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State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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CC PGL
D.W.

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September 27, 1991

TO: Lowell P. Braxton, Associate Director *LNB*
FROM: Pamela Grubaugh-Littig, Permit Supervisor *pgl*
RE: Explosives Coverage for Reclaimed Sites, Hidden Valley Mine, Hidden Valley Coal Company, ACT/015/007, Folder #4, Emery County, Utah

Pursuant to R614-301-800, public liability coverage must provide for "personal injury and property damage protection in an amount adequate to compensate any persons injured or property damaged as a result of coal mining and reclamation operations, including the use of explosives, and who are entitled to compensation under the applicable provisions of state law." It is unclear in the regulations if the explosives coverage is required for reclamation only. I called Vicki Bryan, OSM-Denver, on September 25, 1991, to clarify the interpretation. She said that no explosives coverage on reclaimed sites, especially sites that have received through Phase I Bond Release, has been done in another state, and that it does make sense not to require it.

Therefore, the guideline should be, not to require explosives coverage (XCU) for public liability insurance for reclaimed sites that have achieved Phase I Bond Release. However, if explosives are ever used, explosive coverage would be required.

PGL/jbe

cc: Daron Haddock
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