a combination of Phase I, II, and III. See "Instructions for Completion of Specific Tables," Table 5 for example.

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TABLE 6			
State Bond Forfeiture Activity (Permanent Program Permits)			
Bond Forfeiture Reclamation Activity by SRA	Number of Sites	Dollars	Acres
Sites with bonds forfeited and collected that were unreclaimed as of June 30, 2008 (end of previous evaluation year) ^A	0		0
Sites with bonds forfeited and collected during Evaluation Year 2009 (current evaluation year)	0	\$ 0	0
Sites with bonds forfeited and collected that were re-permitted during Evaluation Year 2009 (current evaluation year)	0		0
Sites with bonds forfeited and collected that were reclaimed during Evaluation Year 2009 (current evaluation year)	0		0
Sites with bonds forfeited and collected that were unreclaimed as of June 30, 2009 (end of current evaluation year) ^A	0		0
Sites with bonds forfeited but uncollected as of June 30, 2009 (end of current evaluation year)	0		0
Surety/Other Reclamation (In Lieu of Forfeiture)			
Sites being reclaimed by surety/other party as of June 30, 2008 (end of previous evaluation year) ^B	0		0
Sites where surety/other party agreed to do reclamation during Evaluation Year 2009 (current evaluation year)	0		0
Sites being reclaimed by surety/other party that were re-permitted during Evaluation Year 2009 (current evaluation year)	0		0
Sites with reclamation completed by surety/other party during Evaluation Year 2009 (current evaluation year) ^C	0		0
Sites being reclaimed by surety/other party as of June 30, 2009 (current evaluation year) ^B	0		0
^A Includes data only for those forfeiture sites not fully reclaimed as of this date ^B Includes all sites where surety or other party has agreed to complete reclamation and site is not fully reclaimed as of this date ^C This number also is reported in Table 5 as Phase III bond release has been granted on these sites			

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TABLE 7	
State Staffing (Full-time equivalents at end of evaluation year)	
Function	EY 2009
Regulatory Program	
Permit Review	3.00
Inspection	3.00
Other (administrative, fiscal, personnel, etc.)	2.35
Regulatory Program Total	8.35
AML Program Total	10.00
Total	18.35

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TABLE 8		
Funds Granted To New Mexico BY OSM (During the Current Evaluation Year) (Actual Dollars, Rounded to the Nearest Dollar)		
Type of Funding	Federal Funds Awarded During Current Evaluation Year	Federal Funding as a Percentage of Total Program Costs
Regulatory Funding		
Administration and Enforcement Grant	\$ 865,000	72.00 %
Other Regulatory Funding, if applicable	\$ 0	0.00 %
Subtotal	\$ 865,000	
Small Operator Assistance Program	\$ 0	100 %
Abandoned Mine Land Reclamation Funding ^A	\$ 5,668,717	100 %
Totals	\$ 6,533,717	

^A Includes funding for AML Grants, the Clean Streams Initiative and the Watershed Cooperative Agreement Program.

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TABLE 9		
State Inspection Activity During Current Evaluation Year		
Inspectable Unit Status	Number of Inspections Conducted	
	Complete	Partial
Active ^A	24	64
Inactive ^A	12	24
Abandoned ^A	0	0
Total	36	88
Exploration	0	0
^A Use terms as defined by the approved State program.		

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TABLE 10		
State Enforcement Activity		
During Current Evaluation Year		
Type of Enforcement Action	Number of Actions^A	Number of Violations^A
Notice of Violation	7	8
Failure-to-Abate Cessation Order	0	0
Imminent Harm Cessation Order	0	0
^A Do not include those violations that were vacated.		

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TABLE 11		
Lands Unsuitable Activity		
During Current Evaluation Year		
	Number	Acreage
Number Petitions Received	0	
Number Petitions Accepted	0	
Number Petitions Rejected	0	
Number Decisions Declaring Lands Unsuitable	0	0
Number Decisions Denying Lands Unsuitable	0	0

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TABLE 12 Optional	
Post Mining Land Use Acreage (after Phase III bond release)	
Land Use	Acreage Released during this Evaluation Year
Cropland	0
Pasture/Hayland	0
Grazing Land	0
Forest	0
Residential	0
Fish & Wildlife Habitat	0
Developed Water Resources	0
Public Utilities	0
Industrial/Commercial	0
Recreation	0
Other (please specify):	0
Total	0