

Form #1

Petition to Adopt, Amend, or Repeal Commission Regulations

Approved 10-3-1995



NEVADA
**STATE ENVIRONMENTAL
COMMISSION**

1. Name, address, telephone number, and signature:

Name: Division of Environmental Protection

Address: 901 S Stewart Street, Suite 4001, Carson City, NV 89701

E-mail Address: DDRAGONI@NDEP.NV.GOV

Telephone Number: 775 687 9373

Date of Petition: 6/14/24

Representative capacity and signature of petitioner, authorized individual, officer or attorney:

DANILO DRAGONI - DEPUTY ADMINISTRATOR -

2. Specific type of petitioner (individual, partnership, corporation, government agency, or other) and the exact occupation or business, including a description of the occupation or business if necessary:

The Division of Environmental Protection (Division) is an agency of the Department of Conservation and Natural Resources of the State of Nevada (NDEP). The Division is an environmental regulatory agency.

3. Exact and specific nature of changes sought, including delineation of the regulations, statutory provisions of Commission decisions involved. May include a statement of the written term or substance of the proposed regulatory action, or a description of the subjects and issues involved:

NRS 445A.425 establishes the authority of the State Environmental Commission (SEC) to adopt regulations as necessary to enable the Division to carry out provisions of NRS 445A.300 to 445A.730, inclusive, including the standards of water quality and amounts of waste which may be discharged into waters of the state. The primary focus and main purpose of the amendments is to increase permit application fees for water pollution control at mine sites (implemented by the Bureau of Mining Regulation and Reclamation).

SPECIFIC CHANGES:

The NDEP is proposing an amendment to NAC 445A.232 subsection 2 to allow for a comprehensive change to fee structure for the discharge to groundwater from the dewatering of a mine and water pollution control from mining. These activities are regulated by the Regulation and Closure Program (the Program) with the Bureau of Mining Regulation and Reclamation. The amendment seeks to increase and modify the fee categories assessed to align the revenue generated by the permits program with the increasing costs associated with the implementation of the Mining Program. The amendment also seeks to establish an annual 5% increase of these fees.

(b) Estimated economic effect on the public:

The proposed regulation amendments will have no economic impact on the general public.

(1) Both adverse and beneficial effects:

There are no adverse economic effects to the general public.

(2) Both immediate and long-term effects:

The proposed regulation amendments will have no immediate nor long term economic impact on the general public.

(c) Estimated cost by the agency for enforcement of the proposed regulation:

The proposed regulation will not result in a direct cost for enforcement of the regulation.