



# OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT

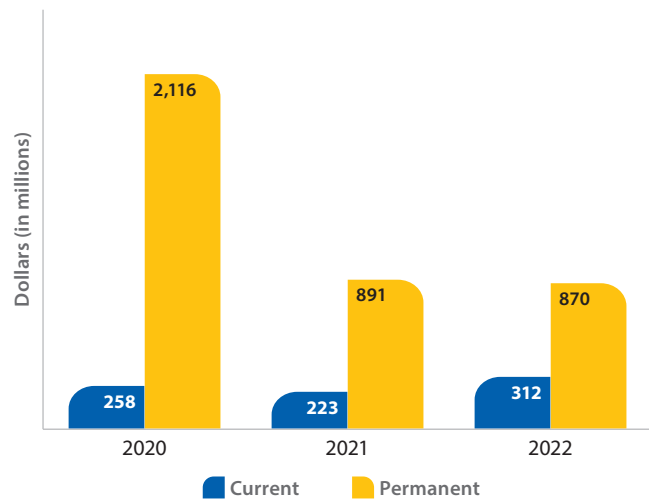
**Mission**—The mission of the Office of Surface Mining Reclamation and Enforcement (OSMRE) is to ensure, through a nationwide regulatory program, that coal mining is conducted in a manner that protects communities and the environment during mining, restores the land to beneficial use following mining, and mitigates the effects of past mining by aggressively pursuing the reclamation of abandoned mine lands.

**Budget Overview**—The 2022 budget request for OSMRE is \$312.0 million in current appropriations, \$89.4 million above the 2021 enacted level. OSMRE estimates staffing will equal 416 full time equivalents (FTEs) in 2022, an increase of 18 FTEs from the 2021 level. OSMRE expects to recover \$40,000 of the costs to review, administer, and enforce permits for surface coal mining and reclamation on Federal and Indian lands in 2022. OSMRE also expects to collect \$100,000 from civil penalties under Section 518 of the Surface Mining Control and Reclamation Act (SMCRA).

**Creating Jobs**—The Administration is committed to taking immediate action to address and mitigate the effects of climate change and transition to using clean energy sources. The 2022 budget includes investments to ensure the transition not only protects the environment but also creates good-paying union jobs in communities where conventional energy development has driven the local economy. OSMRE programs play a significant role in the Administration's Reclamation Jobs initiative to reclaim abandoned mines on Federal and non-Federal lands.

As part of the Reclamation Jobs initiative, the 2022 budget for OSMRE provides \$165.0 million for

## OSMRE Funding



Abandoned Mine Land Economic Revitalization (AMLER) grants, an increase of \$50.0 million above the 2021 enacted level. These grants support abandoned coal mine reclamation projects that have a nexus to local economic development. AMLER grants are distributed to six Appalachian States with the highest number of unfunded Priority 1 and Priority 2 Abandoned Mine Land (AML) sites and three Tribes with AML programs for reclamation, in conjunction with economic and community development and reuse goals. The 2022 investment in the AMLER grants is part of the Administration's overall goal to create 250,000 good-paying union jobs for cleaning up abandoned and often hazardous mining sites.

**Clean Energy**—The 2022 budget invests in clean energy across the Federal Government by leveraging Federal purchasing power to encourage a transition to clean vehicles. The budget includes funding across Interior's bureaus to begin to



- The Office of Surface Mining Reclamation and Enforcement was created in 1977 when Congress enacted the Surface Mining Control and Reclamation Act.
- OSMRE institutes nationwide programs to protect society and the environment from the potential adverse effects of surface coal mining operations.
- In 2021, OSMRE made \$260 million available to States and Tribes for abandoned mine reclamation and local economic revitalization.
- OSMRE funding allocations have resulted in the closure of more than 45,000 abandoned underground mine shafts and openings, the elimination of more than 990 miles of dangerous highwalls, and the restoration of more than 52,000 acres of clogged streams and affected land.

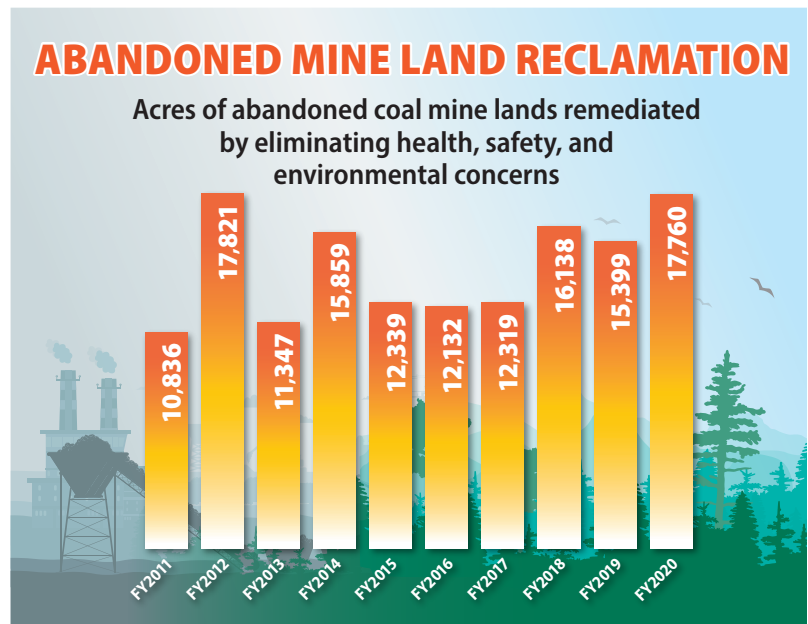
replace combustion-powered fleet vehicles with zero emission cars and trucks and invest in the supporting infrastructure. OSMRE maintains a fleet of approximately 140 vehicles that are used to provide oversight for surface coal mining regulation and reclamation. The budget includes \$1.4 million to begin the transition to zero emission vehicles to reduce transportation-related emissions, which are a significant contributor to climate change.

**Promoting Equity and Diversity**—The OSMRE budget includes \$200,000 as part of a Departmentwide Diversity, Equity, Inclusion, and Accessibility budget initiative to address identified high-priority needs in support of Executive Order 13985, Advancing Racial Equity and Support for Underserved Communities Through the Federal Government, and Executive Order 13988, Preventing and Combating Discrimination on the Basis of Gender Identity and Sexual Orientation. As part of this initiative, the Department, bureaus, and offices will jointly conduct a review of the Diversity, Equity, Inclusion, and Accessibility program across Interior to identify gaps, challenges, and best practices and to examine Department and bureau roles, responsibilities, and governance.

**Regulation and Technology**—The 2022 budget for the Regulation and Technology Account is \$119.3 million, an increase of \$26.5 million above the 2021 level, which included a \$25.0 million rescission.

The 2022 budget includes \$87.9 million for Environmental Protection programs. Funding for State and Tribal regulatory grants is \$65.0 million, a decrease of \$3.6 million below the 2021 enacted level. The request fully funds estimated State requirements based on the return each year of previously awarded regulatory grant funds by States. The 2022 request for regulatory grants provides for the efficient and effective operation of programs at a level consistent with the anticipated obligations of State and Tribal regulatory programs to account for the Nation’s demand for coal mine permitting and production.

The budget includes \$22.9 million for other functions under Title V of SMCRA, including State Program Evaluation and Federal Program operations, which regulate coal mining in States, and







Reclaimed Crane's Nest Gob pile in Wise County, VA. This AML Small Project Award winner cost less than \$4,000 and featured a donation of 3,600 planted trees.

for Tribes without approved regulatory programs. This amount includes an increase of \$1.5 million to establish a Federal regulatory program for Tribes in Oklahoma, as required by the July 2020 decision by the Supreme Court in the case of *McGirt v. Oklahoma*.

The 2022 budget includes \$31.4 million—an increase of \$2.2 million from the 2021 enacted level—to continue support for the Technology Development and Transfer, Financial Management, and Executive Direction activities that support the overall program. Included in that total is \$124,000 to support OSMRE efforts to restructure its acquisition management activities to improve efficiency and effectiveness. Within the Regulation and Technology appropriation, the budget includes \$1.1 million to transition OSMRE fleet vehicles to zero emission vehicles and \$134,000 to address diversity, equity, inclusion, and accessibility.

**Abandoned Mine Reclamation Fund**—The 2022 budget for the Abandoned Mine Reclamation Fund is \$192.8 million—an increase of \$62.9 million above the 2021 enacted level, which included a \$10.0 million rescission. The budget expands the AML Economic Revitalization grant program with a requested increase of \$50.0 million for grants to Appalachian States for the reclamation of abandoned mine lands, in conjunction with economic and community development activities. These grants benefit coal communities by reclaiming formerly mined lands for beneficial economic uses, providing local, good-paying union jobs for skilled technicians and operators in some of the financially hardest hit communities in the Nation. These grants also address long-standing hazards and environmental degradation near coal communities—such as acid-mine drainage—to provide clean, livable surroundings. The budget also includes \$785,000 to address unforeseen Federal

emergency reclamation projects, enabling OSMRE to provide immediate relief from emerging hazards in States and on Indian lands without an approved AML program.

The budget includes an increase of \$1.2 million to establish a Federal reclamation program for Tribes in Oklahoma, as required by the Supreme Court decision in the *McGirt v. Oklahoma* case.

Within the Abandoned Mine Reclamation Fund appropriation, the budget includes increases of \$285,000 to replace aging combustion engine vehicles with zero emission vehicles; \$66,000 to address diversity, equity, inclusion, and accessibility; and \$61,000 to restructure acquisition management activities to improve efficiency and effectiveness.

**Fixed Costs**—Fixed costs of \$2.8 million are fully funded in the request.

**SUMMARY OF BUREAU APPROPRIATIONS**  
(all dollar amounts in thousands)

*Comparison of 2022 Request with 2021 Enacted*

	2021 Enacted		2022 Request		Change	
	FTE	Amount	FTE	Amount	FTE	Amount
<b>Current</b>						
Regulation and Technology <sup>1/</sup> .....	298	92,768	308	119,257	+10	+26,489
Abandoned Mine Reclamation Fund <sup>2/</sup> .....	100	129,831	108	192,765	+8	+62,934
Subtotal, Current .....	398	222,599	416	312,022	+18	+89,423
<b>Permanent</b>						
Abandoned Mine Reclamation Fund .....	0	143,768	0	122,266	0	-21,502
Payments to States in Lieu of Coal Fee Receipts.....	0	37,673	0	34,419	0	-3,254
Supplemental Payments to UMWA Plans .....	0	710,050	0	713,500	0	+3,450
Subtotal, Permanent .....	0	891,491	0	870,185	0	-21,306
<b>TOTAL, OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT.....</b>	<b>398</b>	<b>1,114,090</b>	<b>416</b>	<b>1,182,207</b>	<b>+18</b>	<b>+68,117</b>

<sup>1/</sup> The 2021 Enacted amount reflects a rescission of \$25.0 million.

<sup>2/</sup> The 2021 Enacted amount reflects a rescission of \$10.0 million.

## HIGHLIGHTS OF BUDGET CHANGES

*By Appropriation Activity/Subactivity*

### APPROPRIATION: Regulation and Technology

	2020 Actual	2021 Enacted	2022 Request	Change
Environmental Protection.....	88,562	88,562	87,853	-709
Permit Fees .....	40	40	40	0
<i>Offsetting Collections—Permit Fees.....</i>	-14	-40	-40	0
Technology, Development and Transfer .....	14,765	14,765	15,205	+440
Financial Management .....	505	505	518	+13
Executive Direction and Administration.....	13,936	13,936	15,681	+1,745
Civil Penalties .....	13	100	100	0
<i>Offsetting Collections—Civil Penalties .....</i>	-13	-100	-100	0
TOTAL APPROPRIATION (w/o rescission).....	117,794	117,768	119,257	+1,489
Rescission of Prior-Year BA .....	0	-25,000	0	+25,000
TOTAL APPROPRIATION (w/ rescission) .....	117,794	92,768	119,257	+26,489

### *Detail of Budget Changes*

	2022 Change from 2021 Enacted		2022 Change from 2021 Enacted
TOTAL APPROPRIATION .....	+26,489		
Environmental Protection.....	-709	Financial Management .....	+13
State and Tribal Funding—Regulatory Grant Funding.....	-3,590	Fixed Costs .....	+13
State Program Evaluation— Zero Emission Vehicles.....	+365	Executive Direction and Administration.....	+1,745
Federal Programs— Zero Emission Vehicles.....	+140	Diversity, Equity, Inclusion, and Accessibility Capacity .....	+134
Federal Lands— Zero Emission Vehicles.....	+45	Zero Emission Vehicles—Charging Infrastructure .....	+400
Indian Lands .....	+1,554	Restructure Division of Acquisition Management.....	+124
Establish Indian Lands Program in Oklahoma .....	+1,450	Fixed Costs .....	+1,087
Zero Emission Vehicles.....	+104	Elimination of Rescission .....	+25,000
Fixed Costs .....	+777	Subtotals for Changes Across Multiple Subactivities	
Technology, Development and Transfer .....	+440	Zero Emission Vehicles.....	[+1,140]
Zero Emission Vehicles.....	+86	Fixed Costs .....	[+2,231]
Fixed Costs .....	+354		

**APPROPRIATION: Abandoned Mine Reclamation Fund**

	2020 Actual	2021 Enacted	2022 Request	Change
Environmental Restoration.....	124,480	124,480	176,671	+52,191
Technology, Development and Transfer .....	3,576	3,608	3,695	+87
Financial Management .....	5,191	5,277	5,485	+208
Executive Direction and Administration.....	6,466	6,466	6,914	+448
TOTAL APPROPRIATION (w/o rescission).....	139,713	139,831	192,765	+52,934
Rescission of Prior-Year BA .....	0	-10,000	0	+10,000
TOTAL APPROPRIATION (w/ rescission) .....	139,713	129,831	192,765	+62,934

*Detail of Budget Changes*

	2022 Change from 2021 Enacted		2022 Change from 2021 Enacted
TOTAL APPROPRIATION .....	+62,934	Executive Direction and Administration.....	+448
Environmental Restoration.....	+52,191	Diversity, Equity, Inclusion, and Accessibility Capacity .....	+66
State Program Evaluation— Zero Emission Vehicles.....	+44	Zero Emission Vehicles—Charging Infrastructure .....	+100
Federal Reclamation Program— Operations .....	+1,208	Restructure Division of Acquisition Management.....	+61
Establish Federal Reclamation Program in Oklahoma .....	+1,170	Fixed Costs .....	+221
Zero Emission Vehicles.....	+38	Elimination of Rescission .....	+10,000
Federal Emergency Projects.....	+785	Subtotals for Changes Across Multiple Subactivities	
AML Economic Development Grants .....	+50,000	Zero Emission Vehicles.....	[+285]
Fixed Costs .....	+154	Fixed Costs .....	[+567]
Technology, Development and Transfer .....	+87		
Zero Emission Vehicles.....	+21		
Fixed Costs .....	+66		
Financial Management .....	+208		
Zero Emission Vehicles.....	+82		
Fixed Costs .....	+126		