

BRIAN SANDOVAL
Governor



STATE OF NEVADA
STATE ENVIRONMENTAL COMMISSION

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COUNSEL
Rose Marie Reynolds

STAFF
[John B. Walker](#)
Executive Secretary

Electronic Mail

December 16, 2011

Ms. Brenda Erdoes, Legislative Counsel
C/o Debra. Corp
Legislative Counsel Bureau (LCB), Legal Division
401 South Carson Street
Carson City, Nevada 89701-4747

**Re: Regulation P2011-08: Rules of Practice, State Environmental
Commission**

Dear Ms. Corp:

Enclosed for "drafting" by the LCB Legal Division is a proposed permanent regulation. As allowed under NRS 233B.050, this regulation updates NAC 445B.875 which are the "Rules of Practice" governing procedures of the State Environmental Commission (Commission). With regard to disposition of contested case (NAC 233B.121), the proposed regulation clarifies the criteria (i.e., standard of review) for adjudicating appeals; it defines the procedures for submitting briefs; it allows the use of prehearing conferences; it bounds the use of evidence considered in the decision process; it allows dismissal of appeals in certain circumstances; and it clears up the status of attorneys allowed to appear before the Commission.

If you have any questions about this regulation please contact Mr. John B. Walker at 687-9308.

Sincerely,

John B. Walker

John B Walker
Executive Secretary

JBW/jbw

Enclosure
ecc:

Colleen Cripps, Ph.D., Administrator - NDEP
David Emme, Deputy Administrator - NDEP
Rose Marie Reynolds, SEC/DAG