



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

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September 26, 2013

EMS TRANSMISSION: October 22, 2013
Instruction Memorandum No. WY-2013-046
Expires 09/30/2014

To: District Managers
From: Deputy State Director, Division of Minerals and Lands
Subject: Transmittal of Mineral Materials Memorandum of Understanding

Program Area: Disposal of mineral materials pursuant to 43 CFR Part 3600

Purpose: This Instruction Memorandum transmits the memorandum of understanding (MOU) between the Bureau of Land Management (BLM) Wyoming and the Land Quality Division (LQD) of the Wyoming Department of Environmental Quality regarding the testing and sampling and the disposal of mineral materials through competitive and noncompetitive contract sales.

Policy/Action: The Authorized Officer (AO) and AO's Representative for mineral material disposal actions are to closely coordinate with their counterparts with the LQD when processing mineral material disposal actions, excepting free use permits, community pits and common use areas; assure bonding held by the LQD is adequate in case there is default; conduct joint inspections of contract sales and, testing and sampling under letters of authorization; enforce the terms of said sales and authorizations; jointly inspect reclamation; and come to consensus if a bond can be released or if it should be forfeited.

Timeframe: This Instruction Memorandum (IM) is effective immediately

Budget Impact: Minimal

Manual/Handbook Sections Affected: The guidance regarding the administration of mineral material actions in BLM Manual 3600- Mineral Material Disposal (2/22/02), Mineral Material Disposal Handbook H-3600-1 (2/22/02), Mineral Material Appraisal Handbook H-3630-1 (8/26/86) and Mineral Material Trespass Prevention and Abatement Handbook H-9235-1 (4/7/94) and, Case Recordation data standards posted at http://web.blm.gov/data_mgt/standards-lib/3600_index.html and in Appendix 5 of H-3600-1 will continue to be followed. The MOU replaces the prior BLM/State of Wyoming MOU WY-93 regarding Mineral Materials, dated August 8, 1984.

Background: The regulation by the BLM and LQD of mineral materials on the National System of Public Lands has changed substantially since August 1984. The roles and responsibilities of each agency needed to be updated so duplication of effort could be avoided and interagency coordination strengthened.

Coordination: Representatives from Field Offices, the Wyoming State Office and the LQD collaborated in the drafting of an MOU starting in 2006. Comments regarding the draft MOU were solicited from all by Field Offices pursuant to IM No. WY-2008-12. Modifications were recommended following reviews of the revised working draft by the Office of the Regional Solicitor in Denver, Colorado and the Attorney General Office of the State of Wyoming. Final edits to the working draft MOU and operating guidelines were made following recent BLM and LQD interagency meetings.

Contact: If you have questions, please contact Pete Sokolosky at 307-775-6261.

Signed by:
Brenda V Neuman
Acting Deputy State Director
Minerals and Lands

Authenticated by:
Sherry Dixon
Administrative Assistant

Attachment

1 - Memorandum of Understanding and Operating Guidelines (pp 41)

Distribution

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Field Managers 1 (w/atch.)

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