

FY 2023 BIPARTISAN INFRASTRUCTURE LAW AML GRANT DISTRIBUTION

| State/Tribe | P1-P3 Unfunded Inventory 9/30/22 (eAMLIS) | Eligible for BIL | Eligible Historic Coal Tonnage | Percentage of Total | FY23 Annual Distribution |
|--------------------|----------------------------------------------------|------------------|-----------------------------------------|---------------------|--------------------------------|
| Alabama | 556,694,245 | Yes | 1,254,440 | 2.8257% | 20,441,027 |
| Alaska | 25,780,985 | Yes | 13,536 | 0.0305% | 1,333,333 |
| Arkansas | 17,538,343 | Yes | 104,296 | 0.2349% | 1,699,498 |
| Colorado | 33,682,037 | Yes | 611,350 | 1.3771% | 9,961,913 |
| Illinois | 143,108,453 | Yes | 4,647,256 | 10.4683% | 75,726,766 |
| Indiana | 282,896,913 | Yes | 1,513,001 | 3.4082% | 24,654,263 |
| Iowa | 81,947,754 | Yes | 367,329 | 0.8274% | 5,985,605 |
| Kansas | 793,562,155 | Yes | 297,779 | 0.6708% | 4,852,291 |
| Kentucky | 901,897,360 | Yes | 4,554,605 | 10.2596% | 74,217,023 |
| Louisiana | - | No | - | 0.0000% | - |
| Maryland | 70,048,017 | Yes | 295,137 | 0.6648% | 4,809,240 |
| Mississippi | 23,410 | No | - | 0.0000% | - |
| Missouri | 121,856,374 | Yes | 359,548 | 0.8099% | 5,858,814 |
| Montana | 137,938,666 | Yes | 282,225 | 0.6357% | 4,598,840 |
| New Mexico | 33,898,106 | Yes | 148,627 | 0.3348% | 2,421,868 |
| North Dakota | 35,625,977 | Yes | 190,256 | 0.4286% | 3,100,210 |
| Ohio | 513,659,336 | Yes | 2,848,828 | 6.4172% | 46,421,486 |
| Oklahoma *** | 128,427,725 | No | 214,174 | 0.4824% | 3,489,953 |
| Pennsylvania | 5,082,442,575 | Yes | 15,022,237 | 33.8388% | 244,786,476 |
| Tennessee | 47,943,868 | Yes | 526,185 | 1.1853% | 8,574,154 |
| Texas | 21,944,730 | Yes | 60,503 | 0.1363% | 1,333,333 |
| Utah | 11,799,560 | Yes | 353,866 | 0.7971% | 5,766,226 |
| Virginia | 423,600,482 | Yes | 1,397,951 | 3.1490% | 22,779,530 |
| West Virginia | 2,082,512,803 | Yes | 8,633,592 | 19.4479% | 140,683,878 |
| Wyoming | 43,482,038 | Yes | 594,834 | 1.3399% | 9,692,785 |
| Crow Tribe | - | No | - | 0.0000% | - |
| Hopi Tribe | - | No | - | 0.0000% | - |
| Navajo Nation | 849,000 | Yes | 101,943 | 0.2296% | 1,661,155 |
| Nat'l Total | \$ 11,593,160,911 | | 44,393,498 | 100.0000% | \$ 724,849,667 |

Footnotes:

The Bipartisan Infrastructure Law AML Grant Distribution presents only the Fiscal Year 2023 grant amount that each eligible State and Tribe will receive. Eligibility for these grant funds is limited to States and Tribes with an approved AML Program. These grant funds are distributed through a congressionally mandated formula under Public Law 117-58. Eligible States and Tribes will receive annual BIL AML grant distributions for the remaining 13 years, subject to any required adjustments.

Adjustments were made, as required by BIL, to ensure that each eligible State and Tribe receive at least \$20M over the course of the 15 year distribution, unless the amount needed for reclamation projects on the State or Tribal lands is less than \$20M.

*** Consistent with *McGirt v. Oklahoma*, 140 S. Ct. 2452 (2020), and related cases, neither the State of Oklahoma nor any of its agencies are currently eligible for BIL AML funding. *Oklahoma v. U.S. Dep't of the Interior*, No. CIV-21-719-F, 2021 WL 6064000 (W.D. Okla. Dec. 22, 2021). In the event that one or more entities become eligible for BIL AML grants this fiscal year, OSMRE is reserving BIL funds for AML reclamation on Indian lands in Oklahoma.