



## Agenda SEC Regulatory Meeting

The State Environmental Commission (SEC) will hold a meeting on Wednesday, July 1, 2020 at 9:00 am. Pursuant to the Governor's Emergency Directive 006, this meeting will be conducted online via Lifesize and there will be no physical location for the meeting.

Join the meeting: <https://call.lifesizecloud.com/3886496>

Call in by Phone (audio only)

United States: +1 (312) 584-2401

Meeting extension: 3886496#

**Please Note:** The following items may be taken out of order and/or items may be 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. 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, the SEC may refuse to consider public comment. See NRS 233B.126

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

### 2) 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.

### 3) Approval of December 4, 2019 Meeting Minutes (For Possible Action)

## REGULATORY PETITIONS

### 4) Permanent Regulatory Petition R084-19: Bureau of Sustainable Materials Management (For Possible Action)

NDEP is proposing to amend NAC 444 to align with current federal hazardous waste regulations (adoption by reference) and to also address housekeeping items that clarify the existing regulations.

**Recommendation:** Approve and adopt permanent regulatory petition R084-19, as proposed, or take other action as appropriate.

**5) Permanent Regulatory Petition R120-19: Bureaus of Air Quality Planning and Air Pollution Control (For Possible Action)**

NDEP is proposing to amend NAC 445B to align with current federal air regulations (adoption by reference).

**Recommendation:** Approve and adopt permanent regulatory petition R120-19, as proposed, or take other action as appropriate.

**6) Permanent Regulatory Petition R121-19: Bureau of Water Pollution Control (For Possible Action)**

NDEP is proposing to amend NAC 445A with respect to wastewater operator certification and plants for sewage treatment classification.

**Recommendation:** Approve and adopt permanent regulatory petition R121-19, as proposed, or take other action as appropriate.

**7) Permanent Regulatory Petition R018-20: Bureau of Mining Regulation & Reclamation (For Possible Action)**

NDEP is proposing to amend NAC 445A with respect to an optional mining pre-application review process that will expedite the permitting process.

**Recommendation:** Approve and adopt permanent regulatory petition R018-20, as proposed, or take other action as appropriate.

**8) Permanent Regulatory Petition R050-20: Bureau of Safe Drinking Water (For Possible Action)**

NDEP is proposing to amend NAC 445A to align with the Nevada Board of Engineers for documents submitted by professional engineers.

**Recommendation:** Approve and adopt permanent regulatory petition R050-20, as proposed, or take other action as appropriate.

**9) SEC Update Regarding Eureka Molly LLC's Mount Hope Mining Project (Discussion)**

During the September 4, 2019 appeal hearing regarding the Mt. Hope mining project, the SEC upheld the reissuance of Water Pollution Control permit #NEV2008106. The SEC also directed NDEP to have discussions with the appellant, Great Basin Resource Watch, regarding specific issues raised during the hearing. The SEC directed NDEP to report back regarding these discussions. On February 18, 2020, Great Basin Resource Watch requested an opportunity to also provide the SEC with an update regarding post appeal hearing discussions.

**10) Administrator's Briefing to the Commission: (Discussion)** Administrator Greg Lovato will brief the Commission on general management updates.

**11) 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.

## **12) Adjournment**

As required by the provisions of chapter 241 of Nevada Revised Statutes and the Governor's Emergency Directive 006, this agenda was electronically provided to all persons on the State Environmental Commission's e-mail distribution list and was also posted no later than three working days prior to the regulatory hearing on the following websites:

- State Environmental Commission Website: <https://sec.nv.gov/meetings/july-2020-regulatory-meeting>
- Nevada Legislature website: <https://www.leg.state.nv.us/>
- State of Nevada Public Notice website: <https://notice.nv.gov/>

Supporting material for the above referenced meeting are posted on the State Environmental Commission's website at: <https://sec.nv.gov/meetings/july-2020-regulatory-meeting>. Anyone desiring supporting material or additional information is invited to contact Valerie King at (775) 687-9374.

Persons wishing to comment on the proposed actions of the SEC may join the virtual 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 requests time to make an oral presentation, the SEC may proceed immediately to act upon any written submissions.

Members of the public who are disabled and require special accommodations or assistance are requested to notify, in writing, the Nevada State Environmental Commission, in care of Valerie King, 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 26, 2020.