

Secretary of State
Filing Data

**For Filing Administrative
Regulations**

For Emergency
Regulations Only

Effective Date

Expiration Date

Governor's Signature

State Environmental Commission

Classification Proposed Adopted By Agency Temporary Emergency Permanent

3) Regulation R080-08: Administrative Changes to Chapter 519A, Reclamation of Land Subject to Mining Operations or Exploration Projects: This regulation provides clarification of surface ownership for lands affected by applications for reclamation permits. Under section 519A.275 the regulation requires the Nevada Division of Environmental Protection (NDEP) to consider comments received from landowners in making final decisions about postmining land use. This is particularly important where permittees do not own title to the surface of affected land that will be reclaimed.

The regulation further requires mine operators to make timely periodic payments to trust funds established for mine reclamation. Such payments are required to precede actual mining or exploration activities, and must be sufficient to maintain the trust fund balance at a level at or above the outstanding reclamation obligation at any time.

Authority citation other than 233B: §§1-3, NRS 519A.160; §4, NRS 519A.160, 519A.190 and 519A.210.

Notice date: August 22, 2008

Hearing date: September 24,, 2008