NON-COAL RECLAMATION BONDING GUIDELINES
OAC 460:10 Subchapters 21 to 25 and O.S. Title 45, Chapter 8A §728

Please contact Rawles Roberts, III, Technical Bonding Analyst, at (405) 522-9845, if you have any questions with respect to completion or execution of any bonding instrument.

SURETY BONDS:

If an operator sends in a Surety Bond, the following is required:

1. The bond must be written by a corporation licensed to do business as a surety in Oklahoma;
2. A Power of Attorney document (from the bonding company) must be filed with the bond;

The original, signed Surety Bond must be submitted to the Department with the original Power of Attorney attached.

CERTIFICATES OF DEPOSIT:

If an operator sends in a Certificate of Deposit (C.D.), the following is required:

1. The C.D. should be made out in the name of the Oklahoma Department of Mines and the name of the operator;
2. The C.D. must be automatically renewable;
3. The date on the C.D. must be the same or earlier than the date on the corresponding Collateral Bond Agreement form (see below);
4. An Assignment of Certificate of Deposit form completed by the bank and the operator must be submitted;
5. A Collateral Bond Agreement form must be completed by the operator. If your spouse, relative, or business associate owns the C.D. with you, that person or persons must also sign the Collateral Bond Agreement form. A business associate must state his/her company and title on the Collateral Bond Agreement form.

The original C.D. or a bank issued Time Deposit receipt must be submitted to the Department with the signed Collateral Bond Agreement and Assignment of Certificate of Deposit forms.
LETTERS OF CREDIT:

If an operator sends in a Letter of Credit, the following is required:

1. The Letter of Credit must be irrevocable;
2. The Letter of Credit must be automatically renewable;
3. The Letter of Credit must have a bank acknowledgment on the second page;
4. The date on the Letter of Credit must be the same or earlier than the date on the corresponding Collateral Bond Agreement form (see below);
5. A Collateral Bond Agreement form must be completed by the operator. If your spouse, relative, or business associate owns the Letter of Credit with you, that person or persons must also sign the Collateral Bond Agreement form. A business associate must state his/her company and title on the Collateral Bond Agreement form.

The signed Irrevocable Letter of Credit and Collateral Bond Agreement forms must be submitted to the Department.

PERSONAL OR CASHIERS CHECKS AND MONEY ORDERS:

1. Checks or money orders must be payable to the Oklahoma Department of Mines;
2. A Collateral Bond Agreement form must be completed by the operator and submitted with the check or money order.

OTHER TYPES OF COLLATERAL BONDS:

Please refer to OAC 460:10-25-3.

Forms will be furnished upon request.

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