

# NATIONAL COAL COUNCIL

## U.S. Department of Energy

### Advisory Committee Charter

1. **Committee's Official Designation.** National Coal Council (NCC).
2. **Authority.** This charter establishes the National Coal Council (Council) under the authority of the U.S. Department of Energy (DOE). The Council is being re-established in accordance with the provisions of the Federal Advisory Committee Act (FACA), as amended, 5 U.S.C. Ch. 10.
3. **Objectives and Scope of Activities.** The National Coal Council provides advice and recommendations to the Secretary of Energy on general policy matters relating to coal and the coal industry. As background, coal has several attributes including abundance and affordability. Electric power generated from coal is both reliable and resilient, and coal can also be utilized as a source of fuels, chemicals, critical minerals and advanced products such as graphene and carbon fiber. Clean coal technologies offer the potential to utilize coal in an increasingly environmentally acceptable manner, while preserving its attributes of affordability, reliability and resilience.
4. **Description of Duties.** The duties of the Council are solely advisory. The Council's activities can include providing reports and advice on:
  - Federal policy that affects, directly or indirectly, the production, marketing, and use of coal;
  - Plans, priorities and strategies to address more effectively the technological, economic, regulatory and societal issues relating to coal production and use;
  - The appropriate balance among various elements of Federal coal-related programs;
  - Scientific and engineering aspects of coal technologies, including emerging coal utilization, hybrid energy (including coal), coal conversion and environmental control concepts; and
  - The progress of clean coal research and development pursuant to the laws of the United States of America.
5. **Official(s) to Whom the Committee Reports.** The National Coal Council reports to the Secretary of Energy. The Designated Federal Officer receiving the advisory committee's advice/recommendations is the Assistant Secretary of the Office of Fossil Energy and Carbon Management (FECM).
6. **Support.** Support shall be furnished by the Office of Fossil Energy and Carbon Management.

7. **Estimated Annual Operating Costs and Staff Years.** The estimated annual operating cost associated with supporting the Council is \$678,465; and requires approximately two and one-half full-time equivalents (FTEs).
8. **Designated Federal Officer (DFO).** A full-time or permanent part-time DOE Employee, appointed in accordance with agency procedures, will serve as the DFO (or designee). The DFO (or designee) will ensure the Council complies with FACA, the FACA Final Rule, DOE administrative procedures, and any other applicable laws and regulations; approve or call all of the advisory council and any subcommittee meetings; approve all agendas; attend all Council meetings and subcommittee meetings; adjourn any meeting when the DFO determines it to be in the public interest; chair any meeting when so directed by the agency head; maintain information on Council activities and provide such information to the public, as applicable; and ensure Council members and subcommittee members, as applicable, receive the appropriate training for efficient operation and compliance with FACA.
9. **Estimated Number and Frequency of Meetings.** The Council will meet approximately once or twice a year.
10. **Duration.** The Council is expected to be continuing in nature.
11. **Termination.** The Council terminates 2 years from the charter filing date and may not meet if the charter is not renewed biennially.
12. **Membership and Designation.** The Council will consist of approximately 50 members, who will be appointed by the Secretary of Energy. Council members will be appointed in either a representative capacity or as special government employees. Membership terms shall be for a period of up to 2 years. Council members may be reappointed to additional terms following review. In addition to non-Federal members, Federal employees may serve as Council members (as Regular Government Employees (RGEs)), at the discretion of the Secretary of Energy.

The officers of the Council shall consist of a Chairperson, Vice Chairperson as may be approved by the Secretary of Energy.

The Chairperson and Vice Chairperson shall be elected by the Assistant Secretary for FECM and will serve for a period of 1 to 2 years.

Members of the Council serve without compensation, with a limited exception being a case-by-case reimbursement in accordance with FACA §1006(d)(1)(B), 41 CFR 102-3.130(f), and Section 624 of the DOE Organization Act, for per diem and travel expenses incurred by non-industry, academic or not-for-profit group members while attending Council meetings.

13. **Subcommittee(s).** To facilitate the functioning of the National Coal Council, subcommittees may be formed by the DFO, as appropriate. The objectives of the subcommittees are to make recommendations to the parent Council with respect to particular matters related to the responsibilities of the parent Council. Ad hoc members from outside the National Coal Council may be appointed by DOE, to ensure the competence necessary to conduct the subcommittee's business.

Such subcommittees or work groups may not work independently of the chartered Council and must report their recommendations and advice to the Council for full deliberation and discussion. Subcommittees or work groups have no authority to make decisions on behalf of the chartered Council, nor can they report directly to DOE.

14. **Recordkeeping.** The records of the Council shall be handled in accordance with the General Records Schedule 6.2 and Administrative Records Schedule 16, Item 8b (1.1), and approved agency records disposition schedule. These records shall be available for public inspection and copying, subject to the Freedom of Information Act, 5 U.S.C. 552.

15. **Filing Date.**

Date filed with Congress: June 16, 2025

*David Borak*

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