



State of Nevada

Dept. of Conservation & Natural Resources

State Environmental Commission

901 South Stewart Street, Suite 4001 -- Carson City, Nevada 89701-5249



Notice of Regulatory Hearing Adoption of Regulations and Other Matters Before the State Environmental Commission

The State Environmental Commission (SEC) will hold a meeting on Wednesday, February 9, 2022, at 9:00 am. Due to the recent surge in COVID-19 cases, this meeting will not have a physical location. The SEC is providing alternative methods for the public to participate and provide public comment, either virtually or telephonically, using the link below or the dial-in number below.

Join the meeting: <https://call.lifesizecloud.com/13002081>

Join the Lifesize meeting using Skype for Business:
<https://skype.lifesizecloud.com/13002081>

Click to call from Mobile (audio only)
United States: +1 (877) 422-8614,, 13002081#

Call in by Phone (audio only)
United States: +1 (877) 422-8614
Meeting extension: 13002081#

The purpose of the meeting is to receive comments from all interested persons regarding the information listed on this notice and the meeting agenda. The following information is provided pursuant to the requirements of NRS 233B.0603.

Permanent Regulation R085-21: Bureau of Mining Regulation and Reclamation - Regulation Changes Related to the Adoption of Assembly Bill 148

R085-21 proposes a new regulation pursuant to NAC 519A which proposes regulatory definitions and requirements related to the passage of Assembly Bill 148. The new regulation eliminates the ability of a person(s) from obtaining a reclamation permit if they are not in good standing with reclamation requirements in the United States and describes the process for determining good standing.

The proposed regulation is estimated to have a negligible economic effect on the Nevada mining industry.

Permanent Regulation R086-21: Bureau of Mining Regulation and Reclamation - Adoption of Assembly Bill 148

R086-21 revises existing regulations related to permit application fees and annual permit fees being adjusted for inflation. The revisions also provide for more specific reclamation standards related to final slope topography, updated stormwater controls, and a minimum two-foot earth cover requirement on mine process components for reclamation. The timeframe to post the surety bond has been reduced to 60 days, and the surety release procedures are revised to correlate with existing federal policies. Other changes are intended to provide clarity and establish expectations for the permitting process to increase permitting efficiencies.

The proposed regulation is estimated to have some economic impact on the regulated entities. The magnitude of this impact will depend on the acreage of the proposed project; smaller projects will see a smaller impact than larger projects. Some of this effect will be offset by an increase in the efficiency of the permitting process.

The proposed regulation is estimated to have no economic impact on the public and a nominal economic impact on the implementing agency. The additional funds collected will enable the implementing agency to maintain program viability by ensuring a balanced budget and adequate staffing, allowing for a more efficient permitting process.

Additional Information: Persons wishing to comment on the proposed actions of the SEC may participate in the scheduled public hearing (virtually or by phone) or may address their comments, data, views, or arguments in written form to: State Environmental Commission, 901 South Stewart Street, Suite 4001, Carson City, Nevada 89701-5249. The SEC must receive written submissions at least five days before the scheduled public hearing.

If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the SEC may proceed immediately to act upon any written submissions.

Members of the public can inspect copies of the regulations to be adopted at the State Library and Archives in Carson City (100 Stewart Street), and at the offices of the Division of Environmental Protection in Carson City and Las Vegas. The Carson City office is located at 901 South Stewart Street, Suite 4001 and the Las Vegas office is located at 375 East Warm Springs Road, Suite 200.

As required by the provisions of chapters 233B and 241 of Nevada Revised Statutes, the public notice for this hearing was posted at the following locations: the Bryan Building (901 South Stewart Street, Carson City, Nevada);

the offices of the Division of Environmental Protection in Las Vegas (375 East Warm Springs Road, Suite 200), at the State Library and Archives building in Carson City (100 Stewart Street), the Nevada Division of Minerals, 400 W. King Street, Carson City, NV and the Department of Agriculture, 405 South 21st Street, Sparks, NV.

In addition, copies of this notice have been deposited electronically at major library branches in each county in Nevada as specified below. This notice and the text of the proposed regulations will also be available on the SEC's website at: <https://sec.nv.gov/meetings/sec-regulatory-meeting-february-9-2022>. The proposed regulation denoted in this notice, is, or will be, posted on the Legislative Counsel Bureau's website at <http://www.leg.state.nv.us/register/> and also the Department of Administration's website at <https://notice.nv.gov/>.

Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify, in writing, the Nevada State Environmental Commission, in care of Stephanie Simpson, Executive Secretary, 901 South Stewart Street, Suite 4001, Carson City, Nevada 89701-5249, facsimile (775) 687-5856, or by calling (775) 687-9312, no later than 5:00 p.m. on February 2, 2022.

This Notice was provided to or posted at the following Nevada county locations:

Carson City Library
900 North Roop Street
Carson City, Nevada 89701-3101

Lincoln County Library
63 Main Street
Pioche, Nevada 89043

Churchill County Library
553 South Main Street
Fallon, Nevada 89406-3306

Lyon County Library System
20 Nevin Way
Yerington, Nevada 89447-2399

Las Vegas-Clark County Library District
Director of Marketing and Community Relations
7060 W. Windmill
Las Vegas, Nevada 89113

Mineral County Public Library
P.O. Box 1390
Hawthorne, Nevada 89415

Douglas County Public Library
1625 Library Lane
Minden, Nevada 89423-0337

Pershing County Library
1125 Central Avenue
Lovelock, Nevada 89419

Elko County Library
720 Court Street
Elko, Nevada 89801-3397

Storey County Library - Closed
Posted at Clerk's Office
Address below:

Esmeralda County Library
Corner of Crook & 4th Street
P.O. Box 430
Goldfield, Nevada 89013-0430

Storey County Treasurer and Clerk's Office
Drawer D
Virginia City, Nevada 89440

Eureka County Library
10190 Monroe Street
Eureka, Nevada 89316

Tonopah Public Library (Nye County)
P.O. Box 449
Tonopah, Nevada 89049

Humboldt County Library
85 East 5th Street
Winnemucca, Nevada 89445-3095

Washoe County Library System
301 South Center Street
Reno, Nevada 89501-2102

Battle Mountain Branch Library (Lander County)
625 South Broad Street
Battle Mountain, Nevada 89820

White Pine County Library
950 Campton Street
Ely, Nevada 89301