## THE KENTUCKY RECLAMATION GUARANTY FUND

Danny Hall, Executive Director

30<sup>th</sup> Annual Kentucky Professional Engineers in Mining Seminar September 15, 2017



### THE KENTUCKY RECLAMATION GUARANTY FUND

- March 22, 2013 KRS 350.500-521 went into law.
- The emergency provisions of the bill immediately established the Kentucky Reclamation Guaranty Fund (KRGF).
- KRGF is a reclamation account, requiring mandatory participation, designed to cover the excess costs of reclamation for coal mining sites when the permit specific bond is inadequate.
- The previous voluntary Bond Pool and Bond Pool Commission were abolished by the legislation.
- The fund cannot be used for the long term treatment of substandard water discharges or to repair subsidence damage.



### **KRGF COMMISSIONERS**

- Secretary Charles Snavely- Chairman
- Kenneth Allen First United Bank of Madisonville
- Paul Horn Czar Coal Company
- Michael Ivey Locust Grove, Inc.
- Bill Adams Cumberland Surety Inc.
- Bill Kohm Dean, Dorton, Allen, Ford, PLLC
- Vacant Position Coal Mining Company Representative (>5,000,000 tons)



## **KRGF STATISTICS**

<u>Fund Balance:</u>	
KRGF Beginning Balance	\$23,564,251.92
KRGF Current Balance	\$43,974,571.75
KRGF Bond (Old KY Bond Pool):	
Companies	23
Permits	140
Current Bond Amount	\$69,484,572
All KRGF Member Bonds:	
Companies	211
Permits	1414
Current Bond Amount	\$866,993,670



## **KRGF REVENUE**

#### **Revenue Sources**

- Membership Fees
- Tonnage Fees
- Non-Production & Dormant Fees
- Late Payments
- Penalties/Fines from DMRE Violations
- Interest Earned
- Forfeitures







### CURRENT KRGF PROJECTS

- Actuarial Analysis Covering Fiscal Years 2016 & 2017.
- Audit by the Kentucky Auditor of Public Accounts.
- New accounting, invoicing, and reporting solution.
  - Accounting and Invoicing will move to Microsoft Dynamics CRM and GP.
  - A web portal will replace the paper RGF-1 Forms.



### CURRENT RGF-1 (PART 1)

	h h an if this is an ann		Quarter	Date (yyyy)	Permittee ID	
	k nere if this is an amen	ded or corrected o	quarterly fee Report		Permit Number	
Permittee	Name			KRGF Comr	nission Permit Classificatio	n
Section 1	This section applies to underground mining. V quarter, skip this sectio	permits classified Was there coal pro on and proceed to	as surface coal mining duction this quarter? Section 3.	g operations, undergro □ Yes □ No If this pe	ound coal mining operation ermit did not have coal pro	s, or combined surface and duction during this reporting
		Surface	Underground	Total Net 1	Tons <sup>1</sup> Rate	2 Quarterly
	Coal Mined & Sold	Net Ions'	+	= .	tons x 0.	= \$ Production Fee
	This section applies to	nermits classifier	t as "Non-production"	by the KRGE Commiss	sion. If this permit is not cla	ssified as a "Non-
Section 2	This section applies to production" permit, s Annual Fee( <b>KRS 35</b> 0 Check here $\Box$ if the ar	o permits classified kip this section an 0.518(2)(e)) Total mount being paid	d as "Non-production" d proceed to Section : \$ represents prepayment	by the KRGF Commiss 3. 4 = 2 t of all four (4) quarter ment of annual force	sion. If this permit is not cla arterly Payment Due erly payments for the year.	issified as a "Non- This option is only available
Section 2 Section 3	This section applies to production" permit, s Annual Fee( <b>KRS 35</b> Check here □if the ar in the first reporting o This section applies to combined surface/un	<ul> <li>permits classified</li> <li>kip this section an</li> <li>0.518(2)(e)) Total</li> <li>mount being paid</li> <li>quarter of a calend</li> <li>permits classified</li> <li>derground and "N</li> </ul>	d as "Non-production" d proceed to Section : \$ represents prepaymen lar year and all prepay d as "Dormant" by the O" is checked in Section	by the KRGF Commiss . Qua ÷ 4 = \$ _ nt of all four (4) quarter ment of annual fees is KRGF Commission, or on 1. Qu	sion. If this permit is not cla arterly Payment Due artly payments for the year. s non-refundable. this permit is classified as : arterly Payment Due	ussified as a "Non- This option is only available surface, underground, or
Section 2 Section 3	This section applies to production" permit, s Annual Fee( <b>KRS 35</b> Check here □ if the ar in the first reporting o This section applies to combined surface/un Annual Fee( <b>KRS 35</b>	b) permits classified kip this section an 0.518(2)(e)) Total mount being paid quarter of a calend b) permits classified derground and "N 0.518(2)(f)) Total	d as "Non-production" d proceed to Section : \$ represents prepaymen lar year and all prepay d as "Dormant" by the O" is checked in Section \$	by the KRGF Commiss 3. Qua ÷ 4 = \$	sion. If this permit is not cla arterly Payment Due artly payments for the year. s non-refundable. this permit is classified as : arterly Payment Due	ussified as a "Non- This option is only available surface, underground, or
Section 2 Section 3	This section applies to production" permit, s Annual Fee( <b>KRS 35</b> 0 Check here □if the ar in the first reporting o This section applies to combined surface/un Annual Fee( <b>KRS 35</b> 0 Check here □if the ar in the first reporting o	<ul> <li>permits classified kip this section an</li> <li>0.518(2)(e)) Total</li> <li>mount being paid yuarter of a calend</li> <li>permits classified derground and "N</li> <li>0.518(2)(f)) Total</li> <li>mount being paid</li> <li>quarter of a calend</li> </ul>	d as "Non-production" d proceed to Section : \$ represents prepayment lar year and all prepay d as "Dormant" by the O" is checked in Section \$ represents prepayment lar year and all prepay	by the KRGF Commiss 3. Qua $\div$ 4 = \$	sion. If this permit is not cla arterly Payment Due erly payments for the year. s non-refundable. this permit is classified as : marterly Payment Due erly payments for the year. s non-refundable.	issified as a "Non- This option is only available surface, underground, or This option is only available
Section 2 Section 3	This section applies to production" permit, s Annual Fee( <b>KRS 35</b> 0 Check here □ if the ar in the first reporting o This section applies to combined surface/un Annual Fee( <b>KRS 35</b> 0 Check here □ if the ar in the first reporting o This page shall be copie with the total	<ul> <li>permits classified</li> <li>kip this section an</li> <li>0.518(2)(e)) Total</li> <li>mount being paid</li> <li>quarter of a calend</li> <li>permits classified</li> <li>derground and "N</li> <li>0.518(2)(f)) Total</li> <li>mount being paid</li> <li>quarter of a calend</li> <li>d for each permits in</li> <li>number of pages b</li> </ul>	d as "Non-production" d proceed to Section : \$ represents prepaymen lar year and all prepay d as "Dormant" by the O" is checked in Section \$ represents prepayment lar year and all prepay ubject to quarterly fee re- leing entered on the section	by the KRGF Commiss 3. Qua $\div$ 4 = \$	sion. If this permit is not cla arterly Payment Due erly payments for the year. s non-refundable. this permit is classified as : arterly Payment Due erly payments for the year. s non-refundable. lumber each page sequentiall es together with Part 2 of thi	issified as a "Non- This option is only available surface, underground, or This option is only available y on the first line s form.



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			Quarter	Date (yyyy)		Permittee ID			
🗌 Cheo	ck here if this is an amer	nded or corrected qua	rterly fee Report			Permit Numb	er		
Permittee	Name			KRGF Commission Permit Classification					
Section 1	This section applies to underground mining. quarter, skip this secti	permits classified as Was there coal produce on and proceed to Sec	surface coal mining ction this quarter?   ction 3.	operations, unde □ Yes □ No If th	rground coal r iis permit did r	nining operation not have coal p	ons, or comb roduction du	ined surface and Iring this reporting	
		Surface Net Tons <sup>1</sup>	Underground Net Tons <sup>1</sup>	Total I	Net Tons <sup>1</sup>	Ra (pertor	i <b>te<sup>2</sup></b> n of coal)	Quarterly Production Fee	
	Coal Mined & Sold	· +	·····	. =	tons	x 0	= 5	>·	
Section 2	This section applies to production" permit, s Annual Fee( <b>KRS 35</b> Check here □if the a in the first reporting	o permits classified as skip this section and p 50.518(2)(e)) Total \$ mount being paid rep quarter of a calendar	"Non-production" roceed to Section 3 	by the KRGF Com - - 4 = \$ It of all four (4) qu ment of annual fe	mission. If this Quarterly Payr uarterly payme es is non-refur	nent Due nent Due nts for the yea ndable.	classified as a nr. This option	a "Non- n is only available	
Section 3	combined surface/ur	derground and "NO"	is checked in Sectio	in 1.	, or this permi	it is classified a	is surface, ur	iderground, or	
	Annual Fee( <b>KRS 35</b>	<b>:0.518(2)(f)</b> ) Total \$	<u> </u>	<u>+</u> 4 = \$	Quarterly Pay	ment Due			
	Check here $\Box$ if the a in the first reporting $a$	mount being paid rep quarter of a calendar	resents prepaymen year and all prepayı	it of all four (4) qu ment of annual fe	arterly payme es is non-refur	nts for the yea ndable.	ar. This option	n is only available	
	This page shall be copie with the tota	ed for each permit subje I number of pages bein	ect to quarterly fee re g entered on the seco	eporting to the KRG ond line. Submit all	F. Number each pages together	n page sequenti with Part 2 of t	ally on the fir this form.	st line	
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### CURRENT RGF-1 (PART 2)

		Quarterly Fee	Report (Part 2)		
		Quarter	Date (уууу)	Permittee ID	
Permittee Nan	e		_		
Total fees due	rom each page of part 1 \$		Check, Mo	ney Order Number. *	
	Print in ink or type the name preparing report on behalf of	of person Permittee	Signature	2	Date
Contact Inform	ation				
	Company or In	dividual Name	e.g. ;	Title of person preparing r accountant, consultant, owner,	eport officer, director
	Ctroot Addro	s or P.O. Box			
	Scieet Addres				

Include Permittee ID Number on all payments for proper crediting. Attach payment to part 2 of the form. Payment must be in the form of a check, certified check, cashier's check, or money order and be payable to "Kentucky State Treasurer." Payment must be received by the Office of the Reclamation Guaranty Fund, 300 Sower Blvd., Frankfort, KY 40601 no later than 30 days after the end of a calendar quarter or penalties contained in 405 KAR 10:070 will be applicable.

Kentucky Energy and Environment Cabinet Department For Natural Resources RGF-1 Revised (06/2013)

Kentucky Reclamation Guaranty Fund



#### Kentucky Reclamation Guaranty Fund Quarterly Fee Report (Part 2)

		Quarter	Date	(уууу)	Permittee ID
Permittee Name					
Total fees due from	each page of part 1 \$			Check, Money Order	Number. *
<b>Certification:</b> I he	ereby certify that the information sunderstand providing fraudulent info	Ibmitted hereir rmation may re	n is true and c esult in substa	omplete and correct to ntial penalty in accorda	) the best of my knowledge and belief. ance with 405 KAR 10:070.
	Print in ink or type the name of pers preparing report on behalf of Permi	son ittee		Signature	Date
Contact Informatio	n				
	Company or Individua	l Name		Title of e.g. accountant, c	person preparing report onsultant, owner, officer, director
-	Street Address or P.C	). Box			
	City	State	Zip Code	_()	Telephone
-	Primary Email A	Address		Seco	ondary Email Address

\* Include Permittee ID Number on all payments for proper crediting. Attach payment to part 2 of the form. Payment must be in the form of a check, certified check, cashier's check, or money order and be payable to "Kentucky State Treasurer." Payment must be received by the Office of the Reclamation Guaranty Fund, 300 Sower Blvd., Frankfort, KY 40601 no later than 30 days after the end of a calendar quarter or penalties contained in 405 KAR 10:070 will be applicable.

Revised (06/2013)

## After Login user will see the following:

- Permit Number
- Annual KRGF Classification
- Quarterly Payment Due

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				Production	Quarterly						
	KRGF Commission Permit Classificatio			Quarter?	Due	Contimed					
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		Non-Production	22222		\$2,000.00		EditReview				
		Non-Production	34562		\$1,000.00	-	Editionier				
		Non-Production	43562		\$1,000.00		California				
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	Quarter 3	9/11/201	7	AB	C Cons	truction		Permittee ID: 12345		
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		Non-Production	12345		\$1,000.00		Edit/Review			
		Non-Production	22222		\$2,000.00		Edit/Review			
		Non-Production	34562		\$1,000.00		Edit/Review			
		Non-Production	43562		\$1,000.00		Edit/Review			
		Dormant	61234		\$100.00		Edit/Review			
		Dormant	53412		\$250.00		Edit/Review			
				Total:	\$5,350.00					
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		Telephone:								
	-	Primary Email Address:								
	Sec	ondary Email Address:	Submit							
			Submit							



### KRGF PORTAL – SCREEN 2

#### **Option 1: Pay Current Quarter**

- Two Checkboxes defaulted to unchecked.
  - "Was there coal production this quarter?"
  - Click here for prepayment of all four(4) quarterly payments for the year."
- If both remain unchecked, the annual fee divided by four to show the quarterly amount owed is displayed.
- Click "Confirm" to accept the quarterly payment.

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	Was there coal production this quarter?	payments for the year.				
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#### KRGF PORTAL – SCREEN 2, OPTION 1

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	Quarter 3	9/11/2017	ABC Construction	Permittee ID: 12345	
	Permit ID: 12345	Non-Production			
	Was there coal production this quarter?				
	Click here for prepayment of all four(4) qua	rterly payments for the year.			
	Annual Fee(KRS 350.518(2)(e)) Total: \$4,000.00	0 / 4 = \$1,000.00			

Confirm



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		Non-Production	12345		\$1,000.00		Edit/Review			
		Non-Production	22222		\$2,000.00		Edit/Review			
		Non-Production	34562		\$1,000.00		Edit/Review			
		Non-Production	43562		\$1,000.00		Edit/Review			
		Dormant	61234		\$100.00		Edit/Review			
		Dormant	53412		\$250.00		Edit/Review			
				Total	\$5,350.00					
		Check, MoneyOrde	r Number.	•						
			Contact In	formation						
	Com	litle:								
	Str	eet Address or P.O. Box:								
		City, State, Zip Code:								
		Telephone:								
		Primary Email Address:								
	S	econdary Email Address:	•							
		Submi								



### KRGF PORTAL – SCREEN 2

### **Option 2: Pay Entire Annual Fee**

- Check the second box.
  - "Was there coal production this quarter?"
  - Click here for prepayment of all four(4) quarterly payments for the year."
- The screen now shows the full annual amount due.
- Click "Confirm" to accept the annual payment.

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	White there coal production this quarter? WDIck here for prepayment of all fourful quarter	ty payments for the year,			
	Annual Peer(493-350.515(2)(7) Total <u>31.039.05</u>				

#### KRGF PORTAL – SCREEN 2, OPTION 2

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	Quarter 3 Permit ID: 53412	Kentucky Reclamation 9/11/2017 Non-Production	n Gauranty Fund Quarterly Fee R ABC Construction	Report Permittee ID: 12345		
	■Was there coal production this quarter? ✓Click here for prepayment of all four(4) quart	erly payments for the year.				

Annual Fee(KRS 350.518(2)(f)) Total: \$1,000.00

Confirm



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KRGF Home About Contact Register Log in	
Kentucky Reclamation Gauranty Fund Quarterly Fee Report	
Quarter 39/11/2017ABC ConstructionPermittee ID: 12345	
Production Quarterly	
Quarter? Due	
Non-Production 12345 S1,000.00 Edit/Review	
Non-Production 22222 S S2,000.00 Edit/Review	
Non-Production 34562 S1,000.00 Edit/Review	
Non-Production 43562 S1,000.00 Edit/Review	
Dormant 61234 61234 Edit/Review	
Dormant 53412 S1,000.00 St. Edit/Review	
Total: \$5,350.00	
Check, MoneyOrder Number.*	
Contact Information	
Title:	
Company or Individual Name:	
City, State, Zip Code:	
Telephone:	
Primary Email Address:	
Secondary Email Address:	
Submit	



### KRGF PORTAL – SCREEN 2

#### **Option 3: Pay Tonnage Fees**

Check the first box.

✓ "Was there coal production this quarter?"

Click here for prepayment of all four(4) quarterly payments for the year."

- The screen now gives two fields to enter tonnage, Surface and Underground.
- User will enter tonnage in the appropriate box.
- Click "Confirm" to accept the tonnage fee payment.



#### KRGF PORTAL – SCREEN 2, OPTION 3

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	Quarter 3 Permit ID: 22222	Kentucky Reclamation Gauranty Fund Quarterly Fee Report 9/11/2017 ABC Construction Permittee ID: 12345 Non-Production							
8	Was there coal production this quarter?								
	Surface Net Tons 12,000.00 Confirm	Coal Mined & Sold Underground Net Tons Total Net Tons Rate Quarterly Production Fee + 8,000.00 = 20,000.00 tons x \$0.0757 = \$1,514.00							



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		KRGF Commission Permit Cla	ssification Permit ID	roduction For Quarter?	Quarterly Payment Due	Confirmed					
		Non-Production	12345		\$1,000.00		Edit/Review				
		Combined	22222		\$1,514.00		Edit/Review				
		Non-Production	34562		\$1,000.00		Edit/Review				
		Non-Production	43562		\$1,000.00		Edit/Review				
		Dormant	61234		\$400.00	1	Edit/Review				
		Dormant	53412		\$1,000.00		Edit/Review				
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			Submit								



#### Final Steps:

- Complete Remaining Boxes:
  - "Check, Money Order Number"
  - "Contact Information"
- Click "Submit"
- KRGF software will be updated and a notice sent to expect a check in the mail.

	Kentucky Reclamation Gauranty Fund Quarterly Fee Report									
Quarter 3	9/11/2017		AE	IC Cons	truction	1	Permittee ID: 12345			
			Poterte	Quarterly						
	KROF Commission Permit Classifica	ion Permit IC	For Quarter?	Payment Due	Continued					
	Non-Production	12345	- 0	\$1,000.00	8	LOGHenew				
	Combined	59399		\$1,514.00	8	<b>COURSeller</b>				
	Non-Production	34962	0	\$1,000.00	2	EddReview				
	Non Production	43562		\$1,000.00	z	Ectification				
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	CHER Manero	der Number	10012354							
		Contact in	formation							
	The Mine Supervis	or								
	Company or Individual Name: ABC Construe	tion								
	Street Address or P.O. Dox: 123 Main St									
	City, State, Zip Code, Louisville		KY .		1234	15				
	telephone (330)125-486									
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		KRGF Commission Permit Class Non-Production Combined Non-Production Non-Production Dormant Dormant	sification Permit ID 12345 22222 34562 43562 61234 53412	Production For Quarter?	Quarterly Payment Due         Quarterly S1,000.00           \$1,000.00         \$1,000.00           \$1,000.00         \$1,000.00           \$1,000.00         \$1,000.00           \$1,000.00         \$1,000.00	confirmed	Edit/Review Edit/Review Edit/Review Edit/Review Edit/Review Edit/Review		
		Check, Moi Title: Mine Sur Company or Individual Name: ABC Cor Street Address or P.O. Box 123 Mair City, State, Zip Code: Louisville Telephone: (330)123 Primary Email Address: mine@si	Contact Inf Contact Inf pervisor Instruction In St In St In 4567 afety.com	MO12354 formation KY		1234	5		
		Secondary Email Address: mine2@	safety.com Submit						



# THANKYOU!

