

NEVADA DIVISION OF ENVIRONMENTAL PROTECTION
Workshop to Solicit Comments on Proposed Amendments to
NAC 519A: Reclamation of Land Subject to Mining Operations or Exploration Projects

April 9, 2026
2:00 PM

Bonnie B. Bryan Boardroom
1st Floor
901 South Stewart Street
Carson City, NV 89701

Red Rock Conference Room
Suite 200
375 East Warm Springs Road
Las Vegas, NV 89119

The workshop was also held virtually and was
publicly accessible by video conference and phone

MEETING NOTES

ATTENDEES:

Workshop Chair:

Ashley Taylor, Chief, BMRR

NDEP Staff:

Danilo Dragoni, Deputy Administrator
Natasha Zittel, Supervisor, BMRR
Todd Suessmith, Interim Supervisor, BMRR
Tamara O'Brien, Supervisor, BMRR

Public:

Carson City:

Stephanie Hallinan, Kinross Mining (Bald Mountain), Inc.
Kenneth DePaoli, BLM
Kyle Davis, Pinyon Public Affairs
Stephanie Stroeberl, Nevada Gold Mines

Las Vegas:

No Attendees

*Virtual*¹:

Chris Peterson, GRC Nevada
Frederick Partey, KGHM
Ralph Sacrison

¹ Participants are listed using their online registration. Last name and/or affiliation may not have been provided.

CALL TO ORDER

Ms. Taylor called the meeting to order at 2:01 PM, explained the purpose of the Public Workshop, and introduced the staff present. Ms. Taylor explained that the names of attendees would be collected for the record and that the meeting was being recorded. Ms. Zittel explained that virtual attendees would be muted by the moderator and how they could signal to the moderator that they had a question or comment so they could be unmuted. Ms. Zittel explained that a copy of the proposed regulations, agenda, and State Environmental Commission Forms 1 and 4, could be found on NDEP's website and in the chat for the workshop.

Mr. Suessmith reviewed the workshop agenda. Mr. Suessmith explained how the regulation adoption process works. The regulation adoption timeline was explained, specifying that there would be a 30-day public comment period prior to the State Environmental Commission (SEC) hearing for each set of proposed amendments. Mr. Suessmith stated that unless there are substantive changes based on feedback from this workshop, permanent regulation R145-24 is expected to be heard before the April 30th SEC. Any information about the hearing can be found on the SEC website. If the regulations are adopted by the SEC, they are submitted to the Legislative Commission. If the Legislative Commission approves the regulations, they are filed with the Secretary of State and become effective. Mr. Suessmith paused and asked if there were any questions about the information that had been presented so far.

Ms. Taylor then moved on to present the petition.

R145-24 SUMMARY

Ms. Taylor presented R145-24, proposed revisions of NAC 519A.392. The change seeks to increase funding to the Trust Fund for Short-Term Fluid Management to ensure the State can manage process fluids at a mining operation in case of operators' default, until the posted surety can be utilized, at which time the fund will be replenished.

Ms. Taylor reviewed that the Trust Fund for short term fluid management was established for manage fluids at defaulting mine sites while the process for forfeiture of the surety is pending and that this process can take 6 months or longer depending on which entity holds the bond or if bankruptcy has been filed. Meanwhile, the management of process fluids may require immediate action to prevent a discharge onto the ground surface that could adversely impact human health, public safety or the environment. Once the forfeiture of the surety is complete the money spent on fluid management from the trust fund will be replenished.

The original fund was established in 2000, and it has not been increased for inflation or the increases costs for the short-term fluid management. The Division has determined that the Fund is currently inadequate to support short-term fluid management at today's costs and the increased complexity of mining operations.

The proposed regulation seeks an annual payment from facilities with Interim Fluid Management as part of their surety, this is the part of the surety identified to manage process fluids while the surety is being forfeited. Ms. Taylor discussed that as currently written the payment is 1% of the

Interim Fluid Management amount and will be collected annually until the fund reaches \$15 million. Based on feedback already received by stakeholders it has been determined the proposed percent for that the annual payment will be 0.45% of the Interim Fluid Management amount and will be collected until the fund reaches \$10 million, at which time the payment will be terminated. This is what will be presented to the SEC as a green line, in addition, these changes had been provided in the regulations and forms provided here today.

The payments will be deposited in the Trust Fund for Short Term Fluid Management we discussed on the previous slide and up to 50% of the fund can be placed into authorized investments in order to keep up with inflation and any rising fluid management costs.

If adopted, the first payment would be due April 15th, 2027. It is estimated it will take approximately 12 to 15 years to reach \$10 million.

The Division has also committed to post an update on the balance of the trust fund on or before December 31st of each year and this is part of the proposed regulation. Anyone affected should have received notification in the mail with the anticipated costs.

Ms. Taylor then asked if there were any questions or comments on R145-24.

COMMENTS AND QUESTIONS

Kyle Davis: My name is Kyle Davis. I'm here today on behalf of the Nevada Mining Association. I don't have any specific comments on this regulation. I just wanted to thank the Division for working with the industry and having conversations about how this regulation will work, the impact of it and the various ways in which it could and could not be used to make sure that we are that we're putting in a program together that will that will effectively take care of any situation that may occur in the future while you know minimizing the hardship on existing operators. So thank you for the time that you've taken to work with us. I think we are in good shape now.

Ashley Taylor: Thank you.

CLOSING REMARKS AND ADJOURNMENT

Ms. Taylor asked if there were any other comments or questions and then stated if there are no further questions or comments this meeting is adjourned.

Meeting was ended at 2:12 pm.