

U.S. Office of Surface Mining Reclamation and Enforcement
2008 AML Grant Amounts Available to States and Tribes

Fact sheet to accompany news release

- \$274,000,000 is available in fiscal year 2008 grants to the States and Tribes to restore abandoned mine land, treat acid mine drainage and for other uses (certified states may use AML funds for any expenditure directed by their state legislature as long as all coal work is completed.) This is more than double the amount of \$132,000,000 that was available in fiscal year 2007.
- The Amendments to the Surface Mining Control and Reclamation Act (SCMRA) signed into law by the President on December 20, 2006 changed the allocation formula for AML funding, making almost 83% of all AML fee collections mandatory distributions to the States and Indian tribes. However, because of the phase in provision described below, this level will not be reached until the fifth year of the extended program.
- The Amendments create two new types of payments to States and Indian tribes from Treasury funds: 1) prior unappropriated State/Tribal share balance replacement payments to all States and Tribes, and 2) payments in lieu of future State/Tribal share to States and Indian tribes that have completed all their known coal reclamation (certified States and Tribes). In regard to prior unappropriated state/tribal share balance, the Amendments provide that each state and tribe shall be paid, over the next seven years, the equivalent of its unappropriated balance from Treasury funds. Uncertified states (those with remaining coal reclamation to address) must spend the money on coal problems, while certified states and tribes have much greater discretion. These payments will total about \$1.3 billion, with slightly over half going to certified states and tribes. Because certified States and Tribes no longer eligible to receive grants under state and tribal allocations, they receive annual funds from the Treasury in lieu of the amount of fee revenues for that year that would otherwise have been allocated to them as State or Tribal share.
- The Amendments require a phase in of mandatory AML funds over the first four years (beginning in FY 2008), such that the amounts that would have otherwise been received are reduced by 50%, 50%, 25% and 25%.
- The Amendments also require that all States and Indian tribes receive a minimum of \$3 million annually. This is also subject to phase in provisions.
- To date, eight states have submitted FY 2008 grant applications.

A chart detailing the total amount of mandatory and AML distributions available to eligible coal producing States and Tribes.

Mandatory AML and Treasury Distributions For FY 2008

With FY 2007 AML Grants Provided for Comparison

(All Amounts In Nearest Thousand Dollars)

State or Tribe	Prior Balance (Treasury)	State/Tribal Historic Coal Shares ¹	Minimum Program Make-up	Total FY 2008 Funding	Total FY 2007 Funding
Uncertified States/Tribes²					
Alabama	\$2,913	\$2,464	\$0	\$5,377	\$2,670
Alaska	\$323	\$127	\$1,275	\$1,725	\$1,500
Arkansas	\$9	\$111	\$1,440	\$1,560	\$1,500
Colorado	\$4,261	\$2,437	\$0	\$6,698	\$2,442
Crow Tribe	\$1,318	\$624	\$0	\$1,942	\$523
Illinois	\$4,477	\$6,425	\$0	\$10,902	\$7,356
Indiana	\$6,567	\$4,039	\$0	\$10,606	\$4,471
Iowa	\$4	\$388	\$1,304	\$1,696	\$1,500
Kansas	\$65	\$356	\$1,289	\$1,710	\$1,500
Kentucky	\$19,518	\$11,331	\$0	\$30,849	\$13,425
Maryland	\$634	\$494	\$936	\$2,064	\$1,500
Mississippi	\$134	\$90	\$0	\$224	\$0
Missouri	\$160	\$402	\$1,219	\$1,781	\$1,501
New Mexico	\$3,010	\$1,018	\$0	\$4,028	\$1,500
North Dakota	\$1,989	\$957	\$27	\$2,973	\$1,500
Ohio	\$3,745	\$4,182	\$0	\$7,927	\$4,929
Oklahoma	\$342	\$348	\$1,155	\$1,845	\$1,500
Pennsylvania	\$9,066	\$18,874	\$0	\$27,940	\$21,565
Tennessee	\$0	\$739	\$1,131	\$1,870	\$0
Utah	\$2,360	\$1,285	\$0	\$3,645	\$1,500
Virginia	\$4,257	\$2,925	\$0	\$7,182	\$3,404
West Virginia	\$21,407	\$17,991	\$0	\$39,398	\$18,891
Total Uncertified	\$86,559	\$77,607	\$9,776	\$173,942	\$94,677
Certified States and Tribes³					
Louisiana	\$246			\$246	\$96
Montana	\$8,069			\$8,069	\$3,087
Texas	\$3,336			\$3,336	\$1,306
Wyoming	\$82,701			\$82,701	\$30,471
Hopi Tribe	\$880			\$880	\$440
Navajo Nation	\$5,182			\$5,182	\$1,964
Total Certified	\$100,414			\$100,414	\$37,364

¹ May be used for 30% Acid Mine Drainage Set-Aside and Non Coal Reclamation

² States and Tribes with coal mining-related hazards remaining

³ States and Tribes that have certified they have no coal mining-related hazards remaining

News Release: <http://www.osmre.gov/news/121707.pdf>

Questions & Answers: <http://www.osmre.gov/news/121707QA.pdf>