

**JIM. GIBBONS**  
Governor



STATE OF NEVADA  
**STATE ENVIRONMENTAL COMMISSION**

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**ALLEN BIAGGI**  
Director



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Carson City, NV

March 15, 2010

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Resources

Ms. Brenda Erdoes, Legislative Counsel

C/o Debra. Corp  
Legislative Counsel Bureau (LCB), Legal Division  
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Carson City, Nevada 89701-4747

MEMBERS

Pete Anderson  
State Forester  
Division of Forestry

**Regulation P2010-02: Repeal of Nevada Clean Air Mercury Rule**

Dear Ms. Corp:

Tony Lesperance, Director  
Department of  
Agriculture

Enclosed for "drafting" by the LCB Legal Division is a proposed permanent regulation that would amend NAC 486A. The Nevada Division of Environmental Protection is proposing to repeal the Nevada Clean Air Mercury Rule Program by removing NAC 445B.3711 to 445B.3791, inclusive, and all references to the program throughout Chapter 445B of the Nevada Administrative Code (NAC).

Eugene Gans  
Las Vegas, NV

This program was established in 2006 in response to a federal requirement for states to control mercury emissions from coal-fired electric generating units at power plants. In February 2008, the US Court of Appeals for the District of Columbia struck down the federal Clean Air Mercury Rule (CAMR) in "State of New Jersey, et al v USEPA, et al". Thus, the federal requirement for the Nevada CAMR program no longer exists

Kenneth Mayer - Director  
Department of Wildlife

Kathryn Landreth  
Reno, NV

Tracy Taylor  
State Engineer  
Division of Water Resources

If you have any questions about this regulation please contact Ms. Adele Malone at 687-9356. More information about the attached regulation is posted on the SEC website at: [http://www.sec.nv.gov/main/hearing\\_0610.htm](http://www.sec.nv.gov/main/hearing_0610.htm)

Harry Shull  
Las Vegas, NV

Sincerely,

***JOHN B WALKER***

John B. Walker  
Executive Secretary

Frances Barron  
State Board of Health  
Las Vegas, NV

Stephanne Zimmerman  
Las Vegas, NV

COUNSEL  
Rosemarie Reynolds

JBW/jbw  
Enclosure  
ecc: Rose Marie Reynolds, Deputy Attorney General  
Colleen Cripps, Deputy Administrator NDEP  
Mile Elges, NDEP / BAQP  
Greg Remer, NDEP / BPC  
Adele Malone, NDEP/BAQP

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