



**Indiana
Coal
Council**

Affordable, Reliable, Abundant.

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September 4, 2015

The Honorable Rob Bishop
1324 Longworth House Office Building
Washington, D.C. 20515

Dear Chairman Bishop,

On behalf of the Indiana Coal Council, Inc., (ICC) I'm writing in support of the H.R. 1644, "Supporting Transparent Regulatory and Environmental Actions in Mining Act," or the "STREAM Act." The ICC is the trade association for Indiana's coal industry. The ICC has as membership the producing companies responsible for almost the entirety of Indiana's coal production, large reserve holders, and approximately 100 associate member companies that provide service to the coal industry.

The Office of Surface Mining Reclamation and Enforcement's (OSM) proposed Stream Protection Rule (SPR) is a rule in search of a problem. What OSM originally described as a minor regulation confined to one coal region has metastasized into what it now calls "a comprehensive, nationally applicable rule" that will add to the more than 40,000 coals miners who have lost their jobs since 2011. OSM's own internal analysis of an earlier, and comparably more modest, version of the rule showed more than 7,000 coal miners would lose their jobs in 22 states. An independent analysis showed far worse impacts, with job losses approaching 80,000 people.

The proposed SPR is economically damaging, redundant, and serves no environmental purpose. Based on outside analysis, OSM's previous draft proposal showed recovery coal reserves would plummet by 30-41 percent, an annual loss in coal production valued at \$14-20 billion, and losses in federal and state revenues of \$4-5 billion. Further, OSM is attempting to take over the job of the Environmental Protection Agency, the U.S. Army Corps of Engineers and states in protecting water quality that is already protected through existing Clean Water Act

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programs. OSM's own Annual Evaluation Reviews of state regulators routinely show outstanding environmental performance with 90 percent of active operations free of any off-site impacts.

The "STREAM Act" provides much needed transparency of the proposed Stream Protection rule while preventing any duplicative rulemaking by the Office of Surface Mining Reclamation and Enforcement.

The Indiana Coal Council commends the Natural Resources Committee for working to advance this important piece of legislation.

Respectfully,



Bruce A. Stevens

President

Cc: J. Mullins, NMA
N. Noland, ICC