

Proposed Interim Fluid Management Fund modification to NAC 519A.

Add:

519A.238 Readiness fund.

1. The division shall establish a readiness fund for emergency fluid management. The fund is to be used as a bridge to support fluid management at sites during the surety revocation process, pursuant to NAC 519A.390, until surety money is available. The fund is to be replenished by surety money collected. An operator of a mining operation which is required to have an Industrial Artificial Pond Permit from the division of wildlife pursuant to NRS 502.390 shall submit fees to the readiness fund. On or before April 15, 2001, April 15, 2002 and April 15, 2003, the operator shall submit to the division:

- (a) A fee of \$36,000 if the company's total reclamation liability for mining operations in the state as of April 15, 2000 was more than \$35,000,000;
- (b) A fee of \$24,000 if the company's total reclamation liability for mining operations in the state as of April 15, 2000 was more than \$7,000,000 but did not exceed \$35,000,000;
- (c) A fee of \$6,000 if the company's total reclamation liability for mining operations in the state as of April 15, 2000 was more than \$1,000,000 but did not exceed \$7,000,000; or
- (d) A fee of \$1,000 if the company's total reclamation liability for mining operations in the state as of April 15, 2000 did not exceed \$1,000,000.

2. For purposes of this section, an "operator" has that meaning ascribed to it under NAC 519A.065 and also includes herein any corporate entity with more than one mining operation in the state of Nevada. A corporate entity with more than one mining operation in the state of Nevada may combine the total surety amount posted pursuant to NAC 519A.360 for all of its mining operations in the state of Nevada to determine the total posted surety amount as of April 15, 2000 and the corresponding amount of fees to be paid according to the schedule outlined in subsection 1 above.