

FORM #4
NEVADA STATE ENVIRONMENTAL COMMISSION
SMALL BUSINESS IMPACT DISCLOSURE PROCESS
PURSUANT TO 233B "Nevada Administrative Procedures Act"

RE: LCB File No. R092-13

**By: Nevada Division of Environmental Protection (NDEP), Bureau of Mining
Regulation and Reclamation**

The purpose of this Form is to provide a framework pursuant to NRS 233B.0608 to determine whether a small business impact statement is required for submittal of a proposed regulation before the State Environmental Commission

1. Does this proposed regulation impose a direct and significant economic burden upon a small business?
No.
2. Does this proposed regulation restrict the formation, operation or expansion of a small business?
No.

Note: Small Business is defined as a "business conducted for profit which employs fewer than 150 full-time or part-time employees" (NRS 233B.0382).

3. If **Yes** to either of questions 1 & 2, the following action must be taken:

- A. Was a small business impact statement prepared and was it available at the public workshop.
Not Applicable.
- B. Attach the Small Business Impact Statement as part of Form #4 upon submission of the proposed regulation to the State Environmental Commission when Form #1 (petition to the Commission) is submitted. *Not Applicable.*

SMALL BUSINESS IMPACT STATEMENT

FORM #4

(NRS 233B.0609)

1. Describe the manner in which comment was solicited from affected small businesses, a summary of the response from small businesses and an explanation of the manner in which other interested persons may obtain a copy of the summary. ***Not Applicable.***

2. The manner in which the analysis was conducted (if an impact was determined).
Not Applicable.

3. The estimated economic effect of the proposed regulation on small businesses:

a. Both adverse and beneficial effects

b. Both direct and indirect effects

There will be no economic effect of the proposed regulation on small businesses.

4. A description of the methods that the agency considered to reduce the impact of the proposed regulation on small businesses. *(Include a discussion of any considerations of the methods listed below.)*

A. Simplification of the proposed regulation

B. Establishment of different standards of compliance for a small business

C. Modification of fees or other monetary interests that a small business is authorized to pay a lower fee.

The proposed regulation will not impact small businesses.

5. The estimated cost to the agency for enforcement of the proposed regulation.

There will be no additional cost to the NDEP for enforcement of the proposed regulation.

6. If this regulation provides for a new fee or increases an existing fee, the total annual amount the agency expects to collect and manner in which the money will be used.

The proposed regulation does not address fees.

7. If the proposed regulation includes provisions which duplicate or are more stringent than federal, state or local standards regulating the same activity, provide an explanation of why the proposed regulation is duplicative or more stringent and why it is necessary.

The proposed regulation does not include any provisions that are duplicative or more stringent than federal, state, or local regulatory requirements.

8. The reasons for the conclusions regarding the impact of a regulation on small businesses.

The proposed regulation will revise existing State regulatory requirements for large mining operations which employ greater than 150 full-time or part-time employees. The provisions of the proposed regulation only apply to the largest mines in the State and would not pertain to small mining operations employing fewer than 150 full-time or part-time employees.

I certify that to the best of my knowledge or belief, a concerted effort was made to determine the impact of the proposed regulation on a small business and that the information contained in this statement is accurate.



Colleen Cripps, Ph.D.
Administrator, NDEP

11/6/13

Date