

INSTRUCTIONS FOR COMPLETING COAL SALES REPORTS

Note: New coal sales reporting entities must submit an application for Coal Sale Reporting number available on the ASMC website at www.surface-mining.alabama.gov under forms – Coal Sales Reporting forms.

All reports must be complete and include all requested information in order to meet the requirements of Act 81-435, Section 34, 1981 Regular Session, Alabama Code Section 9-16-102.

Reports are to be submitted electronically via email.

Reports are to be typed and submitted on the updated coal sales report (revised 10/20).

Reports are due the 20th day following the end of the State of Alabama fiscal quarter, January 20 for October thru December activity; April 20 for January thru March activity; July 20 for April thru June activity; and October 20 for July thru September activity.

Reports are to be emailed to both:

Rebecca.Roberts@asmc.alabama.gov and

Mike.Jones@asmc.alabama.gov

Report purchased coal as follows: **(These classifications apply to out of state coal as well as coal from Alabama.)**

- 1) For coal purchased direct from a mining operation, list the company name, mailing address, ASMC license number and ASMC permit number. This will be compared to ASMC permit records.
- 2) For coal purchased from a coal sales agency, report the name, address and coal sales reporting number of the coal sales agency. This will be compared to the corresponding coal sales report as submitted by the coal sales agency.
- 3) For coal purchased from a producer not having a license or permit number, in lieu of these requirements identify the legal description of the property from which the coal was produced including the county, section #, township, range and quarter/quarter section.
- 4) For coal purchased from an off-site coal stockpile identify the seller by name, address and the original permit number from which the coal was extracted.

For your general information below is relevant sections of the Code of Alabama relating to coal sales reporting:

§ 9-16-71 (e). Declaration of public policy and legislative intent.

The Legislature finds that a major impediment to effective enforcement of laws regulating coal surface mining is identifying and locating those acting in violation of the law; therefore, in order to protect the health, safety and well-being of the citizens of the State of Alabama, the Legislature intends by this article to require that certain major purchasers and users of and dealers in coal within the State of Alabama be required to furnish the commission created by this article with certain information which will assist the commission in the performance of its duties hereunder.

§ 9-16-72 (3). Definitions

COAL BROKER and COAL SALES AGENCY. Those persons whose principal business is the buying and reselling of coal, or the negotiation or soliciting of coal sales between operators and purchasers; where principal business means that at least 25 percent of such person's coal related income is derived from such activities and such activities involve transactions affecting 250 or more tons of coal per year.

§ 9-16-102. Reports of certain coal sales.

Any person engaged in the business of coal brokering or operating a coal sales agency in the State of Alabama and each and every person, corporation or other legal entity operating an electric system for the sale of electric energy for resale, sale to the public or sale to its members and each and every industrial purchaser of coal in the State of Alabama shall **report, on a form to be furnished by the regulatory authority, at intervals of not less than 60 days**, the name, address, license number and permit number of the producer of all coal purchased by it since its last reporting period. In the event that any person named in the preceding sentence purchases coal mined outside of the State of Alabama, such facts shall be so noted on the form described above. Failure of the persons described in this section to render such reports shall constitute a misdemeanor punishable by fine of not more than \$5,000.00; provided, that prior to instituting any such action, the regulatory authority, in the case of a first offense only, shall notify such person by certified or registered mail of the failure to comply with this provision of this article and shall afford such person not more than 10 days to furnish such report. Officers, employees and agents of the regulatory authority shall be permitted to inspect the records and books of the persons specified above to determine the accuracy of such reports, such inspection to take place at reasonable times. In no event shall the regulatory authority require disclosure of the amounts of any purchase or the purchase price paid for such coal or of any information other than that set forth above, except by specific subpoena in preparation for hearing or other enforcement action.

(Acts 1981, No. 81-435, sections 2 and 34.)

QUARTERLY COAL SALES REPORT

Coal Sales Report for (check one): Oct-Dec Jan-Mar April-June July-September

Information provided should be exactly as it appears on the Registration Certificate issued to the Coal Sales Reporter

Coal Sales Reporting Number: _____

Coal Sales Reporter Entity _____

Contact Phone# of Individual Preparing This Form _____

E-mail address of Individual Preparing This Form _____

Yes No during the quarter reported has the Coal Sales Reporter purchased any coal mined outside the State of Alabama?

Yes No during the quarter was any coal purchased from a vendor for which there was no ASMC license or ASMC permit number?

Yes No has any information on the Registration Certificate Changed? Name, address, etc. if so, what: _____

Certificate of Accuracy

This is to certify that this page, together with _____ additional pages attached are the Official Quarterly Sales Report for the quarter just ending.

I further certify that I have complied the information contained herein and that the same is true and correct and complete.

I further certify that I am the person designated by the Coal Sales Reporter to report coal sales.

Signature: _____

Title: _____

Printed Name: _____

Date: _____

QUARTERLY COAL SALES REPORT (continued)

Coal Sales Reporting Number: _____

Coal Sales Reporter Entity _____

Coal Sales Report for (check one): Oct-Dec Jan-Mar April-June July-September

(Use additional pages as needed)

VENDORS FROM WHOM COAL HAS BEEN PURCHASED IN THE REPORTING PERIOD:

Legal Name of Vendor from who coal was purchased: _____

Vendor Mailing Address: _____

Vendor ASMC License No: _____

Vendor ASMC Permit No: _____

- Purchased direct
- Purchased from a coal sales agency
- Purchased from an off-site coal stockpile
- Purchased from a producer not having a license or permit number *(include legal description per instructions)* County, Section, Township, Range, Quarter/Quarter: _____

Legal Name of Vendor from who coal was purchased: _____

Vendor Mailing Address: _____

Vendor ASMC License No: _____

Vendor ASMC Permit No: _____

- Purchased direct
- Purchased from a coal sales agency
- Purchased from an off-site coal stockpile
- Purchased from a producer not having a license or permit number *(include legal description per instructions)* County, State, Section, Township, Range, Quarter / Quarter: _____
