

NON-COAL FEE SURVEY

<u>State</u>	<u>Annual Income</u>	<u>How Fees Are Assessed</u>	<u>Annual Expenses</u>	<u>FTEs*</u>	<u># Permits Issued</u>	<u># Sites Permit May Cover</u>
AL	\$102,500 All permit income goes to state general fund	\$ 250 - Permit \$ 2500/acre - Reclamation bond for each permitted site	\$120,729 [2006]	0.8	410 Annually	One site only
	<p><u>Other Factors:</u> Limestone, marble and dolomite are exempt along with all state and county pits.</p>					
AR	\$83,000 [2004]	Annual fees - based on # acres affected by open cut mining: \$10/acre for acres 1-100 \$7.50/acre for acres 101-200 \$5/acre for acres 201-up \$10/acre -New permit; \$200 min \$100 - Permit modification \$100 - Permit extension	\$238,297 [2004]	2 FT 3 PT	30 Annually	In-stream permit may cover multiple sites on same stream
	<p><u>Other Factors:</u> AR currently has 2 public comment periods for each permitting action with possibility for 2 public hearings. This adds significant time for issuance of permit.</p>					
KY	\$10,493 [2004] Permit fees go to state general fund	\$25/yr - Permit fee No acreage fees	\$575,000	8 FT	100 annually [new, original, revised, etc.]	Non-coal permit <i>may</i> cover 2+ sites not contiguous[rare]. Non-coal permit <i>may</i> cover 2+ sites in close proximity but not contiguous. 214 - Total # sites
	<p><u>Other Factors:</u> None noted</p>					

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MD	\$200,000 [Balance of budget is from general funds]	\$30 - Permit application fee Annual permit fees are assessed on per acre basis	\$218,892 [2004]	4 FTE	107 Total applic. 11 New sites	One site only
Other Factors: Environmental control, public health and safety, and reclamation						
MO	\$340,000	\$600 Permit fee + \$300 Site fee + \$5/acre fee	\$380,416 [2004]	6.85 FTE	400 Annually	401 Permits contain 863 sites
Other Factors: MO non-coal law exempts landowners and local governments from permits for personal or public use. As a result, we receive no income from these activities; however, we often get involved in complaints, requests for assistance, etc.						
NC	\$50,000-\$65,000	Permit fees	\$250,000	7 FTE	260 Total 40 New 60 Renewal 10 Transfers 110 Modifications 40 Release	Only one site
Other Factors: We combine compliance with other water, air, waste management permits into the mining permit. Dewatering is an ever growing concern in terms of ground water depletion, impact on nearby wells, salt water intrusion, drying adjoining wetlands and fresh water pollution of brackish nursery areas. Blasting remains a concern.						
ND	Other Factors: Currently, there is no non-coal mining in ND except for sand, gravel and other aggregate. ND does not regulate gravel/aggregate mining, so there are no permitting fees or State costs. However, a gravel operator is required to develop a reclamation plan with the landowner and reclaim the disturbed areas. If the agreed upon reclamation plan is not carried out, the landowner can take court action to get the gravel operator to reclaim the land or pay damages.					

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NM	\$550,000	Application + annual fees Based on category of mine, amount of disturbed acreage and number of units (e.g., waste piles, pits, etc.) Very large mines also pay surcharges.	\$600,000	7 FT	100 Active permits 25 Permits issued in 2004	One site only
	Other Factors: Financial assurance is a major issue.					
NY	\$2,200,000 [One million goes to State treasury]	Fees are assessed on a sliding scale based on number of acres affected by mining: \$700 - \$3,000.	\$1.1 million	26 FT	473 Permits issued in 2004; 55 = new operations 2300 Total permitted operations	One site only
	Other Factors: None noted					
OH	\$3,050,000 Total \$1,700,000 Revenue [Fund 527] \$1,300,000 Revenue deposited into OH AML account [Fund 529]	Severance tax: Fund 527 = \$1.45 mil Fund 529 = \$1.28 mil Site fees: Fund 527 = \$0.25 mil Fund 529 = \$0.01 mil Acreage fees: Fund 527 = \$0.05 mil Fund 529 = \$0.01 mil	\$1.998 mil [average 98 - '05]	17.89 FTE	Approx. 43/year	Permit may cover more than one site; however, this is generally an amendment to the original permitted site.
	Other Factors: Dewatering/cone of depression, in-stream mining, mine safety under separate law. OH has home rule so local govts can block mines by zoning.					

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OK	\$650,000 Funds are used for permitting & inspectn; also for shared admin expenses, miner training & blasting inspections	\$175 Permit fee per year \$.0075/ton Production fee on material produced Monthly reporting + Quarterly payments	\$750,000 from fees + State appropriatns	10 FT 5 PT	640 Permits currently on file	One site only
	Other Factors: OK DOM has jurisdiction over the permitting and inspection of all mining operations. These inspections include environmental, miner health and safety, and the use of explosives.					
PA	\$217,000 \$17,000 from Permit fees \$200,000 from Licensing program	There are 3 categories of permits: \$250 - Large non-coal permits \$0 - Small non-coal permits \$0 - Bluestone permits	\$2.1 mil	33 FTE	65 - Large 150 - Small 45 - Bluestone	One permit may cover more than one site, but only if the sites are contiguous; however, there are no such permits at this time.
	Other Factors: Violation status					
TX	Other Factors: TX does not have an industrial mining (permits) regulatory program; however, these operations may have to obtain wastewater discharge permits and air permits.					
UT	\$1,425,000 [2005]	\$150 - Exploration permits and small mine permits \$500 - Large mine permits with < 50 acres disturbance \$1000 - Large mine permits with > 50 acres disturbance	\$426,489 [2004]	8 FT	32 New mine permit applications 12 New exploration permit applications [2004]	One site only; Inspectable units = 92 Exploration 467 Mines
	Other Factors: Applications under 5 acres is considered a notice only. Applications over 5 acres require approved mining and reclamation plans. We coordinate permit approval with other agencies: Environ. Quality (air & water issues), Solid & Hazardous Waste, etc.					

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VA	\$651,721 [2005] from permit and license fees	\$31 - New permit fee for total acres covered by permit \$16/acre Yearly renewal fee for total land affected in next year \$180 - Annual license fee for each site	\$2.4 mil [2005]	21 FT	450 Mineral mine permits	Not available
<p>Other Factors: VA's program for non-coal mines covers both mine operations and reclamation, & the health and safety of miners. Minerals are covered if they have intrinsic value and are sold. Topsoil, fill material, & material used on-site are not included in non-coal permits.</p>						
WV	\$19,000 Quarry permits \$117,000 NPDES permits Per-ton severance tax is collected quarterly and distributed to counties annually; this revenue does not go to RA	\$1000 - Annual permit fee \$1000 - When permit issued \$500 - Renewal fee (5yrs) \$200 - Minor modifications \$500 - Major modifications NPDES fee - based on flows Operators < 5 yrs experience: bond = cost to reclaim Operators > 5 yrs experience: pay into Bond Pool Fund -- \$50/acre for initial disturbance; \$12.50/acre thereafter to max of \$1000/acre Contributions to Bond Pool Fund returned at completion of reclamation	\$225,000 [2004] from quarry & NPDES permit fees & General Revenue Fund	2.2 FTE	3-4 New permits per year 91 Quarry permits total, covering 11,357 acres	There is no limit on the number of sites covered under a permit; however, the sites must be close together and part of the same mining complex
<p>Other Factors: Aesthetics is a big issue, including dust, traffic, noise, nuisance, quality of life, impact on tourism, visual impact, etc. The effect on the hydrology (springs, wells, etc.) in karst areas is important. The impact on endangered species is often a concern.</p>						

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WY	\$33,451 [2005 - so far] from fee assessment	\$100 + \$10/acre - Permit \$200 + \$10/acre - Amend permt \$0 - Revisions to permit \$25 - License to mine	\$1,062,609	30-35	62 [2005 - so far] 49 [Aver. 2000 - 2004]	Permit may cover more than one site: 37 Total 13 = regular 24 = county
Other Factors: Compliance						

*FTE = Full Time Equivalent
FT = Full Time Employee
PT = Part-Time Employee