



State of Nevada

Dept. of Conservation & Natural Resources

State Environmental Commission SEC.nv.gov

901 South Stewart Street, Suite 4001, Carson City, Nevada 89701

Agenda SEC Meeting

The State Environmental Commission (SEC) will hold a meeting on **Wednesday, March 19, 2025, at 9:00 am in Carson City**. The meeting will be held in the Bonnie B. Bryan conference room on the first floor of the Bryan Building, located at 901 South Stewart Street. Space is limited at this location; therefore, remote participation is encouraged. Additionally, the meeting will be video streamed to the Red Rock conference room at 375 East Warm Springs Road, Suite 200, in Las Vegas. The public may also participate and provide public comment, either virtually or telephonically, using the following link or dial-in number:

Join the meeting https://teams.microsoft.com/l/meetup-join/19%3ameeting_OTI5NDAzMTMtZDFmOC00MjY3LWExODItNzUxMmI4MWQ2YmE2%40thread.v2/0?context=%7b%22Tid%22%3a%22e4a340e6-b89e-4e68-8eaa-1544d2703980%22%2c%22Oid%22%3a%22f7cf1a57-aa9a-4aa8-ab6b-9414ab15f56e%22%7d

Meeting ID: 260 561 852 779

Passcode: xL2QM6gm

Click to call from Mobile (audio only)

+1 775-321-6111,,969884116#

Call in by Phone (audio only)

United States: +1 775-321-6111

Meeting extension: 969 884 116#

Please Note: This is a stacked agenda, and the following items may be taken out of order and/or combined for consideration. Items may also be removed from the agenda, or the SEC may delay discussion relating to an item on the agenda at any time. No public comment may be taken on a contested case or quasi-judicial proceeding prior to the commencement and conclusion of a contested case or a quasi-judicial proceeding that may affect the due process rights of an individual. See NRS 233B.126.

1) Call to Order, Roll Call, Establish Quorum (Discussion only)

2) Public Comment (Discussion Only)

Those wishing to make public comment that are participating remotely may do so by calling (775) 321-6111 and using meeting extension 969 884 116#, or by raising your hand through the TEAMS platform so the moderator may call on you.

Members of the public will be invited to speak before the SEC; however, no action may be taken on a matter during public comment until the matter itself has been included on an agenda as an item for possible action. Public comment may be limited to three minutes per person at the discretion of the chairperson. Additional comments may be submitted to the Commission for inclusion in the meeting minutes.

3) Approval of November 19, 2024, Draft Meeting Minutes (For Discussion and Possible Action)

Penalty Assessments

4) Safety-Kleen Systems, Inc. - NOAV Nos. 3069 and 3150 (For Possible Action)

Alleged failures to construct or operate a stationary source in accordance with any condition of an operating permit, in violation of Class II Air Quality Operating Permit AP2992-1473.03.

Recommendation: Approve the NDEP-recommended penalties for Safety-Kleen Systems, Inc. in the amount of \$6,600 for NOAV No. 3069 and \$29,150 for NOAV No. 3150, for a total of \$37,750, or take other action as appropriate.

Regulatory Petitions

5) Permanent Regulation R119-24: Bureau of Air Quality Planning - Adopting Federal Regulations by Reference

R119-24 is proposing to amend sections 445B.220 and 445B.221 of Nevada Administrative Code (NAC) to adopt by reference applicable provisions of federal law and regulations to prevent, abate, and control air pollution and to establish standards for air quality (Nevada Revised Statutes [NRS] 445B.210). Under existing regulations, the Commission has adopted by reference certain provisions of federal regulations and certain standards for testing air quality. (NAC 445B.221) This regulation: (1) revises which provisions of federal regulations are adopted by reference; (2) revises certain standards for testing air quality previously adopted by reference; and (3) updates the price for and manner of obtaining the publications containing those standards.

The proposed changes are not expected to have any economic impact on the public, the regulated community, or the Division.

6) Permanent Regulation R126-24: Bureau of Corrective Actions - Alignment of Brownfield Regulatory Language with Federal Regulations

R126-24 proposes to amend Chapter 459 of the NAC to ensure consistency with the terms and conditions entered by the state with the U.S. EPA regarding the use of federally granted Fund for Brownfield Projects (Fund). The proposed revisions: 1) define new terms introduced by the proposed revisions; 2) identify the goal of the Fund; 3) expand existing match funds to include in-kind services and provide relief from match for disadvantaged recipients; 4) increase the percentage of the Fund available for subgrant to eligible entities; and 5) expand eligible uses of the Fund, which is currently limited to cleanup, to include planning, community involvement, site assessment, and other tasks necessary for successful Brownfield property redevelopment.

The proposed changes are not expected to have any adverse economic impacts on the public, the regulated community, or the Division.

7) Permanent Regulation R130-24: Bureau of Corrective Actions - Regulatory Clean-up in Response to the Governor's Executive Order EO2023-003

R130-24 proposes to amend Chapter 445A of the NAC to remove outdated references and add references to current and dynamic federal regulations and guidance. The amended language clarifies that current soil contaminant screening levels and drinking water Maximum Contaminant Levels should be used for risk assessment and potential cleanup rather than levels determined based on 1996 toxicology data.

The proposed changes are not expected to have any economic effect on the public, regulated businesses, or the Division.

8) Language Access Plan: (For Discussion Only)

9) Administrator's Briefing to the Commission: (For Discussion Only) Administrator Jennifer Carr will provide the Commission with general management updates.

10)Public Comment: Members of the public will be invited to speak before the SEC; however, no action may be taken on a matter during public comment until the matter itself has been included on an agenda as an item for possible action. Public comment may be limited to three minutes per person at the discretion of the chairperson.

11)Adjournment

Additional Information: Persons wishing to comment on the proposed actions of the State Environmental Commission may appear at the scheduled public hearing or may address their comments, data, views, or arguments in written form to:

State Environmental Commission, 901 South Stewart Street, Suite 4001, Carson City, Nevada 89701-5249. The SEC must receive written submissions at least five days before the scheduled public hearing.

If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the SEC may proceed immediately to act upon any written submissions.

Members of the public can inspect copies of any regulations to be adopted at the State Library and Archives in Carson City (**100 Stewart Street**), and at the offices of the Division of Environmental Protection in Carson City and Las Vegas. The Carson City office is located at **901 South Stewart Street, Suite 4001**, and the Las Vegas office at **375 East Warm Springs Road, Suite 200**.

As required by the provisions of chapters 233B and 241 of Nevada Revised Statutes, the public notice for this meeting was posted at the following locations: the Bryan Building (**901 South Stewart Street, Carson City, Nevada**); the offices of the Division of Environmental Protection in Las Vegas (**375 East Warm Springs Road, Suite 200**), the Nevada Division of Minerals, **400 W. King Street, Carson City, NV** and at the Nevada Department of Agriculture (**405 South 21st Street, Sparks, Nevada**).

In addition, copies of this notice have been deposited electronically at major library branches in each county in Nevada. This notice and the text of the proposed regulations are also available on the State Environmental Commission's website at: <https://sec.nv.gov/meetings/sec-meeting-march-19-2025>.

Any proposed regulations denoted in this notice, including previous drafts, are or will be posted on the Legislative Counsel Bureau's website.

Members of the public who would like to inspect all supporting materials for this meeting or members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify, in writing, the Nevada State Environmental Commission, in care of Sheryl Fontaine, Executive Secretary, **901 South Stewart Street, Suite 4001, Carson City, Nevada 89701-5249**, facsimile **(775) 687-5856**, or by calling **(775) 687-9374** no later than 5:00 p.m. on March 12, 2025.